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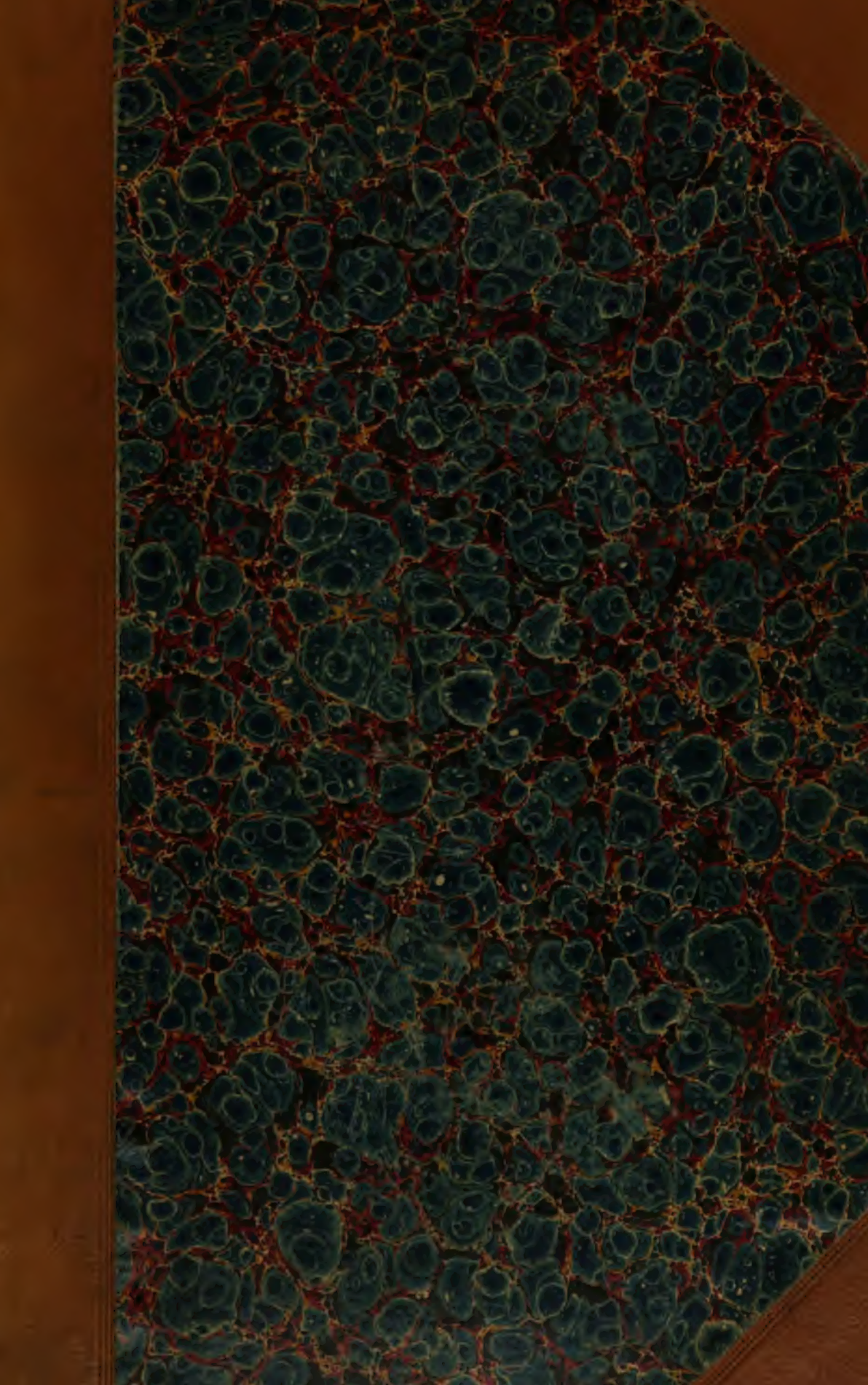
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**T H E**  
**J U R I S T.**

**VOL. XII.—PART II.**

**CONTAINING**

**ORIGINAL ARTICLES ON LEGAL SUBJECTS,  
ALL IMPORTANT STATUTES,  
THE RULES AND ORDERS OF THE VARIOUS COURTS,  
THE GAZETTES, CAUSE LISTS,  
AND MISCELLANEOUS LEGAL INFORMATION,  
FOR  
THE YEAR 1848:  
WITH AN  
ALPHABETICAL LIST OF BANKRUPTS,  
AND  
INDEX OF PRINCIPAL MATTERS.**

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**LONDON:**  
**S. SWEET, CHANCERY LANE;**  
**V. & R. STEVENS & G. S. NORTON, 26 BELL YARD AND 194 FLEET STREET.**

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# The Jurist

No. 575—VOL. XII.

JAN. 15, 1848.

Price 1s., with Supplement, 2s.

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LONDON, JANUARY 15, 1848.

THAT there is great absurdity in the conflict between the law and practice relating to the confirmation of the election of a Bishop, none can deny; and, perhaps, the recent exhibition on the occasion of confirming the election of the Bishop of Hereford, may lead to a correction of the practice—a correction which possibly may be made without the authority of Parliament, while it is quite clear, that the law can only be corrected by Parliament. The case is in reality not very complex. It stands thus:—According to a practice which must have been settled long before the 25th of Henry VIII., and on the foundation of which the most learned civilians profess ignorance, one of the forms attending the confirmation of the election of a Bishop is, that the officer of the Archbishop formally calls upon all persons who desire to object, to come forward and do so, and promises that they shall be heard. But the statute law is, that the Archbishop *shall confirm*: he has no power to hear and determine whether he will confirm or not. He must confirm simpliciter, or commit a breach of the law. Hence the conflict; he calls upon persons, according to the practice, to come forward and object; but when they have come, he tells them, that he has no authority to hear, and accordingly refuses to hear them. No doubt it is grossly absurd that the people should be called upon to object to a proceeding when their objections cannot be listened to; but there cannot be a moment's question in the mind of any lawyer, that in such a conflict the statute must be obeyed, whatever may be the ridicule that obeying it may throw upon the ceremonial. With reference to the foundation of the practice, those most learned in the ecclesiastical law profess, as we have said, ignorance. "I may observe," says the Vicar-General, (Dr. Burnaby), in giving judgment on the claim of the objectors

(in the case above referred to), to be heard, "that the act itself (the 25 Hen. 8) prescribes no mode of proceeding in the performance of the duty enjoined, nor refers to any: the office whence these proceedings issue supplies none beyond the form now in use, and which has prevailed and been acted upon for a period of 300 years. The citation and præconization may seem to imply the existence of others in the call made by them upon opposers to appear and make their objections; if they have any; but how these objections are to be received, in what form to be made, how to be proved or sustained, and with what result, is nowhere, that I can find, laid down with reference to the ceremony of confirmation by any book of authority, or writer on the law, or the practice thereof, as prevailing and established in this country. Whether in the cases of other countries any such forms of procedure are to be found grounded upon the authority of the canon law, or the decrees of councils, I am unable to say. In the present case we are bound by the statute law of the realm, which affords us no alternative but that of confirming the election which is certified to have been made by the Dean and Chapter of Hereford, or of subjecting ourselves to the pains and penalties of præmunire."

It is to be inferred, no doubt, from the language of the proclamation made for objectors, that, at some time, objectors were heard; and a passage in Blackstone, referring to the lengthened struggle which took place in this country between the Crown and the Roman Catholic hierarchy upon the right to make Bishops, shews plainly, that the citation to objectors was not originally a mere form. "At length," says that learned writer, (vol. 1, p. 379), "when the Emperor Henry V. agreed to remove all suspicion of encroachment on the spiritual character by conferring investitures for the future per sceptrum, and not per annulum et baculum, and when the Kings of England



and France consented also to alter the form of their kingdoms, and receive only homage from the Bishops for their temporalities, instead of investing them by the ring and crozier, the court of Rome found it prudent to suspend for a while its other pretensions.

"This concession was obtained from King Henry I. in England, by means of that obstinate and arrogant prelate, Archbishop Anselm; but King John, (about a century afterwards), in order to obtain the protection of the Pope against his discontented barons, was also prevailed upon to give up, by a charter, to all the monasteries and cathedrals in the kingdom, the free right of electing their prelates, whether abbots or bishops, reserving only to the Crown the custody of the temporalities during the vacancy, the form of granting a license to elect, (which is the original of our *congé d'élire*), on refusal whereof the electors might proceed without it, and the right of approbation afterwards, which was not to be denied without a reasonable and lawful cause. This grant was expressly recognised and confirmed by King John's Magna Charta, and was again established by stat. 25 Edw. 3, st. 6, s. 3."

In this state of things, there was no conflict between the law and the practice, the right of election being by law in the Church, and the veto only in the Crown; and that veto, by express enactment, only to be exercised upon reasonable cause, and therefore, by implication, capable of being exercised upon good and reasonable objections being shewn.

The conflict has been created by the language of the 25 Hen. 8, c. 20, which vests the actual power of confirmation, as well as of nomination, in the Crown, and in most unmistakeable language deprives the Archbishop of all discretion in the matter of confirming and consecrating the elected Bishop. "Be it enacted," &c., (5th section), "and that the person so elected, after certification made of the same election, under the common and covent seal of the electors to the King's Highness, his heirs or successors, shall be reputed and taken by the name of Lord elected of the said dignity and office that he shall be elected unto, and then making such oath and fealty only to the King's Majesty, his heirs and successors, as shall be appointed for the same, the King's Highness, by letters-patent under his Great Seal, shall signify the said election, if it be to the dignity of a Bishop, to the Archbishop and Metropolitan of the province where the see of the said bishopric was void, if the see of the said Archbishop be full and not void, and, if it be void, then to any other Archbishop within this realm, or in any other the King's dominions, *requiring and commanding such Archbishop, to whom any such signification shall be made, to confirm the said election*, and to invest and consecrate the said person so elected to the office and dignity that he is elected unto, and to give and use to him all such benedictions, ceremonies, and other things requisite for the same, without any suing, procuring, or obtaining any bulls, letters, or other things from the see of Rome for the same, in any behalf."

And, by the 7th, "If any Archbishop or Bishop within any the King's dominions after such election, nomination, or presentation shall be signified unto them

by the King's letters-patent, shall refuse, and do not confirm, invest, and consecrate with all due circumstance as is aforesaid, every such person as shall be so elected, nominated, or presented, and to them signified as is above mentioned within twenty days next after the King's letters-patent of such signification or presentation shall come to their hands; or else, if any of them, or any other person or persons, admit, maintain, allow, obey, do, or execute any censures, excommunications, interdictions, inhibitions, or any other process or act of what nature, name, or quality soever it be to the contrary or let of due execution of this act, that then every Prior and particular person of his convent, and every Dean and particular person of the chapter, and every Archbishop and Bishop, and all other persons so offending and doing contrary to this act, or any part thereof, and their aiders, counsellors, and abettors, shall run into the dangers, pains, and penalties of the estatute of the provision and *præmunire*, made in the 25th year of the reign of King Edward III., and in the 16th year of King Richard II."

If then the Crown is empowered by the statute to command the Archbishop to confirm, and the Archbishop is rendered liable to penalties if he do not confirm accordingly, he has plainly no jurisdiction to do any other act than that of confirming. He cannot hear objections, because no objection can, by any possibility, influence his act. His function by the statute is ministerial, not judicial.

The case is, therefore, as we commenced by saying, simply that of a formula of practice being retained, the objects of which have been wholly destroyed by statute. There can be no manner of doubt which must prevail, when we have a plain act of Parliament on the one side, and a practice, inconsistent with it, on the other. But whatever may have been originally the reason of leaving the formula of practice subsisting while the statute destroyed all its objects, it is certainly time that the practice should be corrected and made conformable to the law.

#### OBSERVATIONS ON THE PRINCIPLE OF *TIPPING v. CLARKE*, (2 Hare, 383), AND ITS APPLICATION IN PRACTICE.

The question of sufficiency in an answer is one which requires very considerable discretion in applying the authorities, especially having regard to the doctrine not laid down as new, but stated as well settled in *Tipping v. Clarke*, (2 Hare, 383). If those who originally laid down that doctrine, could have foreseen the uncertainty that it has introduced into the question of sufficiency of an answer, they would probably have hesitated before they guarded against evasive answers by adopting it. For it is scarcely too much to say, that it has operated much more to the injury of honest defendants, than to the advantage of honest plaintiffs. To us it has always appeared, that a rule which lays down that an answer is not sufficient if the defendant, making his own statement of facts, and then averring that, except as appears by that statement, he denies, or is ignorant of the truth of the allegations of the bill, unless in his statement of facts is found a substantial meeting of all the allegations of the bill, is a rule founded on incorrect reasoning. According to the rule, if the bill alleges that the defendant possessed oxen, horses, and other chattels, and then interrogates suitably, and the de-

fendant answers, that he possessed oxen, and save as aforesaid, he denies that he possessed oxen, horses, or other chattels, such an answer is insufficient, because the defendant, it is said, by referring to a preceding answer, intimates that he does not intend a complete denial, but only a denial qualified by some statement; and that, if no such statement is in fact found aforesaid, he is deluding the plaintiff by an evasive answer. The technical answer to this reasoning seems to be, that a reference to a qualification which turns out to be no qualification, is just equivalent to nil, and is in fact no qualification at all. It can scarcely be denied, that, if in answering an allegation of several distinct matters, a defendant were in terms to answer thus:—"This defendant saith, that as to the matters contained in the *n<sup>th</sup>* interrogatory he answers nothing, and save as aforesaid, he denies" &c.; and were then to traverse the interrogatory, such an answer, however ridiculous, would be sufficient. It could scarcely be said to delude the plaintiff by expressly referring him to nothing, and then informing, that, except as he had already informed him, he denied his allegation. Now, what difference can there be between an allegation in terms, that the defendant has nothing to say, and an omission to say anything? What difference can there be between a qualification of a specific answer on the face of it being no qualification, and one which is in fact no qualification by being really a nullity? If I refer to something aforesaid as a qualification of what I subsequently say, and, upon looking to what I have before said, it is found that I have said nothing, or, what is equivalent, nothing pertinent to the matter, is not the effect simply that the subsequent statement, being qualified by nothing, is unqualified? Such, we apprehend, is the technical reasoning in answer to the doctrine of *Tippling v. Clarke*.

The practical and substantial objection to the rule is this, that the form of answering, against which it addresses itself, is rendered necessary by the blending of truth and falsehood so common in bills, from which results a difficulty in answering almost insurmountable, and certainly tending to interminable prolixity if the defendant were bound to answer specifically every item of allegation contained in the bill. To avoid this difficulty draftsmen have resorted to the process of stating, as a substantive recital of facts, all that the defendant has to say on the subject-matter inquired after by the bill, and then to deny or ignore, as the case may be, subject to the qualification of the previous statements, the specific allegations. If he is bound in his substantive statement to give a specific answer to all the allegations of the bill, he is, in fact, bound to do the very thing, the great difficulty of doing which has driven draftsmen into the mode of answering by a general statement of facts, followed by a traverse, "save as aforesaid." However, of the existence of the rule there can be no doubt. But it requires some caution to apply it in practice; and it is not to be assumed that every answer is insufficient in which the defendant omits in specific terms to meet every allegation of the bill in his preliminary statement. The expressions used by Wigram, V. C., in *Tippling v. Clarke*, (2 Hare, 398), appear carefully to guard against extending the rule so far:—"The rule," says his Honor, "since I have known the practice of the Court, has been, that wherever a defendant denies the bill to be true, save as aforesaid, or except as appears by the other parts of the answer, if there be not found on the answer a clear and sufficient statement which, to a reasonable extent, meets the whole case, the answer is deemed evasive."

Thus, for instance, if a bill interrogated the defendant whether he had oxen, horses, and other chattels, and he were to answer, that he had set forth in the annexed schedule all the animals and chattels that he possessed,

and then to traverse the interrogatory, save as aforesaid, we apprehend, that, so far as regards the doctrine of *Tippling v. Clarke*, such an answer would be sufficient, because the general word "animals" would include all the specific classes of animals inquired after by the bill. But if the interrogatory had referred to some creature not in common acceptance included under the general word "animals," then we conceive such an answer would be insufficient. The very generality of the rule of necessity renders its application somewhat uncertain; and the question, whether an answer framed on this principle is sufficient or not, is in general to be determined more by reference to the *bonâ fides* apparent upon the whole answer, and by seeing, whether, in substance, the allegations of the bill are answered, than by considering whether a mental reservation is just capable of co-existing with the answer put in.

## ON THE WRIT OF MANDAMUS.

(Continued from Vol. XI., p. 462).

The 11 Geo. 1, c. 4, s. 3, after reciting, that, in certain boroughs and towns corporate within the district therein mentioned, the mayor, bailiffs, or other chief officers are to be nominated, elected, and sworn at a court leet or view of frankpledge, or some other court, and that by reason of the contrivance or default of the lord or his steward, or such other officer, by or before whom such court ought to be held, in not holding the same, or by some accident, it hath happened and may hereafter, that no due nomination, election, or swearing of such mayor, &c., can be had or made, enacts that in every such case it shall be lawful for the Court of King's Bench, upon motion for that purpose, to award a writ of mandamus, requiring the lord or his steward, or other officer, by or before whom such court ought to be held, to hold or cause to be holden such court leet or other court, and to do every other act necessary to be done by him in order to such nomination, election, or swearing, at such day and time as shall be for that purpose judged proper by the said Court of King's Bench, and shall be appointed in such writ, or to signify to the said Court good cause to the contrary, and thereupon to cause such proceedings to be had and made as in other cases of writs of mandamus granted by the said Court for holding of any court; and of the day and hour appointed in and by any such writ of mandamus for holding such court, public notice in writing shall by such person as the said Court of King's Bench shall appoint, be affixed in the market place within such borough or town corporate by the space of six days before the day so appointed. (*Rea v. Melverton*, 3 Adol. & Ell. 284).

The court-rolls and books of a manor are of a public nature, in which the tenants have an interest. The lord of the manor, who has the custody of them, is considered in the light of a trustee. Therefore, the tenant of a manor is entitled to inspect and take copies of the books so far as relates to the copyhold in question, and if the lord refuse permission a mandamus lies to compel him. (*Rea v. Shelly*, 3 T. R. 141; *Rea v. Lucas*, 10 East, 235; *Rea v. Tower*, 4 M. & S. 162; Com. Dig., "Evidence," C. 2; *Rea v. Almon*, Barnes, 23; *Hobson v. Parker*, Id. 237; *Baldwin v. Judge*, Id.; *Warren v. Giles*, 2 Str. 955; *Crew v. Saunders*, Id. 1005; 12 Vin. Abr. 146; *Rea v. The Fraternity of Hostmen, Newcastle-upon-Tyne*, 2 Str. 1223; *Ramsbottom v. Cooper*, 2 Chit. Rep. 231; Tidd, 594, 9th ed.; see *R. v. Smallpiece*, 2 Chit. Rep. 288). The rule in this case is absolute in the first instance, upon an affidavit that the copyhold tenant has applied and been refused. (*Reg. Gen.*, H. T., 2 Will. 4, r. 102). It is not sufficient that the demand be made by an agent only; (*Ex parte Hunt*, 7

Dowl. 690); and this, although the party is not a tenant on the rolls, if a *prima facie* title be shewn, or any suit depending. (*Res v. Lucas*, 10 East, 235; *Res v. Allgood*, 7 T. R. 746; *Res v. Tower*, 2 M. & S. 162; 1 Tidd's Prac. 648, 8th ed.).

The application may be made by any of the parties interested; and where there are several interested in the same property, they need not join in the application. The demand cannot be made by the agent of a person authorised by a power of attorney, although the agent's authority is in writing. (*Ex parte Hunt*, 7 Dowl. 690).

The act for the abolition of fines and recoveries, enacts that a tenant in tail of lands held by copy of court-roll, whose estate shall be merely an estate in equity, shall have full power by deed to dispose of such lands under the act, in the same manner as if they were of freehold tenure; and directs that the deed by which the disposition shall be effected, shall be entered on the court rolls of the manor, of which the lands thereby disposed of are parcel. Therefore, if the lord or steward of the manor refuse to enrol such deed, the Court will compel him by mandamus. It is not necessary to annex a copy of the deed itself in making the application, if the contents are stated in the affidavit. (*Crosby v. Fortescue*, 5 Dowl. 272; see 3 & 4 Will. 4, c. 74, s. 53).

The Court refused to grant a mandamus to compel the lord of a manor to grant a license to a copyholder to demise his copyhold land, although it was alleged that there was a custom that the tenant might demise for three years without license; and that for a license to demise during a longer period, the lord was entitled to a sum certain for every year of such term, the Court saying that there was no instance to be found of their granting a mandamus to the lord to license under any circumstances. (*Reg. v. Hale*, 9 Adol. & Ell. 339). Quære, if a suit in equity would lie to compel a lord to grant a license to let a copyhold? (*Ballard v. Agard*, 6 Vin. Abr. 240, "Copyhold," Y. e.; and see per Lord Denman, C. J., in *Reg. v. Hale*). So, the Court will refuse a mandamus to the steward of a manor belonging to the Crown, although he may have received his appointment from the Commissioners of Woods and Forests under the 10 Geo. 4, c. 50, for that act does not divest the legal estate out of the Crown, but merely gives to the commissioners the management of the land revenues. The only remedy in such a case is by petition to the Crown, for no mandamus lies to the sovereign, because there would be an incongruity in the Queen commanding herself to do an act, and also, because the disobedience to a writ of mandamus can only be enforced by attachment. (*Reg. v. Powell*, 1 Adol. & Ell., N. S., 352; *Reg. v. Evans*, Id. 355, n.; S. C., 10 Law Journ., N. S., Q. B., 148; 5 Jur. 605; 4 Per. & D. 719; see 10 Geo. 4, c. 50; 1 & 2 Vict. c. 2; see also, *In re De Bode*, 6 Dow, 776). So a mandamus will be refused to the steward to accept a surrender into the hands of the lord according to the custom, unless the lord be made a party to the rule. (*Reg. v. Evans*, 1 Adol. & Ell., N. S., 355; S. C., nom. *Reg. v. Witchford*, 8 Law Journ., N. S., Q. B., 251; 7 Dowl. P. C. 709). A mandamus to compel admission cannot properly go to the steward alone, but the lord must be joined in it in order that his interest may be the better protected. (*Reg. v. Witchford*, ubi sup.).

The steward of a manor is not bound to accept a general surrender of tenements without describing particularly what the tenements are, therefore the Court refused a mandamus to compel him. (*Reg. v. Bishop's Stoke*, 8 Dowl. 608). The 3 & 4 Will. 4, c. 74, s. 53, (Fines and Recoveries Act), only applies to equitable estates of tenants in tail of lands held by copy of court-roll, the Court therefore refused a mandamus to the lord of a manor, commanding him to enter on the court rolls an indenture touching certain customary freehold hereditaments, although it appeared that the steward of the

manor was accustomed to give admittances, signed by him to the grantor of such hereditaments, but did not enrol the deed by which they were granted. (*Reg. v. Ingleton*, 8 Dow, 693). Nor will the Court compel the lord of a manor by mandamus to grant a license for digging brick earth, or doing any act amounting to waste, when the license is not rendered a matter of right by an established fine or otherwise. (*Reg. v. Hale*, 1 Per. & D. 293; see Scriv. Copyh. 525, 530, 4th ed.).

Where a copyholder in fee devised to his wife for life, and she upon being admitted paid as large a fine as if she had been admitted as tenant in fee; afterwards the heir-at-law surrendered out of court his reversion to such uses as J. S. should appoint, but the steward refused to receive or enrol the surrender, although the Court awarded a mandamus in the first instance; it appearing on the return that the reason for not receiving and enrolling the surrender was, that the surrenderee refused to pay the usual fine, alleging that the fine paid by the widow was not merely for the estate for life but for the reversion. Also the Court held the return good, deciding thereby, that the lord was not bound to receive or enrol the surrender without a further fine. (*Res v. Dullingham*, 8 Adol. & Ell. 858). So, where the heir of a deceased trustee, not being found, the Court of Chancery appointed A. B. trustee, in order that he might surrender certain copyholds which stood in the name of the deceased trustee. The Court of Queen's Bench refused a mandamus to compel the lord and steward of the manor to accept the surrender of A. B., for the Court of Chancery could of itself compel performance, if it deemed it requisite, and more competent than this Court to regulate the rights of the various parties interested. (*Res v. Pitt*, 10 Adol. & Ell. 272). So, the Court refused to grant a mandamus to the lord of the manor to grant a license to a copyholder to demise his copyhold land, although it was alleged that there was a custom in the manor that the lord should receive 4d. per annum for such a license. Denman, C. J., in delivering judgment, said, "Independent of such a custom, it is plain that the granting or refusing a license is a matter wholly in the lord's discretion; and the question is, what is the operation of such a custom. On the one hand it is said, that if the lord can, notwithstanding the custom, refuse to license altogether, he may indirectly extort a larger sum for a license than the custom warrants; therefore his discretion must be taken away. On the other hand it is argued, that if the custom compels the lord to license, it in effect amounts to a custom to demise without license, paying 4d. per annum, which custom is not directly asserted or pretended to exist; but if it do exist, the tenant may demise on tendering the 4d. per annum, without danger of forfeiture, and does not want the assistance of this Court. No instance is to be found of this Court granting a mandamus to the lord to license under any circumstances. It is said to have been decided, that he may be compelled to do so in equity\*." But the authority cited is by no means clear or satisfactory. (*Reg. v. Hale*, 9 Adol. & Ell. 341).

Where the lord of a manor brought ejectment for lands, claiming them as copyhold, and the defendant, who was a freeholder of the manor, claimed them as such, the Court refused to grant a mandamus to inspect the court rolls of the manor, saying, the plaintiff was not obliged to assist the defendant in making out his title. (*Smith v. Davies*, 1 Wils. 104). So, where the lord of a manor was indicted for a nuisance in not repairing the banks of a river, the Court refused a mandamus for the prosecutor, though tenant of the manor, to inspect the court rolls, for the purpose of obtaining evidence in support of the prosecution, as a party in a

\* *Babard v. Agard*, (6 Vin. Abr. 240; "Copyh." Y. e. pl. 3).

criminal proceeding is not bound to furnish evidence which might ultimately criminate himself. (*Res v. Cadogan*, 5 B. & Ald. 902).

Wherever the matter sought to be enforced is of a public nature, the execution of it may be, as we have already seen, compelled by mandamus, if there is no other specific legal remedy, or at least no other so effectual remedy; and in the case of a clear public right, if it be important to prevent great immediate public damage or inconvenience to many persons, the Court will interfere, if there be no doubt respecting the obligation, although there may be another remedy, as by indictment, the delay in pursuing which would, in many cases, be inadequate to the relief granted, and, in the end, not so effectual a remedy. (See *Res v. The Commissioners of Dean Inclusion*, 2 M. & S. 80; *Res v. The Severn and Wyre Railway Company*, 2 B. & Ald. 646; *Res v. The Commissioners of Thames Navigation*, cited in *Res v. Jeyes*, 3 Adol. & Ell. 420; S. C., 5 Adol. & Ell. 811, n.) But if the right or the obligation be doubtful, the Court will refuse the writ, and leave the prosecutor to proceed by indictment. (*Res v. The Corporation of Plymouth*, MS.; *Weal v. The West Middlesex Waterworks*, 1 Jac. & W. 358, 370, 373). The proceeding by mandamus has much extended of late years, owing to the great increase of various public corporate bodies; and it is now in constant use to enforce obedience to those duties which by law they are bound. Thus, where a railway company was made under the authority of an act of Parliament, by which the proprietors were incorporated, and which provided, that the public should have the beneficial enjoyment of the same, the company having afterwards taken it up, the Court granted a mandamus to compel them to re-instate it. Best, J., said, "Both upon principle and authority, I am of opinion that the Court ought to grant this mandamus. Numerous applications are made to Parliament by speculative individuals to form these navigable canals and railways: great public benefits are held out as an inducement to the Legislature to sanction these undertakings; and when their sanction is obtained, is it to be permitted to these persons to say that they will do only that which is beneficial to themselves, and disregard entirely the interests of the public? It has been argued, that there is a specific remedy by indictment; and that, therefore, we ought not to grant a mandamus. I think, however, that that objection ought not to prevail in this case, for an indictment does not afford a remedy equally effectual to compel the reinstating of the road, which is the purpose to be answered by the granting this writ. The Court can only impose a fine in case a corporation be convicted upon an indictment, and that fine may be levied by distress from time to time; and, even then, the corporation may elect to repair the road; and, at all events, considerable delay would ensue." (*Res v. The Severn and Wyre Railway Company*, 2 B. & Ald. 646; see per Denman, C. J., *Reg. v. The Eastern Counties Railway*, 10 Adol. & Ell. 565). So, the Court granted a mandamus to a railway company, to complete their line of road, according to the provisions of their act, and to set out their line with the intended deviations within the period limited by the act, and to proceed to purchase the land necessary for making and completing the railway on the application of certain shareholders and land holders along the line, it appearing from the affidavits, that the company intended to execute only a part of their line as far as a certain point, and had no bona fide purpose of completing the work by executing the remainder. (*Reg. v. The Eastern Counties Railway Company*, 10 Adol. & Ell. 531; S. C., 2 Per. & D. 648; 8 Law Journ., N. S., Q. B. 340). It must distinctly appear on the face of the writ in such a case, that the company are not proceeding bona fide under the powers and authorities of their act of Parliament, either by shew-

ing an actual abandonment by them of part of the line, or a total non-compliance with the terms imposed by the act, as to the purchase of lands, &c. A mere statement that the company, when applied to, have refused to purchase lands, is not itself sufficient, for such a statement is consistent with an inability on the part of the company to purchase the lands in question, except upon unreasonable terms. (Ib., 10 Adol. & Ell. 531).

Where an act, incorporating a company for supplying a town with water, empowered them to continue, make, &c. waterworks, weirs, and other like works, and to enter upon all rivers, lands, &c., specified in certain plans, and empowered them to agree for the purchase of lands, the tenants of which were to receive satisfaction, the damages of which were to be ascertained by a compensation jury at the quarter sessions, to be summoned by the company's warrant, directed to the sheriff, the Court granted a mandamus to compel the company to issue their warrant for a jury to assess the damages sustained by a person whose lands were taken. (*Res v. The Nottingham Old Waterworks*, 6 Adol. & Ell. 355; S. C., 6 Law Journ., N. S., Q. B., 89; 1 Nev. & P. 480). The jury having assessed the amount of compensation, and the company refusing to pay the same or the costs, the Court granted a mandamus to enforce the payment, though the statute made the verdict and judgment records of the court of quarter sessions. (Ib., 6 Adol. & Ell. 355). And in the case of railway companies, canal companies, or other companies incorporated by act of Parliament, if they are empowered to take lands, &c. for the purpose of carrying out their works, and give the parties compensation for injury occasioned thereby, the Court will in all cases interfere by mandamus, in order to compel them to issue their warrant to summon a jury to assess the amount of damage to which the party is entitled, or to make compensation in such way as the act directs; but in order to induce the Court to interfere, there must be a direct refusal; mere delay in attending to the claim is not sufficient to induce the Court to award the writ. (*Reg. v. The Wiltshire Canal Company*, 8 Dow, 623; *Reg. v. The Bristol and Exeter Railway Company*, 4 Adol. & Ell., N. S., 162; *Res v. The Brecknock Canal Company*, 3 Adol. & Ell. 222; S. C., 4 Nev. & M. 871, per Denman, C. J.; *Res v. The London Dock Company*, 5 Adol. & Ell. 163; *Reg. v. The Birmingham Canal Company*, 4 Jur. 318; *Reg. v. The North Union Railway*, 8 Dow, 329; *Reg. v. The Eastern Counties Railway*, 5 Jur. 365; 2 Adol. & Ell., N. S., 347; *Reg. v. The London and Greenwich Railway Company*, 3 Adol. & Ell. 166; *Reg. v. The North Midland Railway Company*, 2 Railw. Cas. 1; *Reg. v. The Blackwall Railway Company*, 9 Dow, 558; *Ex parte Parkes*, 9 Dow, 614). A railway act (4 Will. 4, c. 25\*) provided, that all par-

\* Sect. 72 enacts, that all parties with whom the said company shall have any dispute shall, at their own costs, before the said company shall be obliged to issue their warrant for the summoning of such jury, enter into a bond with two sufficient sureties to the said company, in a penalty of 100l., to prosecute their complaint, and to bear and pay their proportion of the costs and expenses of summoning and returning such jury, and taking such verdict, and of the summoning and attendance of witnesses, in case any part of such costs and expenses shall fall upon them; or, in case the said company shall have thought fit to issue such warrant, without such bond having been previously entered into, it shall be lawful for the said company, in the said notice of the time and place at which such jury are to be returned as aforesaid to serve as aforesaid, to give notice that a bond, in the said penalty of 100l., with two sufficient sureties, conditioned to bear and pay their proportion of the costs and expenses aforesaid, will be required to be entered into by the said parties to the said company before the said inquiry is commenced; and thereupon, unless such bond be given, the said parties so in dispute with the said company shall not be allowed to be heard, or to produce any witnesses at, or to take any part or share in the said inquiry.

ties having a dispute with the company should, at their own costs, before the company were obliged to issue their warrant for summoning a compensation jury, enter into a bond with two sureties in 100*l*. to prosecute their complaint, and to bear and pay their proportion of their costs on a rule to shew cause why a mandamus should not issue to summon a jury; an objection, that the prosecutors had not entered into such a bond, was held to be too late. (*Reg. v. The Northern Union Railway Company*, 8 Dow, 329). Under a railway act, the company were required "to make proper watering places for cattle in all cases where, by means of the railway, the cattle of any persons occupying lands adjoining thereto should be deprived of access to their ancient watering places, and to supply the same with water." After this act passed, and during the progress through Parliament of a subsequent act for amending the first act, by an indenture, made between the railway company of the first part, and W. M. of the second part, in consideration, amongst other things, of W. M.'s withdrawing all opposition to the latter bill, the company covenanted, "that they would pay to W. M., as and for the special damage to be thereby occasioned to his estate, and particularly to his mansion-house, the sum of 5000*l*.; and that, whenever any close, &c. of the said W. M. should be intersected by the said railway, the different parts adjoining should be thrown together, and properly levelled &c., and that the company should, at their own expense, make and complete such good and sufficient fences, drains, gates, and other conveniences as might be necessary for the re-dividing of the fields which might be intersected by the railway, and for laying them to the adjoining fields of the same estates, for the purpose of convenient occupation, or otherwise would pay the said W. M. the costs incurred by him in so doing." The 5000*l*. having been paid by the company, notice was given by W. M., under the indenture, to make certain fences, drains, cross-ways, &c., it was objected, that part of the consideration of the indenture was intended in satisfaction of damages complained of. The Court, however, were of a different opinion, and directed a mandamus to compel the company to make the watering places, &c. required by the act of incorporation. (*Reg. v. The York and North Midland Railway Company*, 14 Law Journ., N. S., Q. B., 277). So, where an act of Parliament required a company to construct and keep in repair a bridge over a certain river, so as to leave at the point where the river would be crossed the same width of water-way as existed at the passing of the act, and so that there should be at all times a clear height of five feet above the ordinary level, or usual water mark of the river under such bridge for the passage of boats; and that, if notice in writing be given to the company by any owner of land adjoining, &c. the railway, that the said bridge is not made, &c. according to the act, it should be lawful for any such owner, &c., as often as there should be occasion, to apply for, and obtain, from a justice of the peace, orders enabling such person to make the bridge, &c. accordingly; and that the reasonable expenses thereof should be defrayed by the company, and, in case of their neglect, &c. to pay them for the space of fourteen days after demand, that such expenses might be recovered and levied in such manner as any other money was by the act directed to be recovered from the company. On the 10th September, 1844, notice was given to the company, requiring them to construct the bridge so as to have the same width of water-way, &c., and so that there should be a clear height of five feet above the ordinary level, &c. of the river. On the 21st September, the solicitors of the railway company wrote, that it was the intention of the company to make the bridge of the clear height of five feet, as required by the act, and that they were instructed to accept service of process, in relation to the other mat-

ters mentioned in the notice. Application was again made to the company upon the last-mentioned matters, by letters, on the 25th September and 20th October following, but no answer was received from the company. The Court having granted a rule nisi for a mandamus, it was objected, that there was no sufficient refusal to ground the application; the Court, however, were of a different opinion, and awarded a peremptory mandamus, at the same time intimating that they considered the application to a justice of the peace, as provided by the act, was not such a remedy as would induce the Court to refuse the writ. (*Reg. v. The Norwich and Brandon Railway Company*, 9 Jur. 1035).

(To be continued).

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed the following Gentlemen to be Perpetual Commissioners for taking the acknowledgments of deeds to be executed by married women:—William Jones, of Crosby-square, London, in and for the city of London, also in and for the city of Westminster, and also in and for the counties of Middlesex, Essex, Kent, and Surrey; William Cooper, of Tunstall, in the county of Stafford, in and for the county of Stafford.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Lawriston Winterbotham Lewis, of Cheltenham, Gloucestershire; Henry Barnes, of Stockton-upon-Tees, Durham.

### Court Papers.

#### EQUITY CAUSE LISTS, HILARY TERM, 1848.

##### Court of Chancery.

\* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—A. Abated—Adj. Adjourned—A. T. After Term—Ap. Appeal—C. D. Cause Day—C. Costs—D. Demurrer—E. Exceptions—F. D. Further Directions—M. Motion—P. C. Pro Confesso—Pl. Plea—Ptn. Petition—R. Re-hearing—S. O. Stand Over—Sh. Short.

##### Before the LORD CHANCELLOR.

###### APPEALS.

Sharp v. Taylor (Ap) S O G	Sharp v. Taylor } (Ap) S O G
Lancashire v. Lancashire (Ap) S O	Same v. Same
Hodgkinson v. Hodgkinson } (Ap) S O	Cridland v. Ld. Mawbey (Ap)
Same v. Jackson } (Ap) S O	Fraser v. Jones (Ap)
Allfrey v. Allfrey (3 caus., Ap)	Cunningham v. Murray
Wilson v. Wilson } (Ap) S O	Same v. Hay
Same v. Same } (Ap) S O	Same v. Murray
Same v. Foster } (Ap) S O	Lawrence v. Same
Nightingale v. Goulbarn } (Ap part hd)	Maxwell v. Kibblethwaite } (Ap)
Whittington v. Nightingale } (Ap part hd)	Same v. Same
Williams v. Edwards } (Ap)	Boyd v. Boyd (Ap)
Soden v. Same } (Ap)	Watts v. Hyde (cause by order)
Westby v. Westby } (Ap)	Great Western Railway Co. v. Birmingham and Oxford Junction Railw. Co. (Ap)
Same v. Same } (Ap)	Same v. Same (Ap)
Same v. Same (Ap)	Gough v. Bult (Ap)
	Att.-Gen. v. Gibbs (Ap)

##### Before the VICE-CHANCELLOR OF ENGLAND.

#### PLEAS, DEMURRERS, CAUSES, EXCEPTIONS, AND FURTHER DIRECTIONS.

Harris v. Brunton (Pl)	Myers v. Macdonald (2 caus., S O G)
Clark v. Archibald (D)	Westell v. Leslie (F D, E, part heard)
Leahy v. Viact. Melton (E as to Pl)	Bird v. Ford (cause by order)
Same v. Same (E as to Pl)	Steward v. Forbes To sit a day
Pollock v. Pollock (D)	

Hickson v. Mainwaring (2 causes) *S O*  
 Sewell v. Murray, otherwise Clarke (4 causes)  
 Smith v. East I. Co. (pt hd)  
 Edge v. Duke  
 Cork v. Spain  
 Smith v. Plummer }  
 Same v. Smith  
 Fanshawe v. Walter  
 Clark v. Wyburn  
 Swift v. Grazebrook (E, F D)  
 Stiles v. Guy (E, 2 sets, F D)  
 Chambers v. Siggers  
 Mills v. Smith  
 Milford v. Reynolds (F D, C, 2 petitions)  
 Bernard v. Cutts  
 Ford v. Walker  
 Leaf v. Patch  
 Forbes v. Herring  
 Knott v. Prier  
 Knott v. Cottee  
 Moyle v. Borlase  
 Low v. Graves  
 Bromley v. Loton  
 Bownass v. Abbott  
 Hammett v. Turner (F D, C) }  
 Same v. Same (Sup. Bill) }  
 Lasbrooke v. Smith  
 Browne v. Same }

Payne v. Wrench } (F D,  
 Milburn v. Woodcock } C)  
 Same v. Baker  
 Hobhouse v. Bland  
 Player v. Watson } (F D, C)  
 Williams v. Same }  
 Chowns v. Sharpe (F D, C)  
 Jones v. Foulkes (F D, C)  
 Agnew v. Fielder  
 Earl Balcarres v. Johnson (E)  
 Duke of Leeds v. Earl of Amherst (E)  
 Batterball v. Bishop of Winchester (F D, C)  
 Cockerell v. Calvert SA  
 Miles v. Fay (F D, C)  
 Surtees v. Hopkinson (E)  
 Jenkins v. Briant (F D, C)  
 Walker v. Odling  
 Ashburnham v. Ashburnham (F D)  
 Adey v. Arnold (F D)  
 Roberts v. Roberts  
 Green v. Norton (5 causes, F D, C)  
 Green v. Bourke  
 Cocking v. Briggs  
 Green v. Bailey (F D, C)  
 Palmer v. White  
 Jones v. Evans  
 Salemons v. Connop

Bates v. Rickerby (F D)  
 Sayer v. Sayer (E, F D)  
 Gillies v. Longlands  
 Sutcliffe v. Banks (F D, C)  
 Wragg v. Wragg Jan. 21  
 Greenwood v. Cleave SA

Milne v. Parker (F D, C)  
 Alexander v. Young Jan. 22  
 Mackenrop v. Bailey } (F D,  
 Same v. Brookes } C)  
 Sowerby v. Clayton (F D, C)

*Causes to be transferred from Vice-Chancellor of England's List on the 12th of January instant.*

Rowland v. Morgan  
 Edwards v. Joynson  
 Same v. Jackson }  
 Morgan v. Davies  
 Gilbert v. Hodgkiss }  
 Same v. Miller }  
 Lewis v. Smith  
 Robinson v. Robinson  
 Seymour v. Hamilton  
 Sowerby v. Gutteridge  
 Blackman v. Light  
 Rackham v. Siddall

Maddison v. Chappell  
 Moseley v. Baker  
 Sandys v. Moylan (2 causes)  
 Rooke v. Drake  
 Mores v. Mores  
 Chambers v. Earl of Mornington  
 Stutter v. Muston (4 causes)  
 Viset. St. Vincent v. Hinckley  
 Kipling v. Fry  
 Toft v. Stevenson }  
 Graham v. Reeves }

**Rolls Court.**

**JUDGMENTS RESERVED.**

Master v. Marquis de Croismare (F D, C)  
 Bushell v. Giles  
 Bushell v. Giles }

**PLEAS AND DEMURRERS.**

Dean of Ely v. Gayford (6 Pls) *S O*

Armistead v. Durham (D)  
 Armistead v. Durham (D)

**CAUSES.**

Churchman v. Capon (F D, C, part heard) } E.  
 Churchman v. Capon } T.  
 (Suppl.)

Stourton v. Jerningham To present petition  
 Smith v. Earl of Effingham (F D, C)

Hooper v. Denoon 1st C D after term  
 Holloway v. Jacobs SA

Williamson v. Gordon *S O to amend*

Ashwell v. Taylor  
 Murray v. Scarborough (F D, C) SA

Murray v. Craiton  
 Hemming v. Archer (F D, C)  
 Hemming v. Archer }  
 Hemming v. Archer } part  
 Hemming v. Archer } heard.  
 Rowarth v. Archer } *S O till*

*Ptn. of Re-A. disposed of*

Sinderson v. Williams  
 Knight v. Majoribanks  
 Knight v. Majoribanks  
 Knight v. Gibbs  
 Hooper v. Salmon } After  
 Tugwell v. Hooper } Term  
 M'Michael v. Kipling (E)

Attorney-Gen. v. Churchill  
 Attorney-Gen. v. Churchill  
 Attorney-Gen. v. Baker  
 Philippe v. Watkins (PC) 1st CD

Heming v. Archer  
 Heming v. Archer  
 Heming v. Archer  
 Heming v. Archer  
 Raworth v. Archer  
 Lindley v. Lindley 1st C Day  
 Wilson v. Eden (F D, C) Jan. 31

Petre v. Petre Pt Ad Jan. 17  
 Tanner v. Tanner  
 Chancellor v. Morecraft Part heard, *S O to amend*

Gallant v. Brown Pt Ad  
 Pesterre v. Willis } Pt Ad  
 Pesterre v. Willis }

Rice v. Gordon  
 Same v. Scarnett  
 Same v. Gordon  
 Carter v. Gordon  
 Same v. Ayers

Att.-Gen. v. Lord Clifford 1st C D

Vaughan v. Rogers  
 Same v. Harris } 1st C D  
 Same v. Sturgis }

Spottiswoode v. Thorndell  
 Welham v. Welham  
 Daniels v. Welham }  
 Lloyd v. Noott } (F D, C)  
 Lloyd v. Noott }

Dudman v. Shirreff  
 Att.-Gen. v. Ward (E, 2 sets) 1st C D

Att.-Gen. v. Ward (F D, C)  
 Haverall v. Harrison } E, F  
 Haverall v. Harrison } D, C

Colebrook v. Clark } F  
 Colebrook v. Williamson } D,  
 Brembridge v. Turner } C

Skepper v. King (F D, C)  
 Carr v. Hinderson } (E)  
 Carr v. Thomas }

Gas Light and Coke Comp. v. Symonds  
 Symonds v. Gas Light and Coke Company  
 Stillman v. Gas Light and Coke Company (E, F D, C)

**NEW CAUSES.**

Micklethwait v. Nightingale  
 Coombe v. Stewart  
 Hutchings v. Stewart  
 Strutt v. Galsworthy (A: Def.  
 Galsworthy's request  
 Troubridge v. Cooper  
 Peacock v. Penon  
 Peacock v. Penon  
 Attorney-General v. Ainslie (Re-hearing)

*Before the Vice-Chancellor KNIGHT BRUCE.*

**CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.**

Roberts v. Roberts (D)  
 Wilkins v. Gaby (Pl)  
 Sibson v. Edgworth (Pl)  
 Farwell v. Seale (D)  
 Schofield v. Calhuac *S O*  
 Parker v. Constable } *S O*  
 Same v. Sturges }  
 Bull v. Bonfield Easter Term  
 Glover v. East Jan. 13  
 Att.-Gen. v. Gardner } (part  
 Same v. Same } heard)  
 Robinson v. Bell  
 Whatford v. Moore  
 Williams v. Peel (2 causes)  
 Bart v. Braddon  
 Fleming v. Carlyle After T  
 Bycroft v. Horton  
 Sampson v. Hawkins  
 Weald v. Dixon  
 Stopford v. Kelly  
 Vincent v. Hart  
 Same v. Nicholson }  
 Wren v. Bradley  
 Lazarus v. Colbeck  
 Davies v. Thomas  
 Batson v. Foot  
 Emanuel v. Emanuel  
 Clarke v. Clarke  
 Same v. Fitzroy  
 Wells v. Bourdillion

Brookman v. Whitehouse  
 Hilhouse v. Hilhouse  
 Hall v. Lack (F D, C)  
 Raven v. Kiri (E)  
 Lyall v. Elias }  
 Elias v. Lyall }  
 Harvey v. Renon  
 Watkins v. Williams  
 Empson v. Adey  
 Sargeant v. Roberts (F D, C)  
 Watson v. Sharpe  
 Douglas v. Middleton (3 c.)  
 Turner v. Manle (E)  
 Baddeley v. Cory }  
 Same v. Curwen }  
 Cumming v. Thrower (F D, C)  
 Hickinbotham v. Cobb  
 Barton v. Haynes  
 Havard v. Church  
 Att.-Gen. v. Munro }  
 Same v. Bannerman }  
 Bass v. Wellstead (E)  
 Bateman v. Ridge  
 Griffin v. James } (F D)  
 Same v. Griffin } Jan. 15  
 Wartsburg v. Cawood (F D) Jan. 15  
 Shaw v. Fisher  
 Wich v. Walker (E)

*Before the Vice-Chancellor WIGRAM.*

**CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.**

Clare Hall v. Harding (D)  
 Barker v. Rogers (Objection as to parties)  
 Rock v. Callen Jan. 11  
 Phillipson v. Gatty  
 Gatty v. Phillipson  
 Browne v. Browne } (F D, C)  
 Same v. Barstow } Jan. 11  
 Attorney-Gen. v. Ward  
 Moor v. Vardon } To fix a  
 Same v. Lachlan } day  
 Parsons v. Muniz (Part hd) *S O*

Clementi v. Fielding  
 Chinnock v. Broom Jan. 11  
 Gaskell v. Holmes (F D, C) To fix a day  
 Manser v. Back Jan. 12  
 Ingersoll v. Kendall Jan. 11  
 Elliott v. Lyne } (F D, C)  
 Same v. Symons }  
 Brownell v. Reed (F D, C)  
 Roberts v. Adams (F D, C)  
 Plumley v. Plumley  
 Wheeldon v. Perkin  
 Chambers v. Bicknell (F D)



## London Gazettes.

TUESDAY, JANUARY 11.

## BANKRUPTS.

**JOSEPH MILLER**, Ipswich, Suffolk, licensed victualler, ink and pipe manufacturer, and coal merchant, Jan. 20 at half-past 1, and Feb. 25 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Pownall, Ipswich; Taylor, 71, Mark-lane.—Fiat dated Jan. 3.

**EDWARD DAWSON WELBANK MITCHELL**, Brighton, Sussex, boarding-house keeper, dealer and chapman, Jan. 19 at half-past 12, and Feb. 22 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Rosser & Tampelin, 159, Fenchurch-st., London.—Fiat dated Jan. 7.

**THOMAS MASTERSON**, Lansdown-terrace, South Lambeth, Surrey, warehouseman and commission agent, dealer and chapman, Jan. 19 at 12, and Feb. 22 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Freame, Coleman-st., City.—Fiat dated Jan. 7.

**ALFRED WOOLF**, Crooked-lane-chambers, Crooked-lane, London, wine merchant, dealer and chapman, Jan. 18 at 1, and Feb. 22 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Tatham & Co., Austin-friars, London.—Fiat dated Dec. 29.

**WILLIAM NORLEY**, Paradise-st., Finsbury, Middlesex, dealer in cattle, Jan. 18 at half-past 12, and Feb. 21 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Ashley, Shoreditch.—Fiat dated Jan. 6.

**OLIVE GINDER**, Canterbury, licensed victualler, dealer and chapwoman, Jan. 17 and Feb. 21 at half-past 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Cullen, High-st., Poplar.—Fiat dated Jan. 4.

**WILLIAM THOMPSON RICKARD**, Regent-st., Mile-end-road, Middlesex, manufacturing chemist, dealer and chapman, Jan. 19 at half-past 11, and Feb. 23 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Burr, Devonshire-st., Bishopsgate.—Fiat dated Jan. 8.

**GEORGE LUNGLEY and PETER LUNGLEY**, Latymers-road, Hammersmith, Middlesex, house and ship joiners, builders, dealers and chapmen, Jan. 20 at half-past 2, and Feb. 18 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Norton & Son, 1, New-st., Bishopsgate; Pownall, 28, Nicholas-lane, Lombard-street.—Fiat dated Jan. 8.

**WALTER SHEPPARD**, Manchester, wine and spirit dealer, publican, dealer and chapman, Jan. 19 and Feb. 11 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Heath, Manchester; Jaques & Co., 8, Ely-place, London.—Fiat dated Jan. 7.

**JAMES KEON**, Ashton-under-Lyne and Manchester, Lancashire, cap manufacturer, Jan. 24 and Feb. 9 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Smythe, Manchester; Beddome & Weir, Nicholas-lane, London.—Fiat dated Jan. 4.

**JOHN GOODWIN**, Cheltenham, Gloucestershire, currier and shoe manufacturer, dealer and chapman, Jan. 25 and Feb. 22 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Chesahyre, Cheltenham; Bromley & Aldridge, Gray's-inn, London.—Fiat dated Jan. 3.

**THOMAS CROOME DAUNCEY**, Stonehouse, Gloucestershire, boot and shoe maker, Jan. 25 and Feb. 22 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Sabine, Bristol.—Fiat dated Jan. 3.

**WILLIAM DAY**, Axbridge, near Wells, Somersetshire, farmer, dealer in butter, dealer and chapman, Jan. 27 at 11, and Feb. 22 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Lawrence & Reed, Cheapside, London.—Fiat dated Dec. 31.

**JOSEPH WOOLER**, Stockton-on-Tees, Durham, draper, dealer and chapman, Jan. 25 at 11, and Feb. 22 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Griffith & Crighton, Newcastle; Skinner, Stockton-upon-Tees; Ashurst & Son, 137, Cheapside, London.—Fiat dated Dec. 30.

**THOMAS THURSFIELD CLARKE**, Sunderland, Durham, baker, Jan. 21 at half-past 11, and Feb. 24 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Fell, Sunderland; Rolfe & Edmunds, 12, South-sq., Gray's-inn, London.—Fiat dated Dec. 29.

**JOHN ROBERTSON**, Grove-place, North Brixton, Surrey, baker, Jan. 19 at half-past 1, and Feb. 23 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Kay, Symond's-inn, Chancery-lane.—Fiat dated Jan. 5.

**THOMAS FARDELL**, High-st., Poplar, Middlesex, omnibus proprietor and butcher, Jan. 21 at 12, and Feb. 19 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Grainger, Bucklersbury.—Fiat dated Jan. 11.

**JOHN ERASTUS MOTLEY**, Boston, Lincolnshire, tailor and draper, dealer and chapman, Jan. 21 and Feb. 25 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated Jan. 5.

**JOHN CULLEN**, Nottingham, grocer and tea dealer, dealer and chapman, Jan. 21 and Feb. 25 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Wells, Nottingham.—Fiat dated Jan. 5.

**WILLIAM THOMAS MORGAN**, Neath, Glamorganshire, draper, dealer and chapman, Jan. 25 and Feb. 22 at half-past 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Clarke & Son, Bristol; Abbott & Co., New-inn, London.—Fiat dated Jan. 4.

**CHARLES FAINT**, Blackpool, Lancashire, hotel keeper, dealer and chapman, Jan. 26 and Feb. 18 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Hall & Co., Clitheroe; Johnson & Co., Temple, London.—Fiat dated Dec. 31.

**ROBERT MURRAY**, Liverpool, woollen draper, dealer and chapman, Jan. 21 and Feb. 11 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Lee, Leeds; Parr, Liverpool; Sudlow & Co., 38, Bedford-row, London.—Fiat dated Dec. 28.

**WILLIAM DIXON SCURFIELD**, Liverpool, shawlmaker, draper, dealer and chapman, Jan. 26 and Feb. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Dodge, Liverpool; Reed & Co., London.—Fiat dated Jan. 4.

**JOSEPH TITE**, Netherbury, Dorsetshire, flax and tow spinner, dealer and chapman, Jan. 25 and Feb. 15 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Nicholls, Bridport; Stogdon, Exeter; Brace, 24, Surrey-st., Strand, London.—Fiat dated Jan. 5.

**JOHN DENNER BLAKE**, Honiton, Devonshire, innkeeper, Jan. 24 and Feb. 16 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Cox, Honiton; Daw, Exeter; Church, Bedford-row, London.—Fiat dated Jan. 8.

**WILLIAM HANN PINE**, Honiton, Devonshire, maltster, Jan. 24 and Feb. 16 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Cox, Honiton; Daw, Exeter; Church, Bedford-row, London.—Fiat dated Jan. 8.

**JOHN WILKINS**, Bridport, Dorsetshire, marble mason, dealer and chapman, Jan. 24 at 1, and Feb. 15 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Flight, Bridport; Stogdon, Exeter; Flight, 1, Adam-street, Adelphi, London.—Fiat dated Jan. 3.

## MEETINGS.

*John Watkins*, Wandsworth-road, Surrey, licensed victualler, Jan. 20 at 1, Court of Bankruptcy, London, pr. d.—*Henry Knapp*, Abingdon, Berkshire, banker, Feb. 11 at 11, Court of Bankruptcy, London, last ex., aud. ac., and div.—*Wm. Bird Brodie and Charles George Brodie*, Salisbury, Wiltshire, bankers, Feb. 3 at half-past 1, Court of Bankruptcy, London, last ex. and aud. ac.; Feb. 4 at 11, div.—*Thos. Howarth*, Rochdale, Lancashire, chemist, Jan. 18 at 12, District Court of Bankruptcy, Manchester, last ex.—*James Hudson*, Newcastle-upon-Tyne, dealer in marine stores, Jan. 18 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Joseph Phelps Jacobs*, Church-street and Bloxam-place, Camberwell, Surrey, carpenter, Feb. 2 at 1, Court of Bankruptcy, London, aud. ac.—*James Archer*, Old King-street, Deptford, Kent, baker, Feb. 2 at 12, Court of Bankruptcy, London, aud. ac.—*J. Waters*, Great Wilde-street, Lincoln's-inn, Middlesex, baker, Feb. 2 at half-past 11, Court of Bankruptcy, London, aud. ac.—*T. S. Jackson, R. J. Jackson, and Jos. Hanks*, Milk-street, and Lawrence-lane, London, factors, Feb. 2 at 12, Court of Bankruptcy, London, aud. ac.—*Shute B. Moody*, Fenchurch-street, London, and George-town, Demerary, British Guiana, civil and colonial engineer, Feb. 2 at 11, Court of Bankruptcy, London, aud. ac.—*Thomas S. Jukes*, Great Winchester-street, London, tailor, Feb. 2 at 11, Court of Bankruptcy, London,

and. ac.—*Joseph Hill* the younger, Southampton, builder, Feb. 3 at 11, Court of Bankruptcy, London, and. ac.—*Henry Helier*, Leadenhall-market, London, meat salesman, Feb. 2 at 12, Court of Bankruptcy, London, and. ac.—*John Kemp*, Chipperfield, Hertfordshire, victualler, Feb. 9 at 11, Court of Bankruptcy, London, and. ac.—*Charles Percival*, Church-street, Greenwich, Kent, dealer in china, Feb. 24 at 11, Court of Bankruptcy, London, and. ac.—*Wm. Millis*, Trowbridge, Wiltshire, wool broker, Feb. 17 at 11, Court of Bankruptcy, London, and. ac.—*Wm. Cusse*, Christchurch, Southampton, grocer, Feb. 10 at 2, Court of Bankruptcy, London, and. ac.—*George Spearman*, Leeds, Yorkshire, silk mercer, Feb. 10 at 1, Court of Bankruptcy, London, and. ac.—*James Badcock*, East Ilsey, near Newbury, Buckinghamshire, draper, Feb. 10 at half-past 1, Court of Bankruptcy, London, and. ac.—*John Capel*, Bouverie-street, Fleet-street, London, coal merchant, Feb. 10 at 12, Court of Bankruptcy, London, and. ac.—*R. Debenham*, Edward's-street, Portman-sq., Middlesex, draper, Feb. 10 at 12, Court of Bankruptcy, London, and. ac.—*T. Walker*, Abingdon, Berkshire, apothecary, Feb. 10 at 11, Court of Bankruptcy, London, and. ac.—*Rowland Turner*, Old Cavendish-street, St. Marylebone, Middlesex, tailor, Feb. 3 at 11, Court of Bankruptcy, London, and. ac.—*G. Baker*, Newport, Monmouthshire, grocer, Feb. 1 at half-past 11, District Court of Bankruptcy, Bristol, and. ac.; Feb. 3 at 12, div.—*Robert Agars*, Kingston-upon-Hull, woollen draper, Feb. 16 at 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.—*John B. Gillett*, Apperley-bridge, Ecclehill, Bradford, Yorkshire, dyer, Feb. 3 at 11, District Court of Bankruptcy, Leeds, and. ac.; Feb. 10 at 11, div.—*S. Rogers Toms*, Bow Church-yard, Cheapside, London, commission agent, Feb. 1 at 12, District Court of Bankruptcy, Manchester, and. ac.; Feb. 2 at 12, div.—*Charles L. Roberts*, Manchester, and New York, North America, merchant, Feb. 3 at 12, District Court of Bankruptcy, Manchester, and. ac.; Feb. 4 at 12, div.—*Stephen Moore*, Liscard, Cheshire, wine merchant, Feb. 1 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*James Waddell*, Liverpool, wine merchant, Feb. 1 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*James Jones*, Birkenhead, Cheshire, chemist, Feb. 1 at 11, District Court of Bankruptcy, Liverpool, and. ac.; Feb. 2 at 11, div.—*Henry Cleeve*, Edgeware-road, Marylebone, Middlesex, cowkeeper, Feb. 2 at half-past 1, Court of Bankruptcy, London, div.—*Kaberry Kettlewell*, Leeds, Yorkshire, silversmith, Feb. 3 at 11, District Court of Bankruptcy, Leeds, div.—*James Wina*, Bramham, Yorkshire, joiner, Feb. 3 at 11, District Court of Bankruptcy, Leeds, div.—*William Smith*, Bramham, Yorkshire, brick maker, Feb. 3 at 11, District Court of Bankruptcy, Leeds, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Wm. Hurst Ford*, Burford, Oxfordshire, innkeeper, Feb. 2 at half-past 1, Court of Bankruptcy, London.—*James Johnson*, Langley-place, Commercial-road East, Middlesex, leather seller, Feb. 2 at 1, Court of Bankruptcy, London.—*Edmund Wallington*, Stockport, Cheshire, carpenter, Feb. 1 at 12, District Court of Bankruptcy, Manchester.—*Henry Docker Luckman*, Hulme, Manchester, hosier, Feb. 3 at 11, District Court of Bankruptcy, Manchester.—*David Greenwood* and *John Bateman*, Bury, Lancashire, joiners, Feb. 3 at 12, District Court of Bankruptcy, Manchester.—*Sidson Rigg*, Manchester, and Salford, Lancashire, cotton spinner, Feb. 1 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Feb. 1.*

*Thomas Bushell*, Bristol, mason.—*A. S. Tipper*, widow, Upper Thames-street, London, and Horton-mills, Buckinghamshire, wholesale stationer.—*Morgan Lewis*, Oxford-street, Middlesex, linen draper.—*Henry Roe Tipper* and *Alfred Tipper*, Upper Thames-street, London, and Horton-mills, Buckinghamshire, wholesale stationers.—*Jan. Andrew*, Dean Water, Prestbury, Cheshire, and Manchester, calico printer.—*Thomas Pilbeam*, Parker-street, Drury-lane, and Hanover-court, Hart-street, Covent-garden, Middlesex, coachsmith.—*Andrew S. M'Laurin*, Bradford, Yorkshire, warehouseman.—*George Evans*, Bristol, carpenter.—*Thos. Halstead*, Arundel-street, Strand, Middlesex, publican.

#### PARTNERSHIPS DISSOLVED.

*Wm. Morgan, jun., and Wm. F. Batt*, Abergavenny, Mon-

mouthshire, attorneys and solicitors.—*Henry Fras. Richardson* and *Henry Wm. Taylor*, Coleman-street, London, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*James Kerr*, Edinburgh, brewer.—*John Anderson*, Glasgow, merchant.—*George Douglas*, Holytown, watchmaker.—*Mitchell & McIntyre*, Glasgow, merchants.—*David Beggs*, Glasgow, innkeeper.—*Jas. Burgess & Son*, Edinburgh, warehousemen.—*George Clark*, Glasgow, hotel keeper.—*Edinburgh Printing and Publishing Company*, Edinburgh.—*Geo. Langlands*, St. Andrews, haberdasher.—*John Craig*, Eaglesham, Renfrewshire, mason.—*Hay, McCrae, & Co.*, Wester Moffat, by Clarkston, near Airdie, and Glasgow, coal masters.—*Joseph Anderson*, Glasgow, tailor.—*Jas. Gairdner*, Kirkcudbright, farmer.—*J. & A. M'Queen*, Crieff, seed crushers.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Samuel Moore*, Cambridge, licensed victualler, Jan. 23 at 10, County Court of Cambridgeshire, at Cambridge.—*James Ingram*, Cambridge, hair dresser, Jan. 24 at 10, County Court of Cambridgeshire, at Cambridge.—*Jos. Smith*, Cambridge, licensed victualler, Jan. 24 at 10, County Court of Cambridgeshire, at Cambridge.—*James Lumden*, Liverpool, lodging-house keeper, Jan. 17 at 10, Liverpool District County Court, at Liverpool.—*Wm. Keating*, Liverpool, tailor, Jan. 17 at 10, Liverpool District County Court, at Liverpool.—*Fred. Drake*, Leeds, Yorkshire, tinner, Jan. 27 at 10, County Court of Yorkshire, at Leeds.—*Jos. Hollams*, Margate, Kent, out of business, Jan. 22 at 10, County Court of Kent, at Margate.—*Fred. Swain*, Peter's-green, Kington, Hertfordshire, farmer, Jan. 27 at 12, County Court of Hertfordshire, at Hitchin.—*John Maud*, Jubbergate, Low Wortley, near Leeds, Yorkshire, out of business, Jan. 27 at 10, County Court of Yorkshire, at Leeds.—*Thomas Bown*, Stratford-on-Avon, Warwickshire, upholsterer, Jan. 27 at 11, County Court of Warwickshire, at Stratford-on-Avon.—*William Norman*, Streatham, Isle of Ely, Cambridgeshire, butcher, Jan. 24 at 10, County Court of Cambridgeshire, at Cambridge.—*William Leeman*, Fossegate, Yorkshire, coach builder, Feb. 12 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*John Colley*, Kingston-upon-Hull, Yorkshire, labourer, Feb. 12 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*John Bower*, Kingston-upon-Hull, Yorkshire, labourer, Feb. 12 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*James Garrett*, Cheltenham, Gloucestershire, out of business, Jan. 19 at 10, County Court of Gloucestershire, at Cheltenham.—*Richard Prance*, Kingston-upon-Hull, Yorkshire, gentleman, Feb. 12 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Thomas Cooke*, Cheltenham, Gloucestershire, cabinet maker, Jan. 19 at 10, County Court of Gloucestershire, at Cheltenham.—*Geo. Daniells*, Cheltenham, Gloucestershire, out of business, Jan. 19 at 10, County Court of Gloucestershire, at Cheltenham.—*Thos. Sharpe*, Farndon, Nottinghamshire, out of business, Feb. 18 at 12, County Court of Nottinghamshire, at Newark.—*John Brumhead Robinson*, Newark, Nottinghamshire, painter, Feb. 18 at 12, County Court of Nottinghamshire, at Newark.—*Joseph Plumtree*, Drypool, Kingston-upon-Hull, Yorkshire, groom, Feb. 12 at 10, County Court of Yorkshire, at Kingston-upon-Hull.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Jan. 25 at 11, before Mr. Commissioner HARRIS.*

*Edward C. Bessell*, High-street, St. Marylebone, Middlesex, dancing master.—*Michael Sweetman*, John-st., Clerkenwell, Middlesex, chemist.

*Jan. 26 at 10, before Mr. Commissioner PHILLIPS.*

*Thomas Richardson*, Asylum-terrace, King's-road, Chelsea, Middlesex, stay manufacturer.—*Wm. Edgcumb*, Old Change, London, ticket maker.

*Jan. 27 at 10, before the CHIEF COMMISSIONER.*

*William Poupard*, Red Lion-street, Holborn, Middlesex, polishing powder manufacturer.

*Saturday, Jan. 8.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Benjamin Broadbridge* the younger, York-place, Denmark-hill, Camberwell, Surrey, architect, No. 59,259 T.; Bagster, assignee.—*Anthony Bacon*, North-end, Fulham, Middlesex, in no trade, No. 59,311 T.; Hardy, assignee.—*Newland Rudwick*, Lewes, Sussex, licensed victualler, No. 68,159 C.; Geerd, assignee.—*The Rev. Wm. Fletcher*, Harwell, near Abingdon, Berkshire, clerk, No. 68,753 C.; Tomkins and Harris, assignees.—*Thomas Johnson*, Pudsey, near Leeds, Yorkshire, licensed victualler, No. 68,467 C.; Greenroyd and Becroft, assignees.—*Thomas Ketteringham*, Marham, Norfolk, flour seller, No. 68,805 C.; Scott, assignee.

*Saturday, Jan. 8.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*  
(*On their own Petitions.*)

*Samuel Coleman*, Frederick-place, Penton-place, Newington, Surrey, plate manufacturer: in the Gaol of Surrey.—*R. Copeland*, Brewer-street, Somers'-town, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*James Allworth*, Long Ditton, Surrey, fruiterer: in the Debtors Prison for London and Middlesex.—*Fred. Duan*, Union-street, Bishopsgate-street-without, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Horatio H. Hoskins*, Hemingford-place, Barnsbury-park, Islington, Middlesex, attorney at law: in the Debtors Prison for London and Middlesex.—*Thomas Austin*, Holles-street, South Dalston, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Wm. Taylor*, Red-cross-square, Jewin-st., Aldersgate-street, London, blanket manufacturer: in the Debtors Prison for London and Middlesex.—*Samuel Lyle*, Sloane-street, Chelsea, Middlesex, miner: in the Queen's Prison.—*William Russell*, Seaton Ross, near Pocklington, Yorkshire, brick maker: in York Castle.—*Thos. Whorlton*, Stockton-upon-Tees, Durham, joiner: in the Gaol of Durham.—*George Heppell*, Elvet-bridge, Durham, boot maker: in the Gaol of Durham.—*Joseph Richardson*, West Hartlepool, Durham, stationer: in the Gaol of Durham.—*Alex. Scott*, Sunderland near the Sea, Durham, baker: in the Gaol of Durham.—*David Edwards*, Penbontgogoyan, Llan-dewybref, Cardiganshire, farmer: in the Gaol of Cardigan.—*Charles Satchell*, Rugby, Warwickshire, bricklayer's labourer: in the Gaol of Coventry.—*John T. Henderson*, South Shields, Durham, publican: in the Gaol of Durham.—*Stephen Nelson*, Salterhebble, Halifax, Yorkshire, railway contractor: in the Gaol of Halifax.—*John Allan*, Bradford, Yorkshire, provision dealer: in the Gaol of York.

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

*Jan. 25 at 10, before the CHIEF COMMISSIONER.*

*Benjamin Holdstock*, Fleet-street, London, straw hat manufacturer.—*Wm. H. Butterfield*, Belinda-cottages, Canonbury, Islington, librarian.—*G. Grimley*, Church-way, New-road, Middlesex, potato dealer.—*John White*, Gerrard-st., Soho, Middlesex, tailor.—*Zachariah Smith*, Margaret-st., Cavendish-square, Middlesex, assistant to a publican.—*George W. Pople*, Amelia-street, Walworth-road, Newington, Surrey, out of employment.

*At the County Court of Oxfordshire, at OXFORD, Jan. 25.*

*John Pratt*, Banbury, carpenter.—*Wm. Paeaford*, Stonesfield, in no business.

*At the County Court of Sussex, at PETWORTH, Jan. 28.*

*George White*, Chichester, out of business.

*At the County Court of Sussex, at LEWES, Feb. 1.*

*William Hill Winmill*, Hove, out of business.

*At the County Court of Yorkshire, at KINGSTON-UPON-HULL, Feb. 12 at 10.*

*James Garton*, Bridlington, out of business.—*Benjamin M. Ryder*, Kingston-upon-Hull, merchant.

*At the County Court of Gloucestershire, at GLOUCESTER, Feb. 18 at 10.*

*Anthony Harris*, Lookhampton, near Cheltenham, gardener.

*At the County Court of Carmarthenshire, at CARMARTHEN, Jan. 27 at 10.*

*David Noot*, Penquarrey, Egremond, farmer.

**INSOLVENT DEBTOR'S DIVIDEND.**

*Francis Nisren*, Bristol, attorney at law, 5s. 7½d. in the pound, Whittington, Bristol.

**FRIDAY, JAN. 14.**

**BANKRUPTS.**

**LESLEY ALEXANDER and WILLIAM BARDGETT**, Old Broad-street, London, merchants, (trading under the style or firm of Lesley Alexander & Co.), Jan. 27 and March 13 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Wilde & Co, 21, College-hill, Queen-street; M'Leod & Co., 13 London-st., Fenchurch-st.—Fiat dated Jan. 12.

**BENJAMIN TIPPER**, Maiden-lane, Queen-st., Cheapside, London, wholesale stationer, Jan. 20 at 2, and Feb. 25 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Fouldrinier, College-street, Dowgate-hill.—Fiat dated Jan. 8.

**JOSEPH WOORE**, Staines, Middlesex, victualler, dealer and chapman, Jan. 27 at half-past 11, and Feb. 25 at half-past 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Richings, Staines; May, Queen-square, Bloomsbury.—Fiat dated Jan. 12.

**ANDREW DUNCAN**, Wilson-street, Finsbury, Middlesex, manufacturer of preserved provisions, dealer and chapman, (trading under the style or firm of Yule & Co.), Jan. 21 at half-past 10, and Feb. 25 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Robinson, 29, Ironmonger-lane, Cheapside.—Fiat dated Jan. 11.

**WILLIAM DUNKLEY**, Tower-street, Southwark, Surrey, undertaker, furnisher of funerals, and coffin maker, dealer and chapman, (trading under the style or firm of T. Dunkley & Son), Jan. 21 at half-past 12, and Feb. 25 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Barton, Wolsingham-place, Lambeth.—Fiat dated Jan. 5.

**FREDERICK PEAKE and JOHN JILLINGS**, Honiton, Devonshire, drapers, (and which said John Jillings now carries or lately carried on business at Woolpit, Suffolk), Jan. 20 at half-past 2, and Feb. 21 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Heather & Moger, Paternoster-row.—Fiat dated Jan. 4.

**OLIVER WATERLOO KING**, Hart-street, Bloomsbury, Middlesex, licensed victualler, Jan. 20 and Feb. 28 at 11, Court of Bankruptcy, London: Off. Ass. Tarquand; Sol. Boulton, 21 a, Northampton-square.—Fiat dated Dec. 29.

**WILLIAM GIBLETT**, New Bond-st., Middlesex, butcher, dealer and chapman, Jan. 19 at 2, and Feb. 24 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lawrence & Flews, 14, Old Jewry-chambers, City.—Fiat dated Jan. 11.

**JOHN M'KINNEL**, Billiter-st., London, wine merchant, dealer and chapman, Jan. 26 at 2, and Feb. 24 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Innes, 20, Billiter-street.—Fiat dated Jan. 6.

**RICHARD STAPLETON and WILLIAM THORN**, Whitefriars, London; Paddington and Battle-bridge, Middlesex; and Surrey-wharf, Upper Ground-st., Blackfriars, Surrey, scavengers and dust contractors, and of Norwood Precinct and Eston, Middlesex, brickmakers, dealers and chapmen, Jan. 28 and March 2 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Routh, Southampton-st., Bloomsbury.—Fiat dated Jan. 10.

**WILLIAM THOMAS MORGAN**, Neath, Glamorganshire, draper, dealer and chapman, Jan. 25 and Feb. 22 at half-past 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller, (and not Alfred John Acraman, as advertised in last Tuesday's Gazette); Sols. Clark & Son, Bristol; Abbott & Co., New-linn, London.—Fiat dated Jan. 4.

**THOMAS SARTAIN** the younger, Holt, Bradford, Wiltshire, sheep and cattle dealer, Jan. 27 and Feb. 24 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Bush, Bradford, Wiltshire; Whittaker, Lincoln's-inn-fields, London.—Fiat dated Jan. 8.

**GEORGE STACEY**, Bristol, victualler, dealer and chapman, Jan. 28 and Feb. 25 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Hassell, Bristol.—Fiat dated Jan. 7.

**SAMUEL SMITH**, Manchester and Salford, Lancashire, grocer, dealer and chapman, Jan. 27 and Feb. 17 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. J. & W. Norris, Manchester; Norris & Co., 20, Bedford-row, London.—Fiat dated Jan. 8.

**LAWRENCE GREENWOOD and ROBERT LEACH**, Bolton-le-Moors, Lancashire, iron founders, dealers and chapmen, Jan. 25 and Feb. 15 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Rushton & Armisted, Bolton-le-Moors, Lancashire; Gregory & Co., Bedford-row, London.—Fiat dated Dec. 31.

**WILLIAM HARKESS**, Sunderland, Durham, ship builder, dealer and chapman, Jan. 25 at 12, and Feb. 29 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Rawson, Sunderland; Dixon, New Boswell-court, London.—Fiat dated Jan. 8.

**STEPHEN HENRY GUMMER**, Bridport, Dorsetshire, attorney at law and money scrivener, Jan. 26 at 12, and Feb. 22 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Templer & Son, Bridport; Terrell, Exeter; Clowes & Wedlake, Temple, London.—Fiat dated Jan. 7.

**ROBERT ORGILL**, Netherseal, near Ashby-de-la-Zouch, Leicestershire, wheelwright, dealer and chapman, Jan. 28 and March 3 at half-past 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Spurrier & Chaplin, Birmingham; Chaplin, 3, Gray's-inn, London.—Fiat dated Jan. 11.

**GEORGE MEEKS**, Birmingham, hardwareman, dealer and chapman, Jan. 29 and Feb. 23 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Heywood & Webb, Birmingham.—Fiat dated Jan. 8.

#### METINGS.

**J. Pritchard**, Bristol, licensed victualler, Jan. 25 at 11, District Court of Bankruptcy, Bristol, pr. d.—**J. Hills**, Billericay, Essex, auctioneer, Jan. 28 at 11, Court of Bankruptcy, London, ch. ass. and last ex.—**Thos. Marriott**, Moor-street, Seven-dials, Middlesex, licensed victualler, Jan. 26 at 11, Court of Bankruptcy, London, last ex.—**Francis Marshall**, Sunderland, Durham, chemist, Jan. 25 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Chas. Gream**, Painswick, Gloucestershire, scrivener, Feb. 8 at 11, District Court of Bankruptcy, Bristol, sp. aff.—**Wm. Willis**, Trowbridge, Wiltshire, woollen broker, Feb. 17 at 11, Court of Bankruptcy, London, aud. ac.—**Wm. M'Naught**, Parson's-mead, near Croydon, Surrey, draper, Feb. 5 at 2, Court of Bankruptcy, London, aud. ac. and div.—**Charles Edmonds**, Strand, Middlesex, bookseller, Feb. 5 at half-past 1, Court of Bankruptcy, London, aud. ac.—**And. Anderson**, Great Titchfield-st., Middlesex, piano-forte maker, Feb. 5 at 1, Court of Bankruptcy, London, aud. ac.—**H. Butcher**, Bell Sauvage-yard, Ludgate-hill, London, cap manufacturer, Feb. 8 at 11, Court of Bankruptcy, London, aud. ac.—**William Thomas**, Treforest, near Cardiff, Glamorganshire, draper, Feb. 4 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**Robert Greenham**, Liverpool, merchant, Feb. 4 at 11, District Court of Bankruptcy, Liverpool, aud. ac., Feb. 8 at 11, div.—**Thomas Yates**, Liverpool, joiner, Feb. 9 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—**Henry Ash**, G. Heerlein, and **Hen. C. Ash**, Birmingham, ironmongers, Feb. 5 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**Wm. Edge** and **Sam. Edge**, Fenton, Staffordshire, earthenware manufacturers, Feb. 9 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**Sam. Griffiths**, Wolverhampton, Staffordshire, wholesale druggist, Feb. 15 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**John Jay**, London-wall, London, builder, Feb. 5 at 11, Court of Bankruptcy, London, div.—**A. Bartlett**, Millbrook, Southampton, fly proprietor, Feb. 5 at half-past 11, Court of Bankruptcy, London, div.—**Louis Mensier**, Leicester-place, Leicester-square, Middlesex, hotel keeper, Feb. 4 at 12, Court of Bankruptcy, London, div.—**John Chorley**, Liverpool, merchant, Feb. 4 at 12, District Court of Bankruptcy, Liverpool, div.—**Job Bradshaw**, St. Albans, Hertfordshire, draper, Feb. 4 at 12, Court of Bankruptcy, London, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

**Thos. Christian**, North Brixton, Surrey, merchant, Feb. 4 at half-past 11, Court of Bankruptcy, London.—**John Phillips**, Brynamawr, Llanelli, Breconsaire, grocer and general shopkeeper, Feb. 8 at 11, District Court of Bankruptcy, Bristol.—**Charles Edmonds**, Strand, Middlesex, bookseller, Feb. 5 at 1, Court of Bankruptcy, London.—**Jas. Perkins**, Wenlock-street, Hoxton, Middlesex, cheesemonger, Feb. 4 at 12, Court of Bankruptcy, London.—**James Waters**, Great

Wilde-st., Lincoln's-inn, Middlesex, baker, Feb. 4 at 1, Court of Bankruptcy, London.—**Dav. B. Sorley**, Liverpool, broker, Feb. 4 at 11, District Court of Bankruptcy, Liverpool.—**Emily Yeoland**, Liverpool, milliner, Feb. 4 at 12, District Court of Bankruptcy, Liverpool.—**George Morton**, Leeds, Yorkshire, paper stainer, Feb. 10 at 11, District Court of Bankruptcy, Leeds.—**Wm. F. Atkinson**, Wakefield, Yorkshire, woolstapler, Feb. 10 at 11, District Court of Bankruptcy, Leeds.—**Thomas Wilson**, Bradford, Yorkshire, boot maker, Feb. 10 at 11, District Court of Bankruptcy, Leeds.—**Wm. Bate**, Bridgnorth, Shropshire, millwright, Feb. 5 at 11, District Court of Bankruptcy, Birmingham.—**John C. Macdonald**, Holbeach, Lincolnshire, bookseller, Feb. 4 at 11, District Court of Bankruptcy, Nottingham.—**Alfred Alsop**, Matlock, Derbyshire, lead merchant, Feb. 4 at 12, District Court of Bankruptcy, Nottingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 4.*

**Thos. C. Burgon**, Great St. Helen's, Bishopsgate-street, London, drug broker.—**Thos. Burrell**, Billericay, Essex, licensed victualler.—**John Cole**, Gloucester, builder.—**Thomas M'Tear**, Wm. Hadfield, and **Edmund Thompson**, Liverpool, merchants.—**Hen. Jas. Cook**, Hedge-row, High-st., Islington, Middlesex, linen draper.—**Wm. Dowling**, Ipswich, Suffolk, oilman.—**Richard Rich**, Bodmin, Cornwall, carrier.—**Joseph Lowden**, Leeds, Yorkshire, ironmonger.—**James Edm. Pye**, Berkeley-sq., Middlesex, milliner.—**Jas. Gordon** the younger, East India-chambers, Leadenhall-st., London, ship broker.—**Whitfield Palmer**, Uxbridge, Middlesex, jeweller.—**Henry Woods**, Liverpool, cooper.

#### PARTNERSHIPS DISSOLVED.

**Robt. Wall** and **Edw. L. Darwin**, Chesterfield, Derbyshire, attorneys and solicitors.—**Wm. B. Cross** and **Wm. Ash**, Bristol, attorneys at law.

#### SCOTCH SEQUESTRATIONS.

**John Matthew Mavor**, Edinburgh, builder.—**Alexander Wardrop**, Glasgow, jeweller.—**Peter Sankey**, Glasgow, hat manufacturer.—**Saml. Leith**, Edinburgh, lithographic printer.—**Walter Lees**, Glasgow, merchant.—**Fraser, Mitchell, & Co.**, Glasgow, manufacturing chemists.—**John Hardie**, Glasgow, merchant.—**William Cochran**, Dundee, druggist.—**J. & M. Thomson**, Devonside, near Tillicoultry, Clackmannan, manufacturers.—**John Lorimer**, Glasgow, merchant.—**Robert M'Gregor & Co.**, Glasgow, general stationers.—**Wm. Jarvie**, Glasgow, agent.—**Alexander M'Arthur**, Glasgow, wine merchant.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

**George Hives** the younger, Southampton, out of business, Jan. 27 at 9, County Court of Hampshire, at Southampton.—**Horatio Philpot**, Southampton, hatter, Jan. 27 at 9, County Court of Hampshire, at Southampton.—**Osmond Hollier**, Cowes, Isle of Wight, Southampton, grocer, Jan. 27 at 9, County Court of Hampshire, at Southampton.—**John Woodroffe**, Sheffield, Yorkshire, grocer, Feb. 2 at 10, County Court of Yorkshire, at Sheffield.—**James Taylor**, Bloxwich, Walsall, Staffordshire, awl blade maker, Jan. 31 at 3, County Court of Staffordshire, at Walsall.—**Thomas Jessop**, Sheffield, Yorkshire, warehouseman, Feb. 2 at 10, County Court of Yorkshire at Sheffield.—**Thomas Ludlam**, Eastby, Skipton, Yorkshire, labourer, Jan. 28 at 11, County Court of Yorkshire, at Skipton.—**Thomas Richardson**, Wigton, Cumberland, managing clerk to a grocer, Feb. 2 at 11, County Court of Cumberland, at Wigton.—**William Roberts**, Freaby, near Melton Mowbray, Leicestershire, farmer, Feb. 9 at 10, County Court of Leicestershire, at Melton Mowbray.—**Thomas Simpson Chambers**, Sheffield, Yorkshire, spring knife cutler, Feb. 2 at 10, County Court of Yorkshire, at Sheffield.—**P. Humphreys**, Sheffield, Yorkshire, publican, Feb. 2 at 10, County Court of Yorkshire, at Sheffield.—**T. Matthews**, jun., Witney, Oxfordshire, cooper, Jan. 26 at 11, County Court of Oxfordshire, at Woodstock.—**Thomas Stevens**, Willingham, Cambridgeshire, shoemaker, Jan. 24 at 10, County Court of Cambridgeshire, at Cambridge.—**James Harbut**, Southampton, brewer, Jan. 27 at 9, County Court of Hampshire, at Southampton.—**James Ayres**, Amerham-common, Buckinghamshire, blacksmith, Feb. 3 at 11, County Court of Buckinghamshire, at Chesham.—**John Alderton**, Ipswich, Suffolk, coachmaker, Jan. 31 at 10, County Court of Suffolk, at Ipswich.—**John H. Dunn**,

Totnes, Devonshire, policeman, Jan. 27 at 11, County Court of Devonshire, at Totnes.—*Abraham Horniman*, Hurley, Berkshire, baker, Feb. 4 at 10, County Court of Buckinghamshire, at High Wycombe.—*Samuel Stones*, Sheffield, Yorkshire, hatter, Feb. 2 at 10, County Court of Yorkshire, at Sheffield.—*Richard Pedley*, Willenhall, Staffordshire, shoemaker, Jan. 24 at 9, County Court of Staffordshire, at Wolverhampton.

*The following Person, who, on his Petition filed in the Court, has obtained an Interim Order for Protection from Process, is required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

Jan. 28 at 10, before Mr. Commissioner LAW.

*John Foulger Blomfield*, Trafalgar-road, Dalston Middlesex, tailor.

Wednesday, Jan. 12.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

(On their own Petitions).

*Charles Bradley*, Chapel-street, Pentonville, Middlesex, gas fitter: in the Debtors Prison for London and Middlesex.—*Samuel Debenham*, Lamb's Conduit-street, Foundling-hospital, Middlesex, dealer in cigars: in the Debtors Prison for London and Middlesex.—*George Longfield Jones*, County-terrace-street, Harper-street, New Kent-road, Surrey, paper hanger: in the Queen's Prison.—*Joseph Porter*, Mountpelier-square, Brompton, Middlesex, clerk to a loan society: in the Debtors Prison for London and Middlesex.—*Joseph Farman*, Grove-terrace, Clarendon-road, Notting-hill, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*Charles Pluche Richart*, Clare-house, Hampstead, schoolmaster: in the Debtors Prison for London and Middlesex.—*George Hawker*, Manchester-street, Argyle-square, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*James Dudley*, Whitecross-street, Old-street, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*Richard Penn*, Lambeth-walk, Lambeth, Surrey, out of business: in the Queen's Prison.—*John Sowerby*, High-street, Southwark, Surrey, hair cutter: in the Queen's Prison.—*George Hammond*, Brandon-street, Walworth New-town, Walworth, Surrey, lath render: in the Queen's Prison.—*John Chapman*, Gloucester-terrace, Vauxhall-bridge-road, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*Samuel Yates*, Stoke-upon-Trent, Staffordshire, retailer of beer: in the Gaol of Stafford.—*Wm. Elston*, Wormshill, near Sittingbourne, Kent, corn factor: in the Gaol of Maidstone.—*Alfred Oliver*, Kingston-upon-Hull, master mariner: in the Gaol of Kingston-upon-Hull.—*Wm. Marshall*, Kingston-upon-Hull, painter: in the Gaol of Kingston-upon-Hull.—*Wm. Alfred Pitt*, Upper Easton, Gloucestershire, accountant: in the Gaol of Bristol.—*Thomas Turner*, Syke-house, near Snaith, Yorkshire, labourer: in the Gaol of York.—*Thomas Tate Smith*, Malton, Yorkshire, publican: in the Gaol of York.—*William Forrest Routledge*, Bishop Wearmouth, Durham, master mariner: in the Gaol of Durham.—*James Bridge*, Mundon, Essex, grocer: in the Gaol of Chelmsford.—*John Ollerenshaw*, Manchester, out of business: in the Gaol of Lancaster.—*Jos. W. Ibbotson*, Bradford, Yorkshire, file cutter: in the Gaol of York.—*Wm. Moorhouse*, Bromley, Lancashire, dealer in earthenware: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

Jan. 28 at 11, before Mr. Commissioner HARRIS.

*Christopher Bennetts*, Basinghall-street, London, warehouseman.

Jan. 28 at 10, before Mr. Commissioner PHILLIPS.

*William Henry Royer*, Old-street, Middlesex, broker.

*At the County Court of Lancashire, at LIVERPOOL, Jan. 31 at 10.*

*William Brownbill*, Liverpool, grocer.

*At the County Court of Cornwall, at BODMIN, Feb. 2 at 10.*

*Elizabeth Edwards*, Breage, servant.—*Joseph Body*, Callington, draper.

#### MEETING.

*John Long*, Feb. 4 at 12, at Barham's, 7, Staple-inn, sp. aff.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 7, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, January 15, 1848.

# The Jurist

No. 576—VOL. XII.

JAN. 22, 1848.

Price 1s., with Supplement, 2s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
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		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JANUARY 22, 1848.

THE recent case of *Reg. v. Chadwick*, in the Queen's Bench, has decided that a marriage with a deceased wife's sister is void. We understand that this judgment has been appealed from, but questions involved in it are of so much interest, that we think a resumé of the arguments used by counsel, and of the reasons on which the decision was founded, will not be unacceptable to our readers at the present time.

The subject was presented to the Court in the form of a judgment of acquittal in a case of bigamy, upon which judgment a writ of error was brought in the Queen's Bench.

The prisoner, after the passing of the 5 & 6 Will. 4, c. 54, and after the decease of his first wife, had married her sister, and then during her life had married another woman. The question, therefore, was, whether, since that act, his marriage with his deceased wife's sister was void.

The arguments for the Crown were substantially the following:—The act 5 & 6 Will. 4, declares that marriages within the prohibited degrees of consanguinity or affinity shall be absolutely void; such degrees, however, must be those which are prohibited by the statute law of England, which, on this subject, is contained in the 32 Hen. 8, c. 38. By the last-mentioned act, all marriages contracted between lawful persons (who are thereby declared to be such persons as are not prohibited by God's law to marry) shall be valid, and no prohibition, God's law except, shall impeach any marriage without the Levitical degrees. This statute being in restraint of marriage, must be construed strictly against the prohibition. Such a marriage as this is not forbidden by God's law, nor is it within the Levitical degrees. Levit. (c. xviii. v. 18) impliedly allows it. The Court will not add to the number of

marriages therein prohibited, others which are said to be forbidden *pari ratione*. The decision in *Harrison v. Burwell* (Vaugh. 206) gave the true interpretation to the statute of Henry the Eighth; and although ecclesiastical influence caused that decision to be overruled in *Hill v. Good*, (Vaugh. 302), the reasons given for the judgment in the latter case shew that it cannot be supported. All subsequent decisions which have taken place on its authority must fall with it. The stats. 25 Hen. 8, c. 22; 28 Hen. 8, c. 7; and 28 Hen. 8, c. 16, declaring what God's law on this subject is, were repealed by stats. 1 Mary, sess. 2, c. 1, and 1 & 2 Phil. & M. c. 19, and are not revived by 1 Eliz. c. 1. The canons do not, *proprio vigore*, bind the laity.

For the prisoner, it was contended, that the object in passing the act of Will. 4 was to adopt the table commonly known as the table of prohibited degrees, and to render void such marriages as had been voidable by the practice of the Ecclesiastical Courts. This puts a plain and popular meaning on the statute. The former practice of the Ecclesiastical Courts was uniformly against the validity of these marriages. The 28 Hen. 8, c. 7, prohibiting such marriages, is still in force. The Levitical law forbids them. The Court will feel bound by the long series of decisions, (thirty in number, and extending over three centuries), although it may not assent to the reasoning on which they are founded. The Scotch law distinctly forbids such marriages, and great inconvenience would result from holding a different rule in this country.

The judgment of the Court may be said to have mainly rested on the stat. 5 & 6 Will. 4, c. 54, which we, therefore, here give at length. The 1st section recites, that "whereas marriages between persons within the prohibited degrees are voidable only by sentence of the Ecclesiastical Courts, pronounced during the lifetime of both the parties thereto, and it is unreasonable





that the state and condition of the children of marriages between persons within the *prohibited degrees* of affinity should remain unsettled during so long a period, and it is fitting that all marriages which may hereafter be celebrated between persons within the *prohibited degrees* of consanguinity or affinity should be ipso facto void, and not merely voidable;" and then enacts, that "all marriages which shall have been celebrated before the passing of this act between persons being within the *prohibited degrees* of affinity shall not hereafter be annulled for that cause by any sentence of the Ecclesiastical Court, unless pronounced in a suit which shall be depending at the time of the passing of this act, provided that nothing hereinbefore enacted shall affect marriages between persons being within the *prohibited degrees* of consanguinity." The 2nd section then enacts, that "all marriages which shall hereafter be celebrated between persons within the *prohibited degrees* of consanguinity or affinity shall be absolutely null and void, to all intents and purposes whatsoever."

The question as to the construction of this last section resolves itself into an inquiry as to the meaning of the words "prohibited degrees." These words are used no less than six times in the act; and it cannot be supposed that they were intended to bear a different sense in one part of the act to that which they bear in another. In the preamble, they are explained to mean *such prohibited degrees* as rendered marriages voidable by sentence of the Ecclesiastical Courts pronounced during the lifetime of the parties; and, therefore, the same meaning is to be given to the words in the 2nd section. The act therefore recognises the proceedings of the Ecclesiastical Courts, and refers to their decisions as something well known. According to the current of those decisions for a very long period, founded on the case of *Hill v. Good*, a marriage with a deceased wife's sister was voidable, as being within the prohibited degrees of affinity. Such marriage, therefore, is within the prohibited degrees, which now, by 5 & 6 Will. 4, c. 54, render a marriage void. Such may be said to form the gist of the judgment in this case; but the learned judges also relied on the stat. 32 Hen. 8, c. 38, and, as a guide to its construction, the statutes passed about the same time in *pari materia*, 25 Hen. 8, c. 22, 28 Hen. 8, c. 7, and 28 Hen. 8, c. 16, and also on 2 Inst., p. 683.

The reader is referred to the judgment itself for the arguments derived from these sources.

#### COURT OF QUEEN'S BENCH.

HILARY TERM.—11 VICTORIA.—Jan. 20.

The Court will, on Tuesday, the 1st of February, and on the three following days, and also on Tuesday, the 8th of February, and on the four following days, hold sittings, and dispose of cases in the Special Paper, Crown Paper, and New Trial Paper; and on Saturday, the 26th of February, will hold a sitting for the purpose of giving judgment in cases then pending.

By THE COURT.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Frederick Marshall, of Plymouth; George Hargrave, of Caistor, Lincolnshire; Samuel Peeling Brabner, of Liverpool; Thomas Haddock, of St. Helen's, Lancashire.

#### COURT OF QUEEN'S BENCH.

Jan. 18.—The Court refused a rule in the following cases, in which a rule nisi had been moved for during the first four days of Term:—

Stevens v. Green.  
Galt v. Roworth.  
Padwick v. Baldwin.  
Doe d. Buddell v. Lymes.  
Rogers v. Grazebrook.

And granted a rule nisi in the following cases:—

Jackson v. Collins.  
Wilkins v. Wood.  
George v. The Marquis of Coningham,  
Mitchell v. Crutzen.

#### London Gazette.

TUESDAY, JANUARY 18.

#### BANKRUPTS.

JOHN BROWN, John-street, Edgware-road, Middlesex, cheesemonger, dealer and chapman, Jan. 27 and March 3 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Parker, 18, St. Paul's Church-yard.—Fiat dated Jan. 17.

DAVID DUTHOIT, Moorgate-street, London, upholsterer, auctioneer, and valuer, dealer and chapman, Jan. 27 at 12, and March 3 at half-past 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Chidley, Guildhall-chambers, Basinghall-street.—Fiat dated Jan. 14.

JOHN MORGAN RODOLPH DEERE, White-cottages, Homerton, Hackney, Middlesex, lithographer, dealer and chapman, Jan. 25 at 2, and March 3 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Hensman, Basing-lane, City.—Fiat dated Jan. 15.

JOSEPH RHOADES, Mitcham, Surrey, grocer and tea dealer, Jan. 28 at 12, and March 3 at 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Waring, 4 White Lion-court, Cornhill, and Mitcham, Surrey.—Fiat dated Jan. 17.

GEORGE MARSH and EDWARD KIRK MARSH, Broadway, Hammersmith, and Carnaby-street, Golden-sq., Middlesex, drapers, dealers and chapmen, Jan. 27 and March 3 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Ashurst & Son, Cheapside.—Fiat dated Jan. 10.

EDWARD WEDDELL and JOSEPH EDWARD SHELTON, Bridge-place, City-road, and Ratcliffe-terrace, Goswell-road, Middlesex, booksellers, dealers and chapmen, Jan. 25 at half-past 12, and March 3 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Tomlins, Barnard's-inn, Holborn.—Fiat dated Jan. 13.

JAMES BELL, Lower Thames-street, London, fish factor, dealer and chapman, Jan. 24 at 2, and Feb. 29 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Elmslie & Co., 47, Moorgate-street, London.—Fiat date Jan. 13.

ALEXANDER WARRAND, Skinner-street, Snow-hill, London, money scrivener and boarding-house keeper, dealer and chapman, Jan. 25 at 1, and Feb. 28 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Empson, Bucklersbury, London.—Fiat dated Jan. 11.

JAMES MAINER, Southampton, Hampshire, saddler and harness maker, dealer and chapman, Jan. 24 at 1, and Feb. 28 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Burkitt, Curriers'-hall, London.—Fiat dated Jan. 14.

GEORGE CLAY, Queen-street, Cheapside, London, woollen warehouseman, Jan. 28 at half-past 12, and March 2 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Gale, 70, Basinghall-street.—Fiat dated Jan. 13.

WILLIAM SPENCER CLARKE, Dorking, Surrey, printer, bookseller, bookbinder, and stationer, Jan. 28 at 2, and Feb. 26 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Waugh, St. James-street, Bedford-row.—Fiat dated Jan. 12.



**THOMAS WILLIAMS**, Jernyn-street, St. James, Westminster, Middlesex, licensed victualler, dealer and chapman, Jan. 26 at half-past 2, and March 1 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Mardon & Prichard, Christchurch-chambers, Newgate-street.—Fiat dated Jan. 17.

**FREDERICK PINDER**, Bishop's Stortford, Hertfordshire, tanner and shoe manufacturer, dealer and chapman, Jan. 28 at half-past 2, and Feb. 26 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Ring, 56, Bread-street, Cheapside.—Fiat dated Jan. 12.

**JOHN BINMORE**, Lower Brook-street, Grosvenor-square, Middlesex, coffee-house keeper, Feb. 1 at 12, and Feb. 25 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Davies & Co., 21, Warwick-street, Regent-street.—Fiat dated Jan. 12.

**JAMES ROGERS**, Northumberland-street, Strand, Middlesex, oil and Italian warehouseman, dealer and chapman, Jan. 28 at 2, and Feb. 25 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Crosby & Co., Church-court, Old Jewry.—Fiat dated Jan. 13.

**THOMAS TULLIDGE**, Beaulieu, Hampshire, common brewer, dealer and chapman, Feb. 1 at 2, and Feb. 25 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Paterson, 7, Bouverie-street, Fleet-street.—Fiat dated Jan. 17.

**JOHN THOMPSON**, Wells-row, Islington, Middlesex, stone mason, dealer and chapman, Jan. 28 and Feb. 22 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Jaques & Co., 8, Ely-place, Holborn.—Fiat dated Jan. 14.

**RICHARD GOULDING**, Gainsborough, Lincolnshire, cabinet maker, upholsterer, joiner and builder, paper hanger, dealer and chapman, Feb. 9 and March 1 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Stansfeld; Sols. Plakett, Gainsborough; Scott & Co., Lincoln's-inn-fields, London.—Fiat dated Jan. 13.

**JOHN MAWSON**, Runcorn, Cheshire, druggist, Jan. 29 and Feb. 19 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Christian & Jones, Liverpool; Milne & Co., Temple, London.—Fiat dated Jan. 12.

**JOSEPH JOHN MOODY**, Stockport, Cheshire, cotton doubler and lace thread manufacturer, dealer and chapman, Jan. 27 and Feb. 18 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Abbott, 46, Lincoln's-inn-fields, London.—Fiat dated Jan. 6.

**JAMES ANNING WHITE**, Stockland, Devonshire, draper and general dealer, Feb. 1 and 29 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Southernhay, Exeter; Keddell & Co., Lime-street, London.—Fiat dated Jan. 8.

**JOSEPH YATES ASHTON**, Liverpool, builder and scrivener, dealer and chapman, Feb. 1 and 23 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Pemberton, Liverpool; Cornthwaite & Adams, Old Jewry-chambers, London.—Fiat dated Jan. 11.

**JOSEPH SIDEBOTTOM**, Derby, plumber and glazier, dealer and chapman, Jan. 28 and March 3 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Whiston & Sons, Derby; Bowley, Nottingham.—Fiat dated Jan. 12.

**JOHN MEADS**, Nottingham, grocer, tea dealer, dealer and chapman, Jan. 28 and March 3 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated Jan. 12.

**JOHN LEYSHON**, New-dock, Llanelly, Carmarthenshire, ship builder, dealer and chapman, Feb. 1 and 29 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Grove, Llanelly.—Fiat dated Jan. 11.

**EDWIN WHITEHALL**, Newport, Monmouthshire, watch and clock maker, silversmith, and jeweller, Feb. 1 and 29 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hut-ton; Sol. Philippotts, Newport.—Fiat dated Jan. 13.

**JOHN WILSON** the younger, Ogle, Whalton, Northumberland, timber merchant, dealer and chapman, Feb. 7 at half-past 10, and Feb. 29 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. F. & N. Chater, Newcastle; Bell & Co., Bow Church-yard, Cheapside, London.—Fiat dated Jan. 11.

**JAMES STOCKHAM**, Bristol, licensed victualler, builder, and marble mason, Jan. 31 and Feb. 29 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Trevor & Sons, Bridgewater.—Fiat dated Jan. 5.

## MEETINGS.

*John Black and John Morison*, Railway-place, Fenchurch-street, London, dealers in sacking, Jan. 28 at 2, Court of Bankruptcy, London, last ex. of *J. Black*.—*S. Lawford*, Luton, Bedfordshire, straw plait dealer, Jan. 29 at 1, Court of Bankruptcy, London, last ex.—*Andrew Anderson*, Gt. Titchfield-street, Middlesex, piano-forte maker, Feb. 5 at 1, Court of Bankruptcy, London, last ex.—*Wm. M'Naught*, Parson's-mead, near Croydon, Surrey, draper, Feb. 5 at 2, Court of Bankruptcy, London, last ex.—*Thos. Gales*, Ford, Durham, ship builder, Feb. 7 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Frederick Law*, Manchester, corn dealer, Jan. 24 at 12, District Court of Bankruptcy, Manchester, last ex.—*Geo. Douglas*, Bury, Lancashire, draper, Jan. 25 at 12, District Court of Bankruptcy, Manchester, last ex.—*William Smith*, Colne, and Trawden, Lancashire, cotton manufacturer, Jan. 31 at 12, District Court of Bankruptcy, Manchester, last ex.—*Jonathan Murray*, Edgware-road, Middlesex, stationer, Feb. 11 at 1, Court of Bankruptcy, London, aud. ac.—*John Jones and Alice Brown*, Shoreditch, Middlesex, licensed victuallers, Feb. 11 at 2, Court of Bankruptcy, London, aud. ac.—*John C. Geard*, Dorset-street, Clapham-road, Surrey, brewer, Feb. 11 at 11, Court of Bankruptcy, London, aud. ac.—*James C. Vaughan*, East Cheap, London, fruit merchant, Feb. 9 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Wm. Speller*, Upper Berkeley-st. West, Connaught-square, Middlesex, plumber, Feb. 9 at 1, Court of Bankruptcy, London, aud. ac.—*James T. Wheatley*, Commercial-road, Lambeth, Surrey, lighterman, Feb. 9 at 11, Court of Bankruptcy, London, aud. ac.—*William G. Jones*, Notting-hill, Middlesex, draper, Feb. 9 at 12, Court of Bankruptcy, London, aud. ac.—*James C. Welton*, Crown-row, Mile-end-road, Middlesex, flour factor, Feb. 9 at 12, Court of Bankruptcy, London, aud. ac.—*Gravesend and Milton Cemetery Company*, Feb. 9 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Samuel Handcomb and Ebenezer Handcomb*, Woburn, Bedfordshire, dealers in watches, Feb. 9 at 11, Court of Bankruptcy, London, aud. ac.—*Peter Pattison*, Cornhill, London, tailor, Feb. 8 at 12, Court of Bankruptcy, London, aud. ac.—*Geo. Shuffelbotham*, Macclesfield, Cheshire, coach builder, Feb. 10 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 11 at 12, div.—*Wm. Ferguson*, Liverpool, draper, Feb. 8 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Rich. Morris*, Gloucester, coach builder, Feb. 11 at 1, District Court of Bankruptcy, Bristol, aud. ac.—*Charles Curme*, Hilperton, Wiltshire, common brewer, Feb. 28 at 12, District Court of Bankruptcy, Bristol, aud. ac.; Feb. 29 at 11, div.—*Jonas Wilkinson and Zaccheus Wilkinson*, Clayton-heights, Bradford, Yorkshire, worsted stuff manufacturers, Feb. 22 at 11, District Court of Bankruptcy, Leeds, aud. ac. and fin. div.—*Thomas Jackson*, Salterhebble, Halifax, Yorkshire, worsted spinner, Feb. 22 at 11, District Court of Bankruptcy, Leeds, aud. ac. and fin. div.—*Jos. Broad-bent*, Saddleworth, Yorkshire, woollen manufacturer, Feb. 22 at 11, District Court of Bankruptcy, Leeds, aud. ac. and fin. div.—*Thomas Barraclough*, Halifax, Yorkshire, woollen cloth manufacturer, Feb. 22 at 11, District Court of Bankruptcy, Leeds, aud. ac. and fin. div.—*Th. Bowser*, Morpeth, Northumberland, linen draper, Feb. 8 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Feb. 10 at half-past 1, div.—*Wm. D. Hay*, Newcastle-upon-Tyne, baker, Feb. 8 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Feb. 10 at 1, div.—*Jas. Hudson*, Newcastle-upon-Tyne, dealer in marine stores, Feb. 10 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Henry Elkinton*, Maida-hill East, Middlesex, chemist, Feb. 8 at 1, Court of Bankruptcy, London, fin. div.—*J. Gray*, West Smithfield, London, saddler, Feb. 8 at 12, Court of Bankruptcy, London, div.—*J. England*, Bath, grocer, Feb. 10 at 11, District Court of Bankruptcy, Bristol, div.—*Nehemiah J. Reed*, Marlborough, Wiltshire, licensed common brewer, Feb. 15 at 11, District Court of Bankruptcy, Bristol, div.—*Leopold A. V. Rudolphi*, Sunderland, Durham, general merchant, Feb. 8 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—*Hen. Wanstall*, Durham, grocer, Feb. 8 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Wm. Butcher*, Bell Sauvage-yard, Ludgate-hill, London, cap manufacturer, Feb. 8 at 11, Court of Bankruptcy, London.—*John Cramond*, Lime-st., London, ship broker, Feb. 9 at half-past 12, Court of Bankruptcy, London.—*Owen Evans*, Grove-lane, Camberwell, Surrey, surgeon, Feb. 10 at half-past 12, Court of Bankruptcy, London.—*Fred. Smee*, Bromley New-town, Bow-common, Middlesex, brewer, Feb. 9 at 11, Court of Bankruptcy, London.—*John Ashcraft*, Toxteth-park, Liverpool, timber broker, Feb. 8 at 11, District Court of Bankruptcy, Liverpool.—*Jonathan Murray*, Edgware-road, Middlesex, stationer, Feb. 11 at 1, Court of Bankruptcy, London.—*John Jones and Alice Brown*, Shore-ditch, Middlesex, licensed victuallers, Feb. 11 at 2, Court of Bankruptcy, London.—*Joseph Bates*, Leeds, Yorkshire, share broker, Feb. 22 at 11, District Court of Bankruptcy, Leeds.—*Richard Scholes*, Bury, Lancashire, grocer, Feb. 8 at 12, District Court of Bankruptcy, Manchester.—*Francis Smith*, Manchester, innkeeper, Feb. 10 at 11, District Court of Bankruptcy, Manchester.—*George Bradford*, Bridport, Dorsetshire, baker, Feb. 15 at 11, District Court of Bankruptcy, Exeter.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Feb. 8.*

*Prince Wm. Smith*, Bristol, currier.—*John Lee*, Coventry, Warwickshire, watch manufacturer.—*Thomas George Brown-smith*, Bedford-st., Covent-garden, Middlesex, fringe manufacturer.—*Henry Clare Timpson*, Albion-road, Woolwich, Kent, chemist.—*Wm. Hodgson Gratrix*, Nuneaton, Warwickshire, silk manufacturer.—*George Sandeman*, York-st., Southwark, Surrey, ironmonger.—*Thos. Moore*, Tipton, Staffordshire, grocer.—*Ray Jos. Jones*, Basingstoke, Southampton, tailor.—*Wm. Sampson*, Sheffield, Yorkshire, spirit merchant.—*Mary Warburton*, Freetown, Bury, Lancashire, hat manufacturer.—*Aaron Linley*, Sheffield, Yorkshire, sheep shear manufacturer.—*John Kirkland*, New-st., Covent-garden, Middlesex, grocer.—*Henry Brewer*, Great Waltham, Chelmsford, Essex, draper.—*Robert Hutchinson*, Jewry-st., Aldgate, London, leather seller.

## FIAT ANNULLED.

*John Nash*, Taunton, Somersetshire, coach maker.

## PARTNERSHIPS DISSOLVED.

*Edmund Edye and Edward Farmer*, Montgomery, attorneys and solicitors.—*John Browne, Wm. Kingdon, and Chas. Wilson*, attorneys and solicitors, (practising under the firm of Coode, Browne, Kingdon, & Wilson, at 13, Bedford-row, Middlesex), so far as concerns the said Charles Wilson).

## SCOTCH SEQUESTRATIONS.

*John Cairns*, Glasgow, clothier.—*David Robertson*, Glasgow, merchant.—*John Lang Blaikie*, Glasgow, publisher.—*J. Mc Gregor*, St. Andrew's, painter.—*Wm. Greig*, Beaulieu, innkeeper.—*Andrew Christie*, Crieff, ironmonger.—*James and Andrew Leslie*, Edinburgh, victual dealers.—*John Taylor & Son*, Peterhead, ship builders.

## DECLARATION OF INSOLVENCY.

*Catherine Parkinson*, spinster, Gloucester-place, Portman-square, St. Marylebone, Middlesex, teacher of music, Jan. 28 at half-past 1, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thomas Cook*, Liverpool, grocer, Jan. 24 at 10, Liverpool District County Court, at Liverpool.—*James Gutheridge*, Liverpool, licensed victualler, Jan. 24 at 10, Liverpool District County Court, at Liverpool.—*John Rasbridge*, Merthyr Tydfil, Glamorganshire, labourer, Jan. 20 at 10, County Court of Glamorganshire, at Merthyr Tydfil.—*Henry Isaac Neild*, Worthing, Sussex, attorney at law, Jan. 24 at 11, County Court of Sussex, at Worthing.—*Jacob Grigg*, Treneeth, St. Cleer, Cornwall, farmer, Feb. 1 at 10, County Court of Cornwall, at Liskeard.—*Wm. Searle*, Lansallos, Cornwall, innkeeper, Feb. 1 at 10, County Court of Cornwall, at Liskeard.—*Geo. Downes*, Sheffield, Yorkshire, file

cutter, Feb. 2 at 10, County Court of Yorkshire, at Sheffield.—*Wm. Powell*, Sheffield, Yorkshire, saw handle maker, Feb. 2 at 10, County Court of Yorkshire, at Sheffield.—*Sep-timus Godbeher*, Sheffield-moor, Yorkshire, edge tool forger, Feb. 2 at 10, County Court of Yorkshire, at Sheffield.—*H. Andrews*, Amersham-common, Buckinghamshire, brick maker, Feb. 3 at 11, County Court of Buckinghamshire, at Chesham.—*John Stockwell*, Stonehouse, Gloucestershire, baker, Feb. 10 at 10, County Court of Gloucestershire, at Stroud.—*George Horwood*, King Stanley, Gloucestershire, out of business, Feb. 10 at 10, County Court of Gloucestershire, at Stroud.—*Jas. Edwin Davis*, Cheltenham, Gloucestershire, out of business, Feb. 10 at 10, County Court of Gloucestershire, at Stroud.—*Chas. Robert Lee*, Ensham, Oxfordshire, farming bailiff, Jan. 31 at 11, County Court of Berkshire, at Windsor.—*John Sewell Johnson*, King's Lynn, Norfolk, pastrycook, Feb. 12 at 10, County Court of Norfolk, at King's Lynn.—*Thos. Moody*, Brighton, Sussex, boot maker, Jan. 22 at 10, County Court of Sussex, at Brighton.—*Wm. Francis Boyer*, Long Sutton, Lincolnshire, beer seller, Feb. 10 at 1, County Court of Lincolnshire, at Holbeach.—*Wm. Holmesby*, Maidstone, Kent, beer seller, Feb. 2 at 10, County Court of Kent, at Maidstone.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Feb. 1 at 11, before Mr. Commissioner HARRIS.*

*Ralph Walker*, Park-row House, Park-road, Peckham, Surrey, chandler.—*Jas. Cheaffers*, Margaret-street, Clerkenwell, Middlesex, out of business.

*Feb. 2 at 10, before Mr. Commissioner LAW.*

*Thos. Bailey*, Wilstead-street, Somers-town, Middlesex, currier.—*John Burt*, Church-st., Chelsea, Middlesex, wheelwright.

*Feb. 2 at 10, before Mr. Commissioner PHILLIPS.*

*Edw. Wild*, Lant-st., Borough, Surrey, out of business.—*Jas. French*, Bexley, Kent, beer-shop keeper.

*Feb. 3 at 10, before the CHIEF COMMISSIONER.*

*Jas. Payne*, Earl-st., Kensington, Middlesex, cowkeeper.—*Jas. Smith*, Shaftesbury-st., Hoxton New-town, Middlesex, portmanteau manufacturer.—*Sam. Worgor*, Widegate-street, Bishopsgate-street, London, dealer in eggs.—*John Bonnor*, Gravel-lane, Southwark, bolt maker.

*Saturday, Jan. 15.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*Wm. Prince*, Bonsall, Derbyshire, miner, No. 68,783 C.; John Knowles, assignee.—*John Phillips*, Harrogate, Yorkshire, share dealer, No. 68,675 C.; Chas. Bulmer, assignee.—*Thos. Akers*, Pancras-st., Tottenham-court-road, Middlesex, beer-shop keeper, No. 59,426 T.; Chas. H. Webb, assignee.—*Jas. Wing*, East-st., Spitalfields, Middlesex, fruiterer, No. 59,428 T.; Chas. Newby, assignee.

*Saturday, Jan. 15.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Wm. Willis*, Tavistock-pl., Tavistock-sq., Middlesex, oil and Italian warehouseman: in the Queen's Prison.—*Ruscombe Wollen*, Gloucester-terrace, Westbourne-terrace, Paddington, Middlesex, attorney at law: in the Queen's Prison.—*David Stevens*, North-st., Poplar, Middlesex, dealer in live stock: in the Debtors Prison for London and Middlesex.—*Wm. Simmons*, Cow-cross-st., West Smithfield, Middlesex, corn chandler: in the Debtors Prison for London and Middlesex.—*Josias Tillman*, Upper Norton-st., Portland-road, Middlesex, house painter: in the Debtors Prison for London and Middlesex.—*Arnold Dieckmann*, St. Martin's, Leicester-square, Middlesex, furrier: in the Debtors Prison for London and Middlesex.—*Jacques R. Larenne*, Mortimer-street, Cavendish-sq., Middlesex, heraldic engraver: in the Debtors Prison for London and Middlesex.—*Chas. Cowderoy*, Tyer's-

terrace, Vauxhall, Surrey, out of business: in the Queen's Prison.—*John Tuting* the younger, Norwood, Beverley, Yorkshire, out of business: in the Gaol of Kingston-upon-Hull.—*John Barrowclough*, Manchester, groom: in the Gaol of Lancaster.—*Reuben Haworth*, Salford, Lancashire, salesman: in the Gaol of Lancaster.—*Jas. Ackerman*, King's Lynn, Norfolk, chemist: in the Castle of Norwich.—*Chas. Chedzoy*, Bristol, painter: in the Gaol of Bristol.—*Mary Jones*, widow, Milford, Pembrokeshire, of no business: in the Gaol of Havverfordwest.—*Geo. Hodgson*, Hunslet Car, Leeds, Yorkshire, mechanic: in the Gaol of York.—*Jos. Hodgson*, Gomersal, near Leeds, Yorkshire, mechanic: in the Gaol of York.—*Sam Swift*, Cleckheaton, near Leeds, Yorkshire, mechanic: in the Gaol of York.—*John Stanyer*, Stockport, Cheshire, grocer: in the Gaol of Lancaster.—*Joshua Royle*, Stretford, near Manchester, pork butcher: in the Gaol of Lancaster.—*Leonard Thompson*, Hulme, Manchester, warehouseman: in the Gaol of Lancaster.—*John Ralph*, Manchester, beer-house keeper: in the Gaol of Lancaster.—*Jos. Allen*, Halshaw-moor, near Bolton-le-Moors, Lancashire, in no business: in the Gaol of Lancaster.—*John Wilson*, Salford, Lancashire, butcher: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

*Feb. 2 at 10, before Mr. Commissioner LAW.*

*Hen. Lownds*, Cheltenham-place, Westminster-read, Surrey, assistant to a carpenter.—*George Beland*, Widgegate-street, Bishopsgate-st., London, baker.

*At the County Court of Durham, at DURHAM, Jan. 31.*

*Rob. Good*, Houghton-le-Spring, grocer.—*E. Christopher*, Harpington, Sedgefield, farmer.—*George Turnbull*, South Shields, cartman.—*Henry S. C. Sweeting*, Blackwell, near Darlington, bricklayer.—*Ann Robinson*, Chester-le-street, linen draper.—*Thos. Whorlton*, Stockton-upon-Tees, builder.—*Alex. Scott*, Sunderland, grocer.—*Christopher Kirkup*, Evenwood, butcher.—*Matthew Atkinson*, Edmondaley, grocer.—*Wm. F. Routledge*, Bishop Wearmouth, master mariner.—*Jonathan Anderson*, South Shields, labourer.—*John Taylor Henderson*, South Shields, publican.—*George Heppell*, Durham, shoemaker.—*Mathew Clough*, South Shields, coal miner.—*Joseph Richardson*, West Hartlepool, stationer.

*At the County Court of Kent, at MAIDSTONE, Feb. 2.*

*Wm. Elston*, Wormshill, near Sittingbourne, corn factor.—*Jos. Robins*, Milton, next Gravesend, carpenter.

*At the County Court of Cambridgeshire, at CAMBRIDGE, Jan. 24 at 10.*

*John Biddall*, Lakenheath, Suffolk, farmer.

*At the County Court of Buckinghamshire, at AYLESBURY, Feb. 2 at 10.*

*Jos. Rogers*, Wing, seller of beer by retail.—*Edw. Wilmer*, Moulsoe, butcher.

## FRIDAY, JAN. 21.

### BANKRUPTS.

**GEORGE CORK**, High-st., Islington, Middlesex, livery-stable keeper, Feb. 4 at half-past 11, and March 3 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Cooke, 30, King-st., Cheapside.—Fiat dated Jan. 15.

**WILLIAM PERSHOUSE**, Trafalgar-rd., Greenwich, Kent, cattle dealer, dealer and chapman, Jan. 28 at half-past 1, and March 6 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Russell, Martin's-lane, Cannon-street.—Fiat dated Jan. 14.

**FREDERICK CHAPLIN** and **WILLIAM HENRY CHAPLIN**, Bishops Stortford, Hertfordshire, tanners (carrying on business at Bishops Stortford, Hertfordshire, and trading there under the firm or style of J. & W. H. Chaplin), Jan. 28 at half-past 2, and March 10 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Ring, Bread-st., Cheapside.—Fiat dated Jan. 18.

**JOHN CALVIN DREAPER**, Liverpool, corn merchant, Feb. 8 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Lownds & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Jan. 18.

**BRAILSFORD BRIGHT**, Forest-gate, Essex, and Bishops-gate-street-within, London, merchant, dealer and chapman, (formerly trading in co-partnership with William M' Culloch and William Squire, under the firm of Hearon, Bright, & Co., at Bishops-gate-street-within), Jan. 28 at half-past 1, and March 1 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lawrence & Plews, Old Jewry-chambers.—Fiat dated Jan. 19.

**CHARLES ANDREWS**, St. James's-st., Brighton, Sussex, fruiterer, green grocer, and florist, (lately carrying on business at St. James's-st., Brighton, Sussex, as a bookseller and stationer, and also carrying on business at Keymer, Sussex, as market gardener and florist), dealer and chapman, Feb. 2 and March 10 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Bennett, Brighton; Rickards & Walker, 29, Lincoln's-inn-fields, London.—Fiat dated Jan. 18.

**JOHN HONOR PARKER**, Castle and Falcon-yard, Alders-gate-st., London, carrier, dealer and chapman, Feb. 5 at half-past 1, and March 3 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Todd, 23, Thavies-inn, Holborn.—Fiat dated Jan. 13.

**JOHN DAWSON**, Fairford, Gloucestershire, maltster, baker and shopkeeper, Feb. 4 at 12, and March 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Leonard, Bristol.—Fiat dated Jan. 17.

**JOHN KERSHAW**, Brecon, draper, dealer and chapman, Feb. 4 and March 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. W. L. & C. Clarke, Bristol; Abbott & Co., New-inn, London.—Fiat dated Jan. 4.

**RICHARD PARSONS**, Plymouth, Devonshire, builder, Feb. 1 and March 7 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Cross, Plymouth; Gregory & Co., Bedford-row, London.—Fiat dated Jan. 11.

**JAMES ROSSITER**, Tor, Tormoham, Devonshire, baker, Feb. 1 and 28 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Drake, Torquay; Terrell, Exeter; Sudlow & Co., Bedford-row, London.—Fiat dated Jan. 17.

**JOHN BOND COOKE** and **GEORGE SHAW**, Denton, Lancashire, hat manufacturers, dealers and chapmen, Feb. 4 and 25 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Brooks, Ashton-under-Lyne; Clarke & Co., 20, Lincoln's-inn-fields.—Fiat dated Jan. 13.

**JAMES BATSON**, Great Bridge, and **WILLIAM BATSON**, Handsworth, Staffordshire, (carrying on business under the style or firm of James Batson & Son, at Dudley Port and Twidale, Staffordshire), iron masters and coal masters, dealers and chapmen, Feb. 1 and 29 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Motteram & Knowles, Birmingham.—Fiat dated Jan. 13.

**JOHN ALEXANDER**, Yeovil, Somersetshire, druggist and grocer, Feb. 1 and 28 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Slade & Vining, Yeovil; Terrell, Exeter; Treherne & Co., Barge-yard-chambers, London.—Fiat dated Jan. 12.

**JANE LOUISA SEYMOUR** and **EMILY SEYMOUR**, Bristol, milliners and drapers, Feb. 7 and March 2 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Prideaux & Sons, Bristol; Holme & Co., New-inn, London.—Fiat dated Jan. 14.

**WILLIAM HANCOCK**, Ticknall, Derbyshire, fellmonger and leather dresser, Feb. 11 and March 10 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Dewes, Ashby-de-la-Zouch; Reece, Birmingham.—Fiat dated Jan. 1.

**THOMAS CLARKSON**, Liverpool, painter, plumber, and glazier, dealer and chapman, Jan. 31 and March 6 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Robinson, Liverpool; Vincent, Temple, London.—Fiat dated Jan. 18.

**JOHN SHALLCROSS**, Liverpool, provision dealer, Feb. 1 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Bremner, Liverpool; Johnson & Co., Temple, London.—Fiat dated Jan. 14.

**JOSEPH ROBINSON PIM**, Birkenhead, Cheshire, brick maker, Feb. 1 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Rowe, Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Jan. 11.

**PALACE COURT MONOPOLY.**—Those Gentlemen of the Legal Profession who are willing to co-operate for the purpose of adopting Measures to CLOSE the PALACE COURT, or to THROW IT OPEN to the PROFESSION GENERALLY, are requested to meet at the GRAY'S INN COFFEE-HOUSE, on TUESDAY EVENING NEXT, (the 25th instant), at half past 6 o'clock precisely. Any suggestion or information will in the meantime be received and duly attended to by Mr. Clarke, Solicitor, Featherstone-buildings, Holborn.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 7, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, January 22, 1848.

# The Jurist

No. 577—VOL. XII.

JAN. 29, 1848.

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LONDON, JANUARY 29, 1848.

In the course of the arguments used on either side in the application now pending before the Court of Queen's Bench, for a mandamus to compel the Archbishop of Canterbury to hear the objectors to the confirmation of Dr. Hampden's election, the doctrine of presuming law from practice was commented upon. It was asked, on the one side, if the calling of objectors and the hearing them is not the legal course, if it is a mere form, why it is persisted in? It was answered on the other side, that idle forms are not peculiar to the confirmation of Bishops; and allusion was made to the form persisted in at a coronation, of the champion throwing down his gage, and calling on challengers of the King's title.

It would, indeed, be a curious thing in the eyes of English lawyers, if the retention of useless forms could be argued from, in order to establish some rule of law, or if it were to be always considered necessary to suppose some reasonable cause for such retention. For if there be any one feature in the English system of judicature stronger than another, we might go further, and say even, if there be one feature in the English mind stronger than another, it is that sort of vis inertiae, by the effect of which, forms that have long been used are clung to with an almost inconceivable tenacity of affection, although their object may have been abolished, or at least intended and sought, by the application of all known means, to be abolished. If we were disposed to take the most favourable view of this feature of our national, and peculiarly of our legal mind, we should attribute it to the caution and love of property which incline most Englishmen to destroy nothing that is not visibly noxious, under the idea, that, although apparently useless, it may have a latent use. Were we disposed, on the contrary, to view it with unfriendly

eyes, we should attribute it to simple heaviness of character. Whatever be its cause, of its existence there can be no doubt; and there is, probably, no civilised people in whose polity, and especially in whose system of laws, the retention of obsolete and useless forms and ceremonies is so frequent. The practice of our law is marked by it at every step. Take the commonest of all transactions. If a man borrow money, and gives his bond for it, he is startled by finding that he is made to bind himself to pay twice as much as he has borrowed. True it is, that he is not so bound, but is bound only to pay what he has borrowed, with interest; but the old form, which was originally not mere form, (because originally the debtor was compelled to pay the whole penalty if he did not pay the money actually borrowed in manner specified in the bond), is religiously retained; and an attorney who should be rash enough to frame a bond otherwise would be looked upon as a sort of conveyancing Pariah. Again, in our pleadings: what can more perfectly exhibit the retention of mere forms long after their practical use has wholly ceased, than the whole proceeding in ejectment, or the trial of a feigned issue out of Chancery. No doubt, there were formerly good and sufficient reasons for adopting the circuitous proceeding of trying a title to land, as between the claimant and the person in possession, by the claimant creating a fictitious lessee, who is to be turned out by the person previously in possession, and then to bring an action to recover his term. But as all these goings to and turnings out, and making of terms, are now purely fictitious, and exist only upon the pleadings, their retention there, or at all, is simply the result of our habit of not liking to disturb forms. So in the case of an issue out of Chancery. Every lawyer knows that the form of such an issue is a mere form. The parties never having laid a wager at all, and the true question not being

who has won the wager, but the truth of the heirship, or other fact which is the subject of the imaginary wager. Nevertheless, the form remains of so trying at law the truth of facts on which the Court of Chancery desires to be informed, simply, in all probability, because it is less troublesome to proceed on the form (which, except that it is the established form, is utterly useless) than to frame a form of proceeding more consistent with reason. Again, if we turn to equity pleadings, every equity pleader knows, that, until very lately, the charge of combination was retained in bills; and bold, indeed, was the first draftsman who omitted it, although it was perfectly established that it had long been quite useless, and that it need not be answered; so useless was it, indeed, that Lord Redesdale only conjectures its original object. As another instance, may be mentioned the practice on what are termed sometimes mandatory injunctions, often discussed in this Journal; a practice according to which, courts of equity have pertinaciously adhered to a form framed on the principle of repudiating the jurisdiction to order an act to be done on motion, for more than a century after the jurisdiction has been, in substance, assumed and exercised.

Numberless instances of the same habit of retaining perfectly obsolete forms might be found in the practice of Parliament; but we have said enough to recall to the recollection of our readers, that there can be no more unsafe kind of legal argument than that which proceeds on the assumption, that, for every practice, there is a reason. No doubt for every practice there has been at some time some, sort of reason. But an argument that, because we find a form, therefore there must be a use for it, is one that is not supported by the history of the English law, or founded upon a due appreciation of the English mind.

#### COURT OF COMMON PLEAS.

HILARY TERM.—11 VICTORIA.—Jan. 27.

This Court will, on Tuesday the 8th day of February next, and four following days, hold Sittings, and will proceed in disposing of the business now pending in the Paper of New Trials and in the Special Paper, and will also proceed to give judgment in certain of the matters that will then be standing over for the consideration of the Court.

THOS. WILDE.

GRAY'S INN, Jan. 27th, 1848.—The Lecturer on the Law of Real Property and Conveyancing gives notice, with the sanction of the Treasurer and Benchers of this Society, that there will be a voluntary examination for honours, in the English laws of real property, in the Hall of Gray's Inn, in Trinity Term, namely, on Wednesday, the 7th June next. All students for the bar will be qualified to stand on this occasion who attend and join in the ordinary lecture examinations, meetings, and other exercises which take place in Gray's Inn Hall between the months of January and June; and the position of the candidates will depend upon the results of the examination on the 7th June, in connexion with those of the ordinary exercises before mentioned. The names of successful candidates alone will appear in the class-list, so that those who do not think proper to go in for honours, or who do not succeed, will not be prejudiced.

#### AGREEMENT—PAROL EVIDENCE TO EXPLAIN AMBIGUITY.

Among the rules of law which may be regarded as thoroughly settled and understood, (if any such there be), are those which govern the admission of parol evidence to explain, vary, or contradict written instruments. That written instruments, and the words and expressions used in them, are to be construed with reference to the subject-matter,—that evidence is admissible to shew, that, among the parties to, and with reference to the subject of, the instrument, words used in it had by usage a meaning different from the ordinary meaning,—that evidence of all circumstances and matters of fact in any way connected or supposed to be connected with the subject-matter of the instrument, is admissible, in order to enable the Court to ascertain its meaning with reference to those circumstances; (as in *Shortrede v. Cheke*, (1 Adol. & Ell. 59), where parol evidence was allowed to shew what note was in the minds of the parties to a guarantie, which referred to "the promissory note,")—that, where expressions in a writing, having grammatically a precise meaning, are found, upon reference to the circumstances, to be equally applicable to two or more things, only one of which could be meant, (as where a testator gives his black horse to his cousin John Smith, and it appears that he has two black horses and two cousins named John Smith), then parol evidence of *intention* is admissible to shew which was meant, to explain what is called the *latent* ambiguity;—but that where expressions in a writing are grammatically inconclusive—are in form indefinite and ambiguous, no evidence either of fact or of intention can be admitted for the purpose of removing that *patent* ambiguity,—that, in short, (with the single exception allowed in the case of a latent ambiguity), no addition to or correction of a writing can be supplied by parol evidence, so as to affect the construction and operation of the writing itself, although, when other rules of law do not forbid, the operation of the writing may be controlled, and what is deficient in it supplied by parol proofs of other matters capable of operating independently of the writing and notwithstanding its existence,—are propositions which are generally thought to be equally indisputable and elementary. It was, therefore, with no little surprise, that we read in the judgment in the recent case of *Goldshede v. Swan*, (1 Exch. Rep. 154), the following unqualified dicta:—"Where any written instrument is ambiguous, evidence is receivable to construe its meaning, but not to alter or vary in any manner the terms of that instrument. . . . The expression 'this day' may mean something which *has been* done or which is *to be* done this day. Evidence may, therefore, be properly admitted to explain its meaning, though not to contradict it." Per Pollock, C. B.—"The expression may mean either; how, then, are we to arrive at the real meaning? The cases of *Haigh v. Brooks* and *Butcher v. Stewart* decide that parol evidence is admissible for the purpose of explanation. Those cases are in point. The expression here is equivocal." Per Rolfe, B.—Mr. Baron Parke expressed himself more cautiously, in terms to which we shall presently refer, and from which it may be surmised that the Court did not intend to lay down the proposition which the passages we have cited seem to express. What the Court actually decided, and probably intended to express, is a very different point, which is unaffected by direct authority other than a dictum in *Haigh v. Brooks*.

In *Goldshede v. Swan*, the question was, whether in a guarantie the words "In consideration of your having this day advanced to V. D. the sum of 750*l.*, secured by his warrant of attorney, payable on the 22nd of August next," sufficiently stated a sufficient consideration



for the promise to satisfy the Statute of Frauds, it being conceded that the writing must express a consideration not already executed. Evidence that the money was not in fact advanced before the execution of the guarantie was admitted at the trial. The guarantie was held sufficient. Parke, B., said:—"I entertained some doubt at first whether the consideration which appears on the face of this guarantie was sufficiently ambiguous to let in an explanation. But on the authority of the cases of *Haigh v. Brooks*, (10 Adol. & Ell. 309), and *Butcher v. Stewart*, (7 B. & C. 423), I think it is; I think that the evidence was properly admitted, not for the purpose of contradicting the instrument, but to explain the meaning of its terms. It was proved that no money had been advanced before the execution of the instrument, it must, therefore, be read as pointing to future advances; and there is nothing inconsistent or unnatural in this construction. Upon this ground the Queen's Bench proceeded in *Haigh v. Brooks*, and nobody can doubt that, in that case, the memorandum might be read as referring to a past event. So, in *Butcher v. Stewart*, it was shewn, that no release had been procured, and the time was held to be a future one. *Butcher v. Stewart* was recognised in *Tanner v. Moore*. Now, reading this instrument with the facts given in evidence, there is nothing inconsistent with its being for a future event. I however found my opinion upon the cases of *Haigh v. Brooks* and *Butcher v. Stewart*."

When the learned Baron speaks of doubting whether the words were sufficiently ambiguous to let in an explanation, he means to say, whether the words had not so conclusively one meaning, that evidence to give them another was inadmissible. The expression is remarkable, and the meaning not less so. It professes to found the decision on the well-known rule, that you may shew by extrinsic evidence, that words which in ordinary use have one meaning, must or may have been used by the parties to the writing in a different sense, given to them by some special usage, evidence in short to shew that an expression belonging to the ordinary language of the community was also an expression belonging, with a different meaning, to the dialect of some particular class in the community, and that that dialect was the language which the parties were using. But that rule has nothing to do with degrees of ambiguity. The word "banker" has a known meaning in common parlance. In the language of sculptors, it means a support for a model; and evidence of its meaning in that language would be admitted to explain a written contract with a sculptor, but not because the expression was of itself "sufficiently ambiguous," for no word could be less ambiguous, or could more conclusively express a definite meaning. But there is no authority, within our knowledge, independently of the dicta in the case under consideration, for saying, that an expression which on the face of it is capable of more than one meaning, can be fixed to one meaning by evidence. In *Shortrede v. Cheke*, (1 Adol. & Ell. 60), Littledale, J., went so far as to suggest that, in the case of a guarantie, even a latent ambiguity could not be explained by parol evidence, and this, perhaps, is a legitimate deduction from the strict principle established by *Wain v. Warlters*, viz. that no part of the contract can rest on parol evidence. A guarantie expressed to be "for a valuable consideration," or "in consideration of what A. B. has this day agreed to do," would be clearly insufficient, and yet parol evidence of the nature of the consideration would be admissible under the ordinary rules of interpretation, but for the Statute of Frauds. How can the writing be said to state the consideration, when parol evidence is necessary to shew that what is stated was a consideration at all?

Were the words in *Goldshede v. Swan* inconclusive or ambiguous? We think not. If the words had been, "In consideration of your having advanced," could it

be said that they referred to anything but a past act? And if so, could the addition of greater particularity reverse the meaning? "Having advanced"—when? Whether the answer is "yesterday," or "to-day," the reference is equally to a past act. The assertion by Rolfe, B., that the words may mean either "that you have this day advanced," or "that you shall have this day advanced," is rather bold. We remember nothing like it in the books, except *Love's case*, the report of which is scarcely to be depended on:—

"Lady Nancy she died, as it might be, to-day,  
Lord Love he died to-morrow;" &c.

Alderson, B., said, that if the words had been "having advanced yesterday," the evidence would not have been admissible. Of course not, (yet for any other purpose, and independently of the Statute of Frauds, such evidence would have been admissible under the rule "falsa demonstratio non nocet.") And if the words had been "having advanced to-morrow," or "in a few hours after this time," the expression would not have been coherent, though it might have had a meaning attributed to it under the rule "Mala grammatica non vitiat chartam." But we know no rule that allows of the turning of good grammar into bad, for the purpose of changing its meaning. (See *Roscorla v. Thomas*, 3 Q. B. Rep. 234).

The decision was not, and could not have been based on the fiction that a day is in law an indivisible point of time; for it is clear, that if in fact the advance had been completed before the execution of the guarantie, though on the same day, (as if the lender had, within an hour after the advance, on hearing reports touching the solvency of the borrower, asked for a guarantie), the consideration would have been insufficient.

Granting the expression to have been ambiguous, it was a patent ambiguity, and, therefore, not explicable by evidence. Now the authorities subsequent to *Wain v. Warlters* clearly establish this proposition, that though "the consideration need not be stated in express words on the face of the instrument, but may be collected or implied from the instrument itself, it must be so collected, not as matter of conjecture, but with certainty." (Per Patteson, J., in *James v. Williams*, 5 B. & Adol. 1111). "It would, undoubtedly, be sufficient in any case if the memorandum were so framed that any person of ordinary capacity must infer from the perusal of it, that such and no other was the consideration upon which the undertaking was given. Not that a mere conjecture, however plausible, that the consideration stated in the declaration was that intended by the memorandum, would be sufficient to satisfy the statute, but there must be a well-grounded inference to be necessarily collected from the terms of the memorandum, that the consideration stated in the declaration, and no other than such consideration was intended by the parties to be the ground of the promise." (Per Tindal, C. J., in *Hawes v. Armstrong*, 1 Scott, 668; see *Cole v. Dyer*, 1 C. & J. 464). These observations are in point, although they were made with reference rather to an imperfect statement of the connexion between the supposed consideration and the promise, than to an imperfect statement of the consideration itself.

We now come to the authorities on which the Court relied in *Goldshede v. Swan*. In *Haigh v. Brooks*, (10 Adol. & Ell. 309), the action was brought upon a guarantie made in consideration of the giving up of a former guarantie. The original guarantie was thus expressed:—"In consideration of your being in advance to L. in the sum of 10,000*l.*, for the purchase of cotton, I hereby give you my guarantie for that amount in their behalf." It was contended that this guarantie did not necessarily imply any other than an executed consideration, and was, therefore, void, and being void, the

surrender of it was not a good consideration for the second guarantie. It was held, in the Queen's Bench, on demurrer to a plea of the invalidity of the first guarantie, and afterwards in error, that the second guarantie might be good. The Court of Queen's Bench suggested that the words in the first guarantie did not necessarily express a past consideration; but they said, whether that guarantie was available or not within the doctrine of *Wain v. Warlters*, there might be many reasons for one party desiring to keep it, and the other desiring to give it up, and, therefore, the giving it up was a sufficient consideration. In the course of the argument in the Exchequer Chamber, the Court allowed that the giving up of a doubtful point of law, (i. e. doubtful to the parties), might be a good consideration; and Lord Abinger frankly admitted that it would be carrying fiction too far to say that the Courts must always know how the law will be. But the judgment in error was given on the ground that the first guarantie contained an ambiguity that might be explained by evidence; and it was added, that, with the exception of Maule, B., who doubted, all the judges were of opinion that the giving up of the paper, without reference to its contents, was a sufficient consideration.

Upon this case it might be sufficient to remark, that the decision would have been the same had the judges been of opinion that the original guarantie was bad, or that it was good on the face of it, without the aid of extrinsic evidence. But, granting to the dicta in that case the full weight of decisions, the case remains entirely distinguishable from *Goldshede v. Swan*. In *Haigh v. Brooks* the expression was, "in consideration of your being in advance," an expression which refers strictly to the present time, certainly not to the past; and is not incapable of a prospective meaning. By itself it means, most obviously, but not necessarily, a state of things co-existing with the promise. Add words of futurity to it, ("in consideration of your being at the end of this year in advance"), and it has necessarily and exclusively a prospective meaning; add retrospective words to it, and it becomes nonsense, ("in consideration of your being yesterday in advance"). But the words in *Goldshede v. Swan* do not refer to the present time, necessarily refer to the past, and become nonsense by the addition of words of futurity.

The words in *Butcher v. Stewart*, (11 Mee. & W. 857), were nearly the same as in *Goldshede v. Swan*, but the Court expressly decided the case on the ground that the contract was not within the Statute of Frauds, and said there was considerable doubt whether the memorandum could have been sufficient to satisfy the statute. The case of *Tanner v. Moore*, (15 Law Jour., N. S., Q. B., 391), said by the Court to have recognised *Butcher v. Stewart*, involved an entirely different point, and was a mere repetition of the decision in *Payne v. Wilson*, (7 B. & C. 423), that the words "in consideration of A.'s having agreed to stay proceedings," implied a present or continuing consideration, on the obvious ground that the proposal or request must precede the promise. All that the Court, in that case, said of *Butcher v. Stewart* was, that it went farther than the case before them.

*Goldshede v. Swan* must, therefore, stand upon its own authority, and must be taken as introducing, certainly not the general rule for the explanation of ambiguities which we have cited from the judgments of Pollock, C. B., and Rolfe, B., but some special rule for the construction of agreements within the 4th section of the Statute of Frauds, though what that rule was intended to be, we confess ourselves unable to guess.

Her Majesty has been pleased to appoint Charles Simms, Esq., to be Chief Clerk and Registrar of the Supreme Court, and Clerk of the Central Circuit Court, of the island of Newfoundland.

## Correspondence.

### LICENSE OF COUNSEL.

TO THE EDITOR OF "THE JURIST\*."

Sir,—Your recent exposition of the rule of advocacy, agrees, I believe, with the common voice of the Profession. Very few, perhaps, would limit the exertions of counsel more narrowly than you have done; certainly none would sanction a more extended license. The rule, as I understand it, is in plain terms this: that an advocate may not lie directly to the Court, but may lie indirectly: nay, must do so, if it will promote the success of his advocacy; for all that counsel may do, he is bound to do for his client. You hint a doubt whether this rule is consistent with morality, but do not pursue the inquiry. Now, surely, Sir, if it be important, as you say, that the rule should be authoritatively settled and promulgated, in order to furnish the bar with an answer to the taunts of the laity, founded on such scandalous escapades as those of Phillips, Kelly, Ballantine, and Seymour, it is also important that the rule should be so settled as to enable the Profession itself—taunts or no taunts—to pursue its calling unmolested by any conflict between its sense of honour and its notions of professional duty.

The problem of morality, involved in the settlement of the rule, is perfectly elementary. A candid and cautious inquirer after truth seeks for all possible views and arguments, sits in judgment on all, and dismisses none without demonstration of their insufficiency. For obvious reasons, such an investigation cannot be left to the unaided, unstimulated, and unwatched exertions of the tribunal or judge to whose impartiality the decision is entrusted; nor are the parties themselves competent adequately either to aid or to criticise the proceedings of the Court. Therefore, advocates on each side are interposed, having between them the best advantages for, and the strongest inducements to, a thorough turning over and debate of the subject in every way likely to assist the mind of the judge, but being individually disqualified by their position to form an impartial opinion on the merits of the case. Therefore, the advocate must never prejudice the issue. He has merely to assist in the preliminary investigation—to discover and suggest every view and argument that can be presented in a plausible shape. This is the whole of his business: to assist—not to impede—not to decide. He is not, therefore, to suggest facts falsely—to misrepresent or conceal the effect of evidence—to misstate or keep back authorities—to use art to disguise a fallacy. He may utter fallacies, because his business is to present all plausible arguments and to judge none, but he must present them ingenuously. In civil cases, though he is to misrepresent nothing—to gain nothing by a trick, he is to take care that his client is not defeated except upon strict legal proofs and legal grounds, whether his cause be morally just or not. Therefore, he is not to bring forward or disclose any adverse fact, whether accessible to his adversary or not. For, besides the mischief of uncertainty which would be introduced by any pretorian interference with settled rules of law and evidence, it cannot be known in each case how, upon taking a balance of all transactions between the parties, the particular issue ought justly to be decided. If the plaintiff is a Sir Giles Overreach, it may be just that he should be defeated of a substantial legal right by a mere technicality. But the community has an interest, paramount to any individual interest, in uniformity of decision. Therefore, though an advocate in a civil cause may suppress facts, he must not suppress law, nay—he must, as has been emphatically declared more than once from the Bench, interfere to save the Court

\* Want of space has prevented the earlier insertion of this communication.



from inadvertently disturbing the law in favour of his client, if he is aware of any principle or authority, overlooked by the Court, which would guide it to a right decision. If this were not so, the assumption by a looker-on of the character of *amicus curiæ* would be an impertinent intrusion.

In criminal cases a further public interest is at stake,—that crime should not escape unpunished. Here the sole function of the advocate is the guardianship of innocence and of the law. He must take care, above all things, whether he be prosecutor or defender, that the innocent do not suffer. Subject to that care, he must see that the rules of law, as well those devised for the punishment of guilt, as those interposed by way of counter-check for the protection of innocence, suffer no impair. To aid in the escape of the guilty is no part of his office. Actively to assist in the conviction of the guilty is no part of his office, if he be defender, because the imposition of such a duty would frustrate the ends for which advocacy is instituted. But, as a member of the community, he is bound to assist in the detection of guilt, and from this duty his peculiar office does not discharge him. Therefore, the advocate of a prisoner must by no means leave unnoticed, much less endeavour to put out of sight, any matter of evidence or law tending to criminate his client. He is not to prejudice his cause, and, therefore, should not refuse to defend him, however adverse the evidence may be, because that evidence will come before those who are competent to deal with it. But if he knows positively and peculiarly, (as by confession, &c., and not as a mere inference from the evidence before the Court), that the prisoner is guilty, then it is perfectly clear, that, except so far as mitigatory circumstances or the conservation of the law may justify an intervention, he must not defend him. Whatever he knows against the prisoner he must communicate; what he can urge in his favour, consistently with that communication, he may urge. I have shewn sufficient ground for the rule, but this further reason occurs. In a doubtful case, depending on circumstantial evidence and testimony not known to be trustworthy, every picture of the occurrence that is founded on the evidence only must be more or less conjectural; but an advocate in the confidence of a guilty prisoner, knowing the whole truth in detail, has an immense advantage over the Crown in examining witnesses, and commenting on the evidence. It needs, however, no argument to shew that the escape of the guilty can in no case be the legitimate aim of any individual in the state.

Subject to the restrictions I have pointed out, restrictions to which an honest mind instinctively conforms, it is the duty of an advocate to devote himself unreservedly to his client's interest,—and thus understood (as it was intended to be understood), the celebrated (monstrous, it has been called) declaration of Lord Brougham in Queen Caroline's case is strictly and coldly correct, though it was spoken under the excitement of a most just indignation, and with an application that would have excused almost any amount of exaggeration.

The practice of the bar falls far short of the moral standard, and its opinion not less so. The anecdotes current in honour (!) of distinguished *Nisi Prius* leaders are so many instances of clever professional sharpening. We may as well confess this at once; for it is no pardonable *esprit de corps*, but ridiculous fatuity, that claims for our order a spotless perfection which we are conscious it does not possess, and which, insist on it as we may, the rest of the world will never acknowledge. "The wine we drink is made of grapes;" and so long as the bar continues to be recruited from mere humanity, its peculiar temptations will yield their appropriate fruit. As, without disrespect to the merits of either order, we may say, that hypocrisy is developed by the priestly

employment, and charlatanism by the medical, so a greater or less indifference to truth and justice is one of the evil products of forensic practice. Instead of denying its existence, let us rather rejoice that the deteriorating influence has been allowed less scope in this country than elsewhere, and strive to counteract it still more effectually. We do not yet, as in France, embrace a prisoner whose confession is in our pocket; and it is in exception to the rule, if we shed tears over a murderer. Much that is indefensible in the practice of the bar is occasioned by jury trial,—an ancient and once invaluable piece of armour, which we obstinately persist in wearing, although, by change of circumstances, it has become a nuisance of the first magnitude. The Old Bailey and *Nisi Prius* arts, that shed a moral infection over every branch of practice, would cease to exist if the tribunal upon which alone they can be successfully exercised were abolished. I have little knowledge of the equity bar; but I believe, that in morality (measured by the unprofessional standard) that side of Westminster Hall ranks higher than its neighbour; and I take the sole reason of the difference to be, the non-existence of jury trials in equity procedure. I speak of the average characters of the two bars; exceptions no doubt exist; but if I were told of a leader in equity who must be watched lest he misstate the pleadings, the evidence, and the authorities to the Court,—who will, if he can and dare, disconcert and browbeat a junior, I should look certainly to find, in the weakness of the judge, some equivalent for the incompetency of a jury; but I should also expect to learn that the liar and bully of the Chancery bar (if such a character could be found there) carried the same practices into private life, and had suffered personal chastisement for his offences against the social proprieties as often as he ought to have undergone the rebuke of the Court for parallel professional delinquencies. Conduct so repugnant to the character of the tribunal and the usage of its bar, could only be attributed to an idiosyncrasy. But when we hear of the clever silencing of a "dangerous" witness at a trial, we censure the system rather than the individual. A thorough amendment of the system is not within the power of the bar; but something may be done by giving a greater elevation to at least the theory of professional morality.

A BARRISTER.

## COURT OF EXCHEQUER.

HILARY TERM.—11 VICTORIA.—Jan. 24.

This Court will, on Saturday the 5th day of February next, and on Monday the 7th day of February next, and the five next following days, hold sittings, and will proceed in disposing of the business then pending in the paper of New Trials, Demurrer Paper, and Special Cases Paper, and in giving judgment in any cases standing for judgment.

BY THE COURT.

Read in open court, *Edward Bennett*.

## SITTINGS AT NISI PRIUS.

IN MIDDLESEX,

Tuesday ....	Feb. 1	Common Juries.
Wednesday .....	2	} Customs and Common Juries.
Thursday .....	3	
Friday .....	4	
Saturday .....	5	} Excise and Common Juries.
Monday .....	7	
Tuesday .....	8	Common Juries.
Wednesday .....	9	} Special Juries.
Thursday .....	10	
Friday .....	11	
Saturday .....	12	

IN LONDON.

Monday, ..... 14 Adjournment Day. Common Juries.

Tuesday.....	15	Common Juries.
Wednesday.....	16	
Thursday.....	17	
Friday.....	18	
Saturday.....	19	
Monday.....	21	Special Juries.
Tuesday.....	22	
Wednesday.....	23	
Thursday.....	24	
Friday.....	25	
Saturday.....	26	
Monday.....	28	

### London Gazette.

TUESDAY, JANUARY 25.

#### BANKRUPTS.

**JOSEPH TILLET JAY**, Aale, Norfolk, surgeon and apothecary, dealer and chapman, Feb. 4 at 1, and March 10 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Tillett & Co., Norwich; Storey, Featherstone-buildings, Holborn.—Fiat dated Jan. 22.

**MARY BIDDLE**, Brighton, Sussex, grocer, dealer and chapman, Feb. 4 and March 10 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Bennett, Brighton; Rickards & Walker, Lincoln's-inn-fields.—Fiat dated Jan. 21.

**JOSEPH SCHLESINGER**, Upper North-place, Gray's-inn-road, Middlesex, manufacturer of metals, dealer and chapman, Feb. 5 at 12, and March 10 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Tarleton, Birmingham; Wilkinson, Lincoln's-inn-fields.—Fiat dated Jan. 14.

**WILLIAM RAY**, Roll's-buildings, Fetter-lane, Middlesex, coal dealer, dealer and chapman, Feb. 4 and March 7 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Knight, Basinghall-street.—Fiat dated Jan. 22.

**STEPHEN LOW**, Albion-place, Stoke Newington, Middlesex, and West Smithfield, London, cattle salesman and livery-stable keeper, dealer and chapman, Feb. 4 at 1, and March 7 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Glynes, 8, Crescent, America-square.—Fiat dated Jan. 22.

**WILLIAM EDWARD MANBY**, Strand, Middlesex, oilman and Italian warehouseman, dealer and chapman, Jan. 31 at half-past 2, and March 6 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Blackmore, Bedford-square.—Fiat dated Jan. 21.

**EDWARD MOSELEY**, Upper Gloucester-street, Dorset-square, Middlesex, wine merchant, dealer and chapman, Feb. 1 and March 13 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Lawrence & Co., 14, Old Jewry-chambers.—Fiat dated Jan. 22.

**EDWARD OLLIVE**, West-street, Finsbury-circus, London, merchant, (trading under the firm of Edward Ollive, Nephew, & Co.), Feb. 1 at 1, and March 13 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Wire & Child, St. Swithin's-lane.—Fiat dated Jan. 22.

**WILLIAM REYNOLDS**, Clarendon-road, Notting-hill, and Eagle-wharf-road, City-road, and Clarendon Hotel, Clarendon-road, Notting-hill, Middlesex, builder, brick maker, and licensed victualler, dealer and chapman, Feb. 3 and March 17 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Innes, Billiter-street.—Fiat dated Jan. 15.

**THOMAS BRUNKER**, Queen-street, Finsbury, Middlesex, wadding manufacturer, dealer and chapman, Feb. 10 at 11, and March 3 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Venning & Co., Tokenhouse-yard.—Fiat dated Jan. 18.

**SAMUEL PRENTICE**, Slough, Buckinghamshire, ironmonger, Feb. 4 at 11, and March 18 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Hodgson, Birmingham; J. & J. H. Linklater, 115, Leadenhall-street, London.—Fiat dated Jan. 1.

**WILLIAM ROBERT STACY**, Titchborne-st., Haymarket, Middlesex, tailor, dealer and chapman, Feb. 1 at 1, and March 7 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Buckley, Moorgate-st.—Fiat dated Jan. 20.

**RICHARD GEORGE WARD**, Doddington-place, Doddington-grove, Walworth, Surrey, butcher and meatsalesman, dealer and chapman, Feb. 4 at half-past 12, and March 18 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Jupsam & Co., Leadenhall-street.—Fiat dated Jan. 5.

**JOHN WILLIAMS**, Berwick-house, Hampstead-road, Middlesex, builder, dealer and chapman, Feb. 4 at 12, and March 18 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Wadeson & Malleson, 11, Austin-friars, London.—Fiat dated Jan. 24.

**JOHN MACLEAN LEE**, Cornhill, London, underwriter, a shareholder in and a director of the General Maritime Assurance Company, Feb. 1 at half-past 2, and Feb. 29 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lawrance & Flews, Old Jewry-chambers, Old Jewry.—Fiat dated Jan. 24.

**HANNAH ELCOCK**, Hursley, Southampton, grocer and baker, Feb. 4 at half-past 2, and March 7 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Usher, Southampton; Lewis, 6, Raymond-buildings, Gray's-inn.—Fiat dated Jan. 21.

**RICHARD LANGWITH**, Liddington-place, Oakley-square, St. Pancras, Middlesex, builder, Feb. 4 at 1, and March 7 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wilde & Co., 21, College-hill, Thames-street.—Fiat dated Jan. 21.

**GEORGE JESSE SHARP**, Duke-street, Tooley-street, Southwark, Surrey, tailor, dealer and chapman, Feb. 4 at 2, and March 7 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Mardon & Prichard, Christchurch-chambers, Newgate-street.—Fiat dated Jan. 21.

**ALFRED LOCKWOOD**, Woodbridge, Suffolk, builder, dealer and chapman, Feb. 3 at 12, and March 2 at 2, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Cooper, Hatton-garden.—Fiat dated Jan. 24.

**JOHN CHOAT**, Ipswich, Suffolk, boot and shoemaker, Feb. 2 at 2, and March 2 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Bromley & Aldridge, Gray's-inn.—Fiat dated Jan. 15.

**EDWARD HAMILTON**, Liverpool, hotel keeper, Feb. 8 and 29 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Anderson, Liverpool; Higgin, New Boswell-court, London.—Fiat dated Jan. 20.

**PATRICK FRANCIS M'KENNA**, Egremont, Cheshire, (carrying on business as a wine merchant at Liverpool), Feb. 10 and March 9 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Greatley, Liverpool; Smith & Co., Bedford-row, London.—Fiat dated Jan. 20.

**MARIA SIRDEFIELD**, Emascote, near Warwick, Warwickshire, (carrying on business in co-partnership with Robert Thacker, of Wolverhampton, Staffordshire, as brass founders and gas apparatus manufacturers, under the firm of Thacker & Sirdefield), Feb. 5 and March 14 at 1, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Mardon & Prichard, 99, Newgate-street, Christchurch-chambers, London.—Fiat dated Jan. 20.

**THOMAS BATE**, Birmingham, hatter, dealer and chapman, Feb. 9 and March 4 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Smith, Birmingham.—Fiat dated Jan. 20.

**FRANCIS JOULE SMITH**, Eccleshall, Staffordshire, currier, leather seller, and shoe manufacturer, Feb. 9 and March 4 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Butterson, Eccleshall; Wright, Birmingham.—Fiat dated Jan. 20.

**JOHN THOMPSON PHIPPS**, Darlington, Durham, linen draper, dealer and chapman, Feb. 7 and March 7 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Allison, Darlington; Tilson & Co., 29, Coleman-st., London.—Fiat dated Jan. 17.

**THOMAS WILLIAM HORNSBY**, Darlington, Durham, miller, Feb. 7 and March 7 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sol. Stevenson, Darlington.—Fiat dated Jan. 17.

**JOHN ANDREW INGLIS**, Darlington, Durham, draper, dealer and chapman, Feb. 7 at half-past 12, and March 7 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Sale & Co., Manchester; Griffith & Crighton, Newcastle-upon-Tyne; Reed & Co., 59, Friday-street, Cheap-side, London.—Fiat dated Jan. 10.

**GEORGE FLETCHER**, Egremont, Cumberland, tanner, dealer and chapman, Feb. 8 at half-past 11, and March 14 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. T. & W. Chater; Bell & Co., Bow Church-yard, London.—Fiat dated Jan. 13.

**JOHN WATTS**, Swindon, Wiltshire, corn dealer, dealer and chapman, Feb. 8 at 11, and March 7 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Peters & Abbott, Bristol; Baylis & Co., Basinghall-st., London.—Fiat dated Jan. 13.

**CHARLES PRIDEAUX FOX**, Torquay, Devonshire, surgeon dentist, dealer and chapman, Feb. 8 and March 8 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Pearce & Pidaley, Newton Abbott; Stogdon, Southernhay, Exeter; Whiteway & Co., Lincoln's-inn-fields, London.—Fiat dated Jan. 21.

**ROBERT FEARNSIDES**, Heckmondwike, Yorkshire, draper, dealer and chapman, Feb. 5 and 26 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Sale & Worthington, Manchester; J. & H. Richardson, Leeds; Reed & Co., Friday-st., London.—Fiat dated Jan. 14.

**SAMUEL HENRY BRIERLEY**, Halifax, Yorkshire, grocer and corn dealer, dealer and chapman, (lately carrying on business at Halifax as a grocer and corn dealer, dealer and chapman, under the name or style of Samuel Henry Brierley), Feb. 17 and March 9 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Turner, Huddersfield; Bond & Barwick, Leeds; Sudlow & Co., Bedford-row, London.—Fiat dated Jan. 17.

**JOHN WEST**, Rawtenstall, Lancashire, cotton spinner and manufacturer, dealer and chapman, Feb. 5 and 25 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Slater, Manchester; Abbott, 46, Lincoln's-inn-fields, London.—Fiat dated Jan. 17.

**TRYALL HOLCROFT**, Manchester, silk manufacturer, Feb. 5 and 25 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Aspinall, Ridgefield, Manchester; Hall & Co., 2, Verulam-buildings, Gray's-inn, London.—Fiat dated Jan. 17.

**JOHN SPEAKMAN**, Astley, Lancashire, joiner and builder, Feb. 7 and 28 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Andrew, Manchester; Smith & Witham, 12, Bedford-row, London.—Fiat dated Jan. 12.

## MEETINGS.

*Wm. J. Cormack*, New-cross, Deptford, Surrey, seedsman, Feb. 4 at 11, Court of Bankruptcy, London, last ex.—*G. P. Tunney*, Burslem and Tunstall, Staffordshire, draper, Feb. 7 at 11, District Court of Bankruptcy, Manchester, last ex.—*Robt. Imeary*, East Jarrow, Durham, alkali manufacturer, Feb. 11 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John S. Lucas*, Dyer's-court, Aldermanbury, London, hosier, Feb. 16 at 12, Court of Bankruptcy, London, aud. ac.—*Hem. Mares*, Alfred-cottage, Kensal-green, Willesden, Middlesex, sculptor, Feb. 16 at 11, Court of Bankruptcy, London, aud. ac.—*Francis Hen. Agar*, New Windsor, Berkshire, grocer, Feb. 15 at 1, Court of Bankruptcy, London, aud. ac.—*Jas. Basire*, Red Lion-sq., and North Hyde, near Southall, Middlesex, brick maker, Feb. 15 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Sam. Street*, Bedford, draper, Feb. 15 at 1, Court of Bankruptcy, London, aud. ac.—*Jas. A. Richmond*, Frederick-pl., Hampstead-road, Middlesex, brewer, Feb. 16 at 11, Court of Bankruptcy, London, aud. ac.—*W. Pluck*, Oat-lane, London, and Trafalgar-terrace, Mortimer-road, De Beauvoir-square, Middlesex, hosier, Feb. 16 at 12, Court of Bankruptcy, London, aud. ac.—*Julius Johanning*, Newman-st., Oxford-street, Middlesex, commission agent, Feb. 17 at 12, Court of Bankruptcy, London, aud. ac.—*Thos. Burnell* and *Wm. S. Fitzwilliam*, King William-st., London, merchants, Feb. 17 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Wm. Clayton*, Langcliffe, Yorkshire, *Wm. Clayton*, Lostock, Walton-le-Dale, Lancashire, and *Wm. Wilson*, Preston, Lancashire, bankers, Feb. 17 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 18 at 11, fin. div. sep. est. of *Wm. Clayton*, of Langcliffe; at 12, fin. div. sep. est. of *Wm. Wilson*; at 1, fin. div. sep. est. of *Wm. Clayton*, of Lostock.—*Thos. Howarth*, Rochdale, Lancashire, chemist, Feb. 15 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Thos. O'Rorke* and *William Birks*, Manchester, commission agents, Feb. 16 at 11, District Court of Bankruptcy, Man-

chester, aud. ac.—*Sam. Stott*, *John Stott*, and *Wm. Stott*, Rockliffe-vale-mill, near Bacup, Lancashire, cotton spinners, Feb. 14 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Thos. S. Townsend* and *Wm. Townsend*, Liverpool, drapers, Feb. 16 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Chas. Wilcockson* and *William S. Barrick*, Kingston-upon-Hull, share brokers, Feb. 16 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*Thos. Dalton*, Darlington, Durham, rope manufacturer, Feb. 17 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*George Bagnall*, Newcastle-upon-Tyne, music seller, Feb. 17 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Thos. D. Bowker*, Warmworth House, Yorkshire, merchant, Feb. 17 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*John Simpin*, Austwick, Bradford, Yorkshire, draper, Feb. 17 at 11, District Court of Bankruptcy, Leeds, aud. ac.; at 12, div.—*John P. Clarke* and *Osmund Lewis*, Crown-court, Threadneedle-st., London, newspaper agents, Feb. 15 at 12, Court of Bankruptcy, London, fin. div.—*Wm. Higgins* and *Thos. Higgins*, Old Bond-st., Middlesex, hosiers, Feb. 17 at 11, Court of Bankruptcy, London, div.—*John Knight*, Waltham St. Lawrence, Berkshire, brewer, Feb. 16 at 1, Court of Bankruptcy, London, div.—*Robt. Greig* and *Wm. Rawlings*, Maiden-lane, King's-cross, Middlesex, timber merchants, Feb. 16 at half-past 12, Court of Bankruptcy, London, div.—*John Jordan*, *Jas. White*, and *John L. Aldridge*, Coventry, Warwickshire, brewers, Feb. 19 at 11, District Court of Bankruptcy, Birmingham, aud. ac. and div.; at 12, div. sep. est. of *J. Jordan*.—*Robt. E. Huntley*, Newcastle-upon-Tyne, wine merchant, Feb. 17 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Rich. C. Kingsford* and *Hen. L. Barnwell*, Seaton, Ickham, Kent, and Catherine-court, Tower-hill, London, millers, Feb. 16 at half-past 1, Court of Bankruptcy, London.—*Thos. Oldaker*, High-st., Southwark, Surrey, hop merchant, Feb. 15 at 12, Court of Bankruptcy, London.—*Wm. Reeve* and *Rich. Reeves*, New Bond-st., Westminster, upholsterers, Feb. 15 at 11, Court of Bankruptcy, London.—*Thos. Burnell* and *Wm. S. Fitzwilliam*, King William-st., London, merchants, Feb. 17 at half-past 12, Court of Bankruptcy, London.—*Samuel Hobbs*, Camberwell-green, Surrey, cook, Feb. 15 at 12, Court of Bankruptcy, London.—*Sam. E. Kedward*, Clipstone-st., Fitzroy-sq., Middlesex, licensed victualler, Feb. 16 at half-past 1, Court of Bankruptcy, London.—*Wm. G. Jones*, Notting-hill, Middlesex, draper, Feb. 16 at 12, Court of Bankruptcy, London.—*R. Turner*, Old Cavendish-st., St. Marylebone, Middlesex, tailor, Feb. 16 at 11, Court of Bankruptcy, London.—*G. Kiallmark*, Hampstead-st., St. Pancras, Middlesex, music seller, Feb. 16 at half-past 12, Court of Bankruptcy, London.—*Julius Johanning*, Newman-street, Oxford-street, Middlesex, commission agent, Feb. 17 at 12, Court of Bankruptcy, London.—*James Basire*, Red Lion-square, and North Hyde, near Southall, Middlesex, brick maker, Feb. 15 at half-past 1, Court of Bankruptcy, London.—*Samuel Street*, Bedford, draper, Feb. 15 at 1, Court of Bankruptcy, London.—*Thomas Wood*, Corbet-court, Gracechurch-street, London, attorney at law, Feb. 16 at 1, Court of Bankruptcy, London.—*John Caborn Barr*, Old Bailey, London, and Blackman-st., Southwark, Surrey, hatter, Feb. 17 at half-past 2, Court of Bankruptcy, London.—*Henry Mares*, Alfred-cottage, Kensal-green, Willesden, Middlesex, sculptor, Feb. 16 at 11, Court of Bankruptcy, London.—*Robert F. Gower* the younger, New Broad-street, and Valparaiso, Chili, Feb. 16 at 11, Court of Bankruptcy, London.—*George Stedman*, Forebridge, Castle Church, Staffordshire, carrier, Feb. 22 at 12, District Court of Bankruptcy, Birmingham.—*Algernon H. Swift*, Crosby-hall-chambers, Bishopsgate-street, London, and Hyatt's Colliery, Rowley Regis, near Dudley, Staffordshire, iron merchant, Feb. 19 at 11, District Court of Bankruptcy, Birmingham.—*Joseph Boucher*, Bridgnorth, Shropshire, draper, Feb. 15 at 11, District Court of Bankruptcy, Birmingham.—*Thomas B. Figgures*, Blockley, Worcestershire, corn dealer, Feb. 26 at 11, District Court of Bankruptcy, Birmingham.—*Eli Spooner*, Hanley, Staffordshire, butcher, Feb. 21 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Evans*, Derby, lamp manufacturer, Feb. 18 at 11, District Court of Bankruptcy, Nottingham.—*John Robinson*, Birmingham, cut

mail manufacturer, Feb. 22 at 11, District Court of Bankruptcy, Birmingham.—*Thomas Stott*, Liverpool, laceman, Feb. 16 at 12, District Court of Bankruptcy, Manchester.—*Thomas Howarth*, Rochdale, Lancashire, chemist, Feb. 15 at 12, District Court of Bankruptcy, Manchester.—*T. Holmes*, Pendleton, Lancashire, bleacher, Feb. 15 at 11, District Court of Bankruptcy, Manchester.—*James Kershaw*, Featherstall, near Rochdale, Lancashire, woollen manufacturer, Feb. 17 at 12, District Court of Bankruptcy, Manchester.—*Jas. Norris*, Manchester, woollen merchant, Feb. 17 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Feb. 15.*

*Robert Saw*, Hammersmith, Middlesex, grocer.—*Benjamin Gimson*, Leicester, engineer.—*Josiah Gimson*, Leicester, engineer.—*John Rawlins*, Foley-place, Middlesex, coach maker.—*Wm. Jerrens* the younger, Gainsborough, Lincolnshire, grocer.—*John Oakley* and *Benjamin Oakley*, Southampton, builders.—*George Chas. Crofts*, Liverpool, corn merchant.—*Wm. E. Jefferies*, New York Tavern, St. Michael's-alley, Cornhill, London, tavern keeper.—*James Davies*, Gloucester, tailor.—*Thomas Herbert*, Bridgewater, Somersetshire, grocer.—*Robert May*, Choumert-place, Peckham, Surrey, stock broker.—*George Thos. Bradbury*, Bank-mill, Ashton-under-Lyne, Lancashire, cotton spinner.—*Edward Cowcher*, Bath, apothecary.—*John H. Denner*, Nottingham, pawnbroker.—*Henry Hunt*, Derby, maltster.—*Henry Ash*, *Gustavus Heerlein*, and *Henry C. Ash*, Birmingham, ironmongers.—*Henry Knight*, Reading, Berkshire, brewer.

#### FIAT ANNULLED.

*John Jewry*, jun., Cardiff, Glamorganshire, shoe maker.

#### PARTNERSHIP DISSOLVED.

*Joseph Bebb* and *James Rose*, Argyll-street, Regent-street, Middlesex, attorneys at law and solicitors.

#### SCOTCH SEQUESTRATIONS.

*William Taylor*, Bainsford, Falkirk, grain dealer.—*Niel Stewart*, Perth, wine merchant.—*Thos. M'Arthur*, Glasgow, carver.—*James Hall*, Alloa, merchant.—*James Daly Pearce*, Glasgow, merchant.—*John Riddell*, Paisley, wine merchant.—*Daniel Lindsay*, Glasgow, wool merchant.—*John Gibson & Co.*, Port Dundas, Glasgow, silk spinners.—*George Napier*, Edinburgh, accountant.—*George* and *Simon MacLennan*, Glasgow, distillers.—*Daniel M'Callum*, Glasgow, grocer.—*Turner & M'Lennan*, Glasgow, woollen drapers.—*Thos. Ross*, Quinzieburn and Craigmarnet, Stirlingshire, farmer.

#### DECLARATION OF INSOLVENCY.

*Frederick Milbourne*, Causeway, Lower Mitcham, Surrey, coach builder, Feb. 10 at 11, Court of Bankruptcy, London.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thomas Robinson*, Clitheroe, Lancashire, block printer, Feb. 1 at 11, County Court of Lancashire, at Clitheroe.—*John Stout*, Clitheroe, Lancashire, block cutter, Feb. 1 at 11, County Court of Lancashire, at Clitheroe.—*Samuel Stocker*, Colyton, Devonshire, ironmonger, Feb. 14 at 11, County Court of Devonshire, at Axminster.—*Samuel Barritt*, Little Bolton, Pendleton, Eccles, Lancashire, bleacher, Feb. 16 at 1, County Court of Lancashire, at Salford.—*Fred. Gardner*, Coventry, Warwickshire, smith, Feb. 10 at 10, County Court of Warwickshire, at Coventry.—*Thomas Howarth*, Rochdale, Lancashire, painter, Feb. 17 at 12, County Court of Lancashire, at Rochdale.—*John Coombes*, Taunton St. James, Somersetshire, horse dealer, Feb. 11 at 10, County Court of Somersetshire, at Taunton.—*Wm. Keating*, Liverpool, tailor, Jan. 31 at 10, Liverpool District County Court, at Liverpool.—*George Wynne*, Birmingham, shoe maker, Feb. 7 at 11, County Court of Warwickshire, at Birmingham.—*John Shaw*, Kingston-upon-Hull, glass dealer, Feb. 12 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Charles Hyde King*, Kingston-upon-Hull, potato dealer, Feb. 12 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*John Nobleff*, Bawdlands, Clitheroe, Lancashire, block maker, Feb. 1 at 11, County Court of Lancashire, at Clitheroe.—*Roger Harris*, Clitheroe, Lancashire, plasterer, Feb. 1 at 11, County Court of Lancashire, at Clitheroe.—*John Walker*, Coventry, Warwickshire, butcher, Feb. 10 at 10, County Court of Warwickshire, at Coventry.—*James Bromfield*, Coventry, War-

wickshire, plumber, Feb. 10 at 10, County Court of Warwickshire, at Coventry.—*John Honeyman*, Brockhurst, Alverstoke, Southampton, carpenter, Feb. 22 at 9, County Court of Hampshire, at Portsmouth.—*Henry W. Silverlock*, Portsmouth, Southampton, boot maker, Feb. 22 at 9, County Court of Hampshire, at Portsmouth.—*Hen. J. Calthrop*, Bottisham, Cambridgeshire, surgeon, Feb. 24 at 1, County Court of Cambridgeshire, at Newmarket.

*The following Persons, who, on their Petition filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Feb. 8 at 11, before Mr. Commissioner HARRIS.*

*William Cope*, Cornwall-road, Lambeth, Surrey, licensed beer retailer.—*Henry Compton*, Barrington-crescent, Brixton, Surrey, extra clerk in the Money Order-office, General Post-office, London.—*Thomas Lucas* the younger, Lansdowne-terrace, South Lambeth, Surrey, milkman.—*Wm. H. Jepps*, Carburton-street, Portland-road, Portland-place, St. Marylebone, Middlesex, upholsterer.—*Frederick Langridge*, Oxford-square, Hyde-park, and Star-street, Edgware-road, Middlesex, butler.—*Samuel Howe*, Dartmouth-street, Westminster, Middlesex, tutor.

*Feb. 9 at 10, before Mr. Commissioner PHILLIPS.*

*Carter Hillier*, Liverpool-street, London, fish salesman.

*Feb. 10 at 10, before the CHIEF COMMISSIONER.*

*John Cooper*, Hanover-street, Hanover-square, St. George, Middlesex, painter.—*James Warren*, Windsor-street, City-road, St. Leonard's, Shoreditch, Middlesex, piano-forte maker.—*Wm. Holdich*, Hanover-cottages, George-street, Albany-road, Camberwell, Surrey, warehouseman to the National Linen Company.—*George Baylis*, Rhodeswell-road, Limehouse, a delivery foreman in the St. Katherine Docks.

*Saturday, Jan. 22.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Zachariah Smith*, Margaret-st., Cavendish-square, Middlesex, assistant to a publican, No. 59,005 T.; *Wm. Robert Kelly*, assignee.—*Jos. Littleford*, High-st., Marylebone, Middlesex, coach maker, No. 59,352 T.; *Wm. Chas. Harris*, assignee.—*Henry Harries*, Wauullane New Church, Carmarthenshire, farmer, No. 68,757 C.; *Thomas Phillips*, assignee.—*John Bradbury*, Manchester, beer-house keeper, No. 68,794 C.; *John Moss* and *Richard Collins*, assignees.—*W. Butterworth*, Manchester, licensed victualler, No. 68,848 C.; *John Harrison*, assignee.

*Saturday, Jan. 22.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Wm. Goode*, Baker-st., Clerkenwell, Middlesex, not in any business: in the Debtors Prison for London and Middlesex.—*Henry Woodman*, Church-lane, Edgware, Middlesex, foreman: in the Queen's Prison.—*Chas. Lewis*, Gloucester-terrace, Bayham South, Camden-town, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Geo. Grace*, Old-st.-road, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Mary Horsley*, widow, Bell-lane, Spitalfields, Middlesex, milkwoman: in the Debtors Prison for London and Middlesex.—*David Mead*, Lady Lake's-grove, Mile-end-road, Middlesex, looking glass frame manufacturer: in the Gaol of Surrey.—*Mary Watson*, King-st., Soho-square, Middlesex, patent lime manufacturer: in the Debtors Prison for London and Middlesex.—*David Powell*, New-cut, Lambeth, Surrey, out of business: in the Queen's Prison.—*J. Powell*, New-cut, Lambeth, Surrey, linen-draper's assistant: in the Queen's Prison.—*John Longman Shepherd*, Basinghall-st., London, licensed victualler: in the Debtors Prison for London and Middlesex.—*Nath. Philpot*, Richmond-st., East-st., Walworth, Surrey, out of business: in the Debtors Prison for London and Middlesex.—*Robert Orford*, New-inn-yard, Shoreditch, Middlesex, coffee roaster: in the Debtors Prison for London and Middlesex.—*Chas. Middleton Kernof*, West Cowes, Isle of Wight, Southamptonshire, surgeon: in the Queen's Prison.—*Mary Evans*, widow, Grove-lane, Camberwell, Surrey, school-

mistress: in the Queen's Prison.—*Ed. Gedge*, Skinner-st., Shoreditch, Middlesex, tailor: in the Queen's Prison.—*S. Carter*, Church-street, Chelsea, Middlesex, labourer: in the Debtors Prison for London and Middlesex.—*Ann Waterhouse*, Honley, near Huddersfield, Yorkshire, wife of Abraham Waterhouse: in the Gaol of York.—*John Farrar*, Leeds, Yorkshire, cotton doubler: in the Gaol of York.—*J. Chilton*, Huddersfield, Yorkshire, out of business: in the Gaol of York.—*John Kayley* the younger, Veddica Farm, Bracewell, near Clitheroe, Lancashire, farmer: in the Gaol of Lancaster.—*Wm. Halseall*, Hulme, Manchester, grocer: in the Gaol of Lancaster.—*James Tipping*, Preston, Lancashire, furniture dealer: in the Gaol of Lancaster.—*Sydney Hayward*, Gloucester, shoemaker: in the Gaol of Gloucester.—*Jas. F. Burdett Fricker*, Gloucester, tailor: in the Gaol of Gloucester.—*Jon. Frost*, Huddersfield, Yorkshire, tallow chandler: in the Gaol of York.—*Benj. Standing*, Kiddal-hall, Barwick in Elmet, near Tadcaster, Yorkshire, farmer: in the Gaol of York.—*Wm. Wood*, Wakefield, Yorkshire, shoemaker: in the Gaol of York.—*Francis Wilson*, Horbury, near Wakefield, Yorkshire, cloth manufacturer: in the Gaol of York.—*J. Brooke*, Ossett, near Dewsbury, Yorkshire, clothier: in the Gaol of York.—*John Rowley*, Widford, Hertfordshire, farm labourer: in the Gaol of Hertford.—*Fred. Coulman*, Manchester, joiner: in the Gaol of Lancaster.—*Wm. Thomas*, Bridgewater, Somersetshire, master mariner: in the Gaol of Wilton.—*Chas. Hartland*, Twynning, near Tewkesbury, Gloucestershire, carpenter: in the Gaol of Worcester.—*Wm. F. Mouck*, Witham, Essex, clerk: in the Gaol of Chelmsford.—*Geo. Pedlar*, Lymington, Hampshire, butcher: in the Gaol of Winchester.—*Andrew Birrell*, Bootle, near Liverpool, agent: in the Gaol of Lancaster.—*Thos. Allen*, Sheffield, spring-knife cutler: in the Gaol of Radford Peveril.—*Charles Lacey*, Lenton, Nottinghamshire, hosier: in the Gaol of Radford Peveril.—*Wm. Haynes*, Old Lenton, Nottinghamshire, lace designer: in the Gaol of Radford Peveril.—*Wm. Cowmeadow* the younger, East Dean, near Lydbrook, Gloucestershire, quarryman: in the Gaol of Gloucester.—*Sam. Spring*, Oxford, bread baker: in the Gaol of Oxford.—*Wm. Walker*, Holly-bank, Maer, Staffordshire, in no business: in the Gaol of Stafford.—*Charles Gilbert Clarke*, Gloucester, out of business: in the Gaol of Gloucester.—*Thos. Monkhouse*, Felling-shore, Gateshead, Durham, chain maker: in the Gaol of Newcastle.—*Wm. Freeman*, Hallasfield, near Skipton in Craven, Yorkshire, stone mason: in the Gaol of York.—*William Sanderson Smith*, Newcastle, Durham, lodging-house keeper: in the Gaol of Newcastle.—*Wm. Austerfeld*, Wakefield, Yorkshire, out of business: in the Gaol of York.—*James Dary*, Stamingley, near Leeds, Yorkshire, bootmaker: in the Gaol of York.—*J. Brittain*, Falkingham, Lincolnshire, butcher: in the Gaol of Lincoln.—*Wm. Jones*, Pantycelyn, Llangnuche, Glamorganshire, out of business: in the Gaol of Cardiff.—*William Carlton*, Devon, Rent, pork butcher: in the Gaol of Devon.—*John Wilkinson*, Bowling, near Bradford, Yorkshire, stone mason: in the Gaol of York.—*John Nowill*, Spring-vale, near Sheffield, Yorkshire, cutler: in the Gaol of York.—*Jos. Day*, Birstal, Yorkshire, woolcomber: in the Gaol of York.—*Fred. Townsend*, Uttoxeter, Staffordshire, out of business: in the Gaol of Radford Peveril.—*Thos. Harrison* the elder, Kirkdale, near Liverpool, builder: in the Gaol of Liverpool.—*Wm. Rodgers*, York, cutlery manufacturer: in the Gaol of York.

(On Creditors' Petitions).

*James Gilder*, Thaxted, Essex, labourer: in the Gaol of Chelmsford.—*Ann Pritchard*, Waenawrad, Llanbedrgoch, Anglesey, farmer: in the Gaol of Beaumaris.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Feb. 8 at 10, before the CHIEF COMMISSIONER.

*Daniel Baker Billings*, Finsbury-square, Middlesex, out of business.—*John Walker*, Lambeth-square, New-cut, Lambeth, Surrey, out of business.—*John Paddon Williams*, James-st., Westbourne-terrace, Hyde-park, Middlesex, clerk to an engineer.—*Wm. Elston* the younger, Old Bailey, and Wormwood-st., London, painter.—*Wm. Elston* the elder, Wormwood-st., and Old Bailey, London, builder.—*Adino Boughton*, Nun-green, Peckham, Surrey, share dealer.

Feb. 9 at 10, before the CHIEF COMMISSIONER.

*James Cannon*, Gloucester-place, Larkhall-lane, Surrey,

lieutenant on half-pay of the late Third Garrison Battalion.—*F. Dunn*, Union-st., Bishopsgate Without, Middlesex, carpenter.—*Chas. Leverage*, Willow-walk, Middlesex, out of business.—*Thos. Pryce Jones*, Tothill-st., Westminster, Middlesex, pawnbroker.—*Jos. Porter*, Montpelier-square, Brompton, Middlesex, clerk to a loan society.

Feb. 9 at 10, before Mr. Commissioner LAW.

*Chas. Pluche Richart*, Clare-house, Hampstead, Middlesex, schoolmaster.—*Henry Woodman*, Church-lane, Edgware, Middlesex, cattle dealer.

At the County Court of Warwickshire, at COVENTRY, Feb. 10.

*Chas. Satchwell*, Rugby, bricklayer's labourer.

At the County Court of Somersetshire, at TAUNTON, Feb. 11 at 10.

*Wm. Thomas*, Bridgewater, master mariner.

At the County Court of Glamorganshire, at CARDIFF, Feb. 11.

*Evan Gay*, Aberdare, keeper of a beer-house.—*Thos. Roe*, Swansea, beer-house keeper.

At the County Court of Yorkshire, at KINGSTON-UPON-HULL, Feb. 12 at 10.

*Wm. Marshall*, Drypool, painter.—*Alfred Oliver*, Kingston-upon-Hull, out of business.

FRIDAY, JAN. 28.

INSOLVENT.

ROBERT SPENCER, St. Sidwell, Exeter, printer, bookseller, stationer, dealer and chapman.

BANKRUPTS.

THOMAS ELLISON, Luton, Bedfordshire, plumber, painter, and glazier, dealer and chapman, Feb. 4 at half-past 1, and March 10 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Silvester, 19, Great Dover-street, Southwark.—Fiat dated Jan. 24.

ATHAIAH EBER PLAYER, Braintree, Essex, grocer and cheesemonger, Feb. 4 and March 10 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Jones & Wright, 8, St. Swithin's-lane, London.—Fiat dated Jan. 25.

EDWARD MAXTED, Upper Seymour-st., Euston-square, Middlesex, bricklayer and builder, Feb. 8 at half-past 11, and March 10 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Ivimey, Chancery-lane.—Fiat dated Jan. 25.

JOSEPH WALTERS, Union-st., Southwark, Surrey, and London-wall, London, bottle merchant, surgical instrument manufacturer, and dealer in druggists' sundries, Feb. 8 at half-past 1, and March 10 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Dean & Co., St. Swithin's-lane, City.—Fiat dated Jan. 24.

JOSEPH TURNER, Newmarket, Suffolk, saddler and harness maker, dealer and chapman, Feb. 11 at 12, and March 10 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Burkitt, Curriers'-hall, London-wall.—Fiat dated Jan. 18.

JOHN INWOOD, Albion-grove West, Hemmingford-road, Islington, Middlesex, builder, Feb. 10 at 12, and March 18 at 2, Court of Bankruptcy, London: Off. Ass. Green; Sol. Jones, 11, Gray's-inn-square.—Fiat dated Jan. 25.

ANNE COLEY HUGHES ORMSBY, Church-st., Hackney, Middlesex, butcher, Feb. 4 at 1, and March 25 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Marson, 6, Union-st., Southwark.—Fiat dated Jan. 19.

HENRY SHELDON, Bretford, Middlesex, corn dealer, dealer and chapman, Feb. 4 at 2, and March 25 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Hine & Robinson, Charter-house-square.—Fiat dated Jan. 17.

SAMUEL WOOD YOUNGMAN, Norwich, wine merchant, Feb. 4 at 1, and March 25 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Dimmock & Co., Clement's-lane.—Fiat dated Jan. 14.

CHARLES BURROWS and JOHN JOSEPH PARKER, Phoenix-wharf, Macclesfield-st. North, City-road-basin, Middlesex, coal merchants, dealers and chapmen, Feb. 8 and March 17 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Roche & Co., Upper Wellington-st., Strand.—Fiat dated Jan. 22.

**CHARLES COUSINS**, Shepherd's-place, Lee's-mews, Grosvenor-square, Middlesex, corn merchant, dealer and chapman, Feb. 10 at 1, and March 18 at half-past 2, Court of Bankruptcy, London: Off. Ass. Green; Sols. Lawrence & Plews, 14, Old Jewry-chambers.—Fiat dated Jan. 27.

**ANTHONY GREEN**, St. Ives, Huntingdonshire, veterinary surgeon and dealer in cigars, Feb. 3 at 11, and March 13 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Grainger, Bucklersbury.—Fiat dated Jan. 21.

**JOHN WHITE**, Shrewsbury, Shropshire, auctioneer, dealer and chapman, Feb. 17 and March 9 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Motteram & Knowles, Birmingham.—Fiat dated Jan. 24.

**JOHN WILLIAM WATSON**, Shrewsbury, Shropshire, scrivener, dealer and chapman, Feb. 12 at 11, and March 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Bloxam, Shrewsbury; Messrs. T. R. T. Hodgson, Birmingham.—Fiat dated Jan. 18.

**EDWARD PRICE**, Leominster, Herefordshire, farmer and cordwainer, Feb. 5 and March 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Ryland, Birmingham; Hammond, Leominster.—Fiat dated Jan. 24.

**EDWARD GOUGH**, Wem, Shropshire, druggist, Feb. 15 and March 14 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Messrs. Barkers, Wem; Spurrier & Chaplin, Birmingham.—Fiat dated Jan. 26.

**JOHN GADSBY**, Coventry, Warwickshire, wine and spirit merchant, dealer and chapman, Feb. 15 and March 14 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Jackson, Coventry; Motteram & Knowles, Birmingham.—Fiat dated Jan. 22.

**ANDREW MORISON** the elder, Cheltenham, Gloucestershire, hotel keeper, dealer and chapman, Feb. 8 and March 7 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Sabine, Bristol; Trehern & White, Bargeyard-chambers, London.—Fiat dated Jan. 20.

**JACOB MOSELEY**, Neath, Glamorganshire, watch maker, jeweller, furniture broker, licensed victualler, dealer and chapman, Feb. 10 and March 9 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Sabine, Bristol.—Fiat dated Jan. 25.

**BARNARD LINDSAY WATSON**, Bathwick, Bath, Somersetshire, hotel keeper, dealer and chapman, Feb. 11 and March 10 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Hellings, Bath.—Fiat dated Jan. 24.

**JAMES BROMLEY**, Kingston-upon-Hull, glass and china dealer, dealer and chapman, Feb. 16 and March 15 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Stansfeld; Sol. Saxebye, Hull.—Fiat dated Dec. 18.

**HANNAH HUSBAND**, Richmond, Yorkshire, innkeeper, Feb. 12 and 29 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Coulthard, Barnard Castle; Harle & Clark, Leeds; Nixon, Clifford's-inn, London.—Fiat dated Jan. 24.

**SAMUEL LEE**, Thirsk, Yorkshire, confectioner, dealer and chapman, Feb. 17 and March 9 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Swarbreck, Thirsk; Barr & Co., Leeds; Milne & Co., Temple, London.—Fiat dated Jan. 19.

**THOMAS BASKERVILLE**, Liverpool, licensed victualler, dealer and chapman, Feb. 9 and March 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Dodge, Liverpool; Bridger & Blake, London-wall, London.—Fiat dated Jan. 20.

**WILLIAM CRAVEN**, Birkenhead and Poulton-cum-Spital, Cheshire, road maker and general contractor, Feb. 15 and March 3 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Morecroft & Co., Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Jan. 25.

**PHILIP JAMES ANTIL**, Newcastle-upon-Tyne, wine and spirit merchant, dealer and chapman, Feb. 8 at half-past 10, and March 14 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Stanton, Newcastle-upon-Tyne; Meggison & Co., 3, King's-road, Bedford-row, London.—Fiat dated Jan. 22.

#### MEETINGS.

*Jas. Butterworth*, Rochdale, Lancashire, cotton manufacturer, Feb. 10 at 12, District Court of Bankruptcy, Manchester, pr. d.—*Francois Dupree*, Cross-lane, St. Dunstan's-hill,

London, wine merchant, Feb. 10 at half-past 11, Court of Bankruptcy, London, last ex.—*Thomas Richmond*, Peterborough, Northamptonshire, builder, Feb. 10 at 12, Court of Bankruptcy, London, last ex.—*James Wade*, Lisson grove, Middlesex, draper, Feb. 8 at half-past 1, Court of Bankruptcy, London, last ex.—*Aaron Israel* and *Wm. Turner*, Great Tower-street, London, merchants, Feb. 8 at 1, Court of Bankruptcy, London, last ex.—*Wm. Mountford*, Darlington, Durham, tailor, Feb. 11 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Gerald P. Tunney*, Burslem and Tunstall, Staffordshire, draper, Feb. 7 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Wright*, Pendleton, Lancashire, dyer, Feb. 7 at 11, District Court of Bankruptcy, Manchester, last ex.—*Robert Blake* the younger, Norwich, soap manufacturer, Feb. 18 at 11, Court of Bankruptcy, London, aud. ac.—*Peter James Kirby*, Newgate-st., London, pin manufacturer, Feb. 18 at 12, Court of Bankruptcy, London, aud. ac.—*John Smith*, South-pl., Finsbury-sq., Middlesex, surgeon, Feb. 18 at 11, Court of Bankruptcy, London, aud. ac.—*John M. Machin*, Waterloo-pl., Pall-mall, Middlesex, wine merchant, Feb. 18 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Byers*, High-st., Shoreditch, Middlesex, woollen warehouseman, Feb. 18 at 12, Court of Bankruptcy, London, aud. ac.—*Thomas Tait* and *John Tait*, Dover-road, Southwark, Surrey, brewers, Feb. 18 at 12, Court of Bankruptcy, London, aud. ac.; Feb. 22 at half-past 12, div.—*Jas. Carter*, St. Ives, Huntingdonshire, and Swavesey, Cambridgeshire, draper, Feb. 18 at 12, Court of Bankruptcy, London, aud. ac.—*Jonas Spencer*, Bradford, Yorkshire, worsted piece manufacturer, Feb. 21 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*James Haley*, Dewsbury, Yorkshire, machine maker, Feb. 21 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Richard D. Pawson*, Leeds, Yorkshire, apothecary, Feb. 21 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John B. Hillier*, Leeds, Yorkshire, dealer and chapman, Feb. 21 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Thos. Wilson*, Bradford, Yorkshire, shoemaker, Feb. 21 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. Ackroyd*, Idle, Calverley, Yorkshire, grocer, Feb. 21 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Helmsley*, Leeds, Yorkshire, grocer, Feb. 21 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. B. Cooke*, Burton-upon-Trent, Derbyshire, tape manufacturer, Feb. 18 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*Luke Normington*, Bradford, Yorkshire, worsted spinner, Feb. 19 at 12, District Court of Bankruptcy, Leeds, aud. ac.—*Nath. Claghton*, Yeadon, Yorkshire, fulling miller, Feb. 19 at 1, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. H. Wilson* and *Richard Vause*, Kingston-upon-Hull, merchants, March 1 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. joint est., and fin. div. sep. est. of *Wm. H. Wilson*: March 15 at 10, div. joint est.—*Sam. Stead*, Gomersal, Yorkshire, woolstapler, Feb. 19 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Davison*, Dudley-hill, near Bradford, Yorkshire, woolstapler, Feb. 19 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. Armstrong*, Norwich, draper, Feb. 18 at 1, Court of Bankruptcy, London, div.—*Hen. Mares*, Alfred-cottage, Kensal-green, Willesden, Middlesex, sculptor, Feb. 18 at 11, Court of Bankruptcy, London, div.—*John Parsons*, Wolverhampton, Staffordshire, edge tool manufacturer, Feb. 29 at 11, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Robert Williams*, Chirk, Denbighshire, miller, Feb. 18 at 12, District Court of Bankruptcy, Liverpool, div.—*Thomas Dalton*, Darlington, Durham, rope manufacturer, Feb. 18 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Wm. Walker*, London-wall, London, and Regent-street, City-road, Middlesex, paper stainer, Feb. 19 at 11, Court of Bankruptcy, London.—*John P. Carpenter*, Drummond-st., Euston-square, Middlesex, baker, Feb. 18 at half-past 12, Court of Bankruptcy, London.—*John Hiscock*, New Church-street, Edgeware-road, Middlesex, grocer, Feb. 18 at 2, Court of Bankruptcy, London.—*Jas. Currey Welton*, Crown-row, Mile-end-road, Middlesex, flour factor, Feb. 18 at 1, Court of Bankruptcy, London.—*John Edwards*, Upper Stamford-street, Blackfriars, Surrey, corn merchant, Feb. 21 at 1, Court of Bankruptcy, London.—*John Smith*, South-place,



Finchbury-square, Middlesex, surgeon, Feb. 18 at 11, Court of Bankruptcy, London.—*Isaac Bass* the younger, Ipswich, Suffolk, painter, Feb. 18 at 11, Court of Bankruptcy, London.—*Richard Baker*, Cheapside, London, tailor, Feb. 18 at half-past 11, Court of Bankruptcy, London.—*Lewis Franklin*, Well-street, Wellclose-square, London, rag merchant, Feb. 18 at 11, Court of Bankruptcy, London.—*George Miners*, Winchester, Sussex, wine merchant, Feb. 18 at 12, Court of Bankruptcy, London.—*Robert Charles*, Leeds, Yorkshire, commission agent, Feb. 19 at 12, District Court of Bankruptcy, Leeds.—*James Aspinall*, Halifax, Yorkshire, woolstapler, Feb. 26 at 11, District Court of Bankruptcy, Leeds.—*Wm. Spink*, Purston Jacklin, Featherstone, Yorkshire, butcher, Feb. 26 at 11, District Court of Bankruptcy, Leeds.—*Wm. Wadman*, Bristol, brass founder, Feb. 21 at 11, District Court of Bankruptcy, Bristol.—*O. Day*, Devizes, Wiltshire, baker, Feb. 25 at 12, District Court of Bankruptcy, Bristol.—*James Mackay*, Liverpool, tailor, Feb. 18 at 11, District Court of Bankruptcy, Liverpool.—*Robert Williams*, Chirk, Denbighshire, miller, Feb. 18 at 12, District Court of Bankruptcy, Liverpool.—*Edw. Alanson*, Liverpool, wine merchant, Feb. 18 at half-past 11, District Court of Bankruptcy, Liverpool.—*Robert D. Evans*, Wrexham, Denbighshire, draper, Feb. 18 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Walker*, Birmingham, hosier, Feb. 26 at 11, District Court of Bankruptcy, Birmingham.—*Giles Davies*, Maesbury, Shropshire, miller, Feb. 19 at 11, District Court of Bankruptcy, Birmingham.—*Dyer Berry Smith* the younger, Birmingham, grocer, Feb. 19 at 12, District Court of Bankruptcy, Birmingham.—*John Russell*, Leamington-priors, Warwickshire, grocer, Feb. 22 at 12, District Court of Bankruptcy, Birmingham.—*Wm. Evans*, Derby, lamp manufacturer, Feb. 18 at 11, District Court of Bankruptcy, Nottingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 18.*

*Phabe Maybury*, Worcester, hosier.—*Frederick Arnold*, New Bond-street, Middlesex, and Sydenham, Kent, stationer.—*Wm. Chappelow* the younger, Jermyn-street, St. James's, Middlesex, wholesale saddler.—*Thomas Sherlock*, Lower Rosoman-street, Clerkenwell, Middlesex, brush maker.—*Geo. Clement*, Nelson-terrace, Stoke Newington, Middlesex, tea dealer.—*H. Turner*, Wolverhampton, Staffordshire, scrivener.—*Smith Hastings*, Lime-street, London, wine merchant.—*Joel Gee*, Dukinfield, Cheshire, cotton spinner.—*Joseph S. Welch*, St. James's-st., Westminster, Middlesex, printseller.—*John Knee*, Trowbridge, Wiltshire, grocer.—*H. Tattersall*, New Wharf-road, Battle-bridge, Middlesex, common brewer.—*Thomas Dawber*, Manchester, calico printer.—*S. Stocks*, Manchester, and Heaton Mersey, Lancashire, bleacher.

#### FIAT ANNULLED.

*Fancis Jenkyns*, Love-lane, London, corn merchants.

#### SCOTCH SEQUESTRATIONS.

*James Kay*, Glasgow, deceased.—*Robert Grant*, Lybster, merchant.—*Clapperton & Smith*, Edinburgh, tailors.—*Alex. Mitchell & Co.*, Paisley, singers and scourers.—*James Wilkie*, Uddingston, plough manufacturer.—*Nathan Pollock*, Paisley, grocer.—*Henry Monteith*, Galashiels, manufacturer.—*Fras. Caldwell*, jun., Ardrossan, Ayrshire, merchant.—*James Bell*, Haddington, engineer.—*Thomas Kirk*, Glasgow, engineer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Josephus Hunt*, Frog-marsh, St. George, Gloucestershire, pork butcher, March 10 at 11, County Court of Gloucestershire, at Bristol.—*John Clarkson*, Redditch, Worcestershire, plumber, Feb. 10 at 11, County Court of Worcestershire, at Redditch.—*Wm. Young*, Broadwater, Frant, Sussex, out of business, Feb. 12 at 10, County Court of Kent, at Tonbridge Wells.—*Thomas Davies*, Mold, Flintshire, druggist, Feb. 9 at 1, County Court of Flintshire, at Mold.—*Richard Hale*, Sanghall Massey, Cheshire, farmer, Feb. 5 at 10, County Court of Cheshire, at Birkenhead.—*John Allen*, Feb. 17 at 10, County Court of Shropshire, at Bridgnorth.—*John Robinson*, Birkenhead, Bidston, Cheshire, out of business, Feb. 5 at 10, County Court of Cheshire, at Birkenhead.—*James Thompson*, Trannmere, Bebbington, Cheshire, joiner, Feb. 5 at 10, County Court of Cheshire, at Birkenhead.—*J. Shakeshaft* the elder, Lower Trannmere, Bebbington, Cheshire, beer-shop keeper, Feb. 5 at 10, County Court of Cheshire, at

Birkenhead.—*J. Parr*, Birkenhead, Cheshire, twine spinner, Feb. 5 at 10, County Court of Cheshire, at Birkenhead.—*Robt. Joslin*, Broxton, Essex, farmer, Feb. 18 at 12, County Court of Essex, at Gt. Dunmow.—*W. Porter*, Bocking, Essex, carpenter, Feb. 24 at 12, County Court of Essex, at Braintree.—*Th. Challis* the younger, Kelvedon, Essex, veterinary surgeon, Feb. 17 at 12, County Court of Essex, at Chelmsford.—*Jos. Berry*, Cowcliffe, near Huddersfield, Yorkshire, shop-keeper, Feb. 10 at 10, County Court of Yorkshire, at Huddersfield.—*Thos. Davies*, Mold, Flintshire, chemist, Feb. 9 at 10, County Court of Flintshire, at Mold.—*James Dover*, Milborne Port, Somersetshire, tailor, Feb. 18 at 10, County Court of Somersetshire, at Wincanton.—*Benjamin Marshall*, Bristol, out of business, March 10 at 11, County Court of Gloucestershire, at Bristol.—*Wm. Thomas*, Birkenhead, Cheshire, car proprietor, Feb. 5 at 10, County Court of Cheshire, at Birkenhead.—*John Griffiths*, Birkenhead, Cheshire, beer-shop keeper, Feb. 5 at 10, County Court of Cheshire, at Birkenhead.—*Henry Jones*, Shepherd's Hay, Cradley, Herefordshire, labourer, Feb. 18 at 10, County Court of Herefordshire, at Bromyard.—*John Stinton*, Breedon, near Redditch, Warwickshire, general dealer, Feb. 10 at 11, County Court of Warwickshire, at Redditch.—*John Twist*, Rhuddlan, Flintshire, licensed victualler, Feb. 12 at 1, County Court of Flintshire, at St. Asaph.—*Thos. Withenberry*, Crews-hole, Gloucestershire, master in the Royal Navy on half-pay, Feb. 25 at 11, County Court of Gloucestershire, at Bristol.—*Ed. Hughes*, Pen y mynydd, Higher Kinnerton, Doddlestone, Flintshire, publican, Feb. 9 at 10, County Court of Flintshire, at Mold.—*John Richardson*, Boston, Lincolnshire, out of business, March 10 at 9, County Court of Lincolnshire, at Boston.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Feb. 11 at 10, before Mr. Commissioner LAW.*

*Henry James Elburn*, Cranford, Middlesex, grocer.—*John Andrews*, Aldergate-street, St. Botolph, London, letter sorter in the Inland Department of the General Post-office.

*Feb. 14 at 10, before Mr. Commissioner LAW.*

*William Stanfield*, Earl-street, London-road, Southwark, Surrey, baker.

*Feb. 14 at 10, before Mr. Commissioner PHILLIPS.*

*Elizabeth Coyd*, Stanhope-street, Newcastle-street, Strand, Middlesex, coffee-house keeper.—*Charles H. Willmott*, Bayham-street, Camden-town, Middlesex, plasterer.

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

*Feb. 11 at 10, before Mr. Commissioner LAW.*

*Ruscombe Wollen*, Gloucester-terrace, Westbourne-terrace, Paddington, Middlesex, attorney at law.—*Silas Southon*, Gt. Suffolk-street, Southwark, Surrey, out of business.

*Feb. 11 at 10, before Mr. Commissioner PHILLIPS.*

*Wm. M. Morley*, Dunstan-st., Kingland-road, Middlesex, commercial traveller.—*James Allwork*, Long Ditton, Surrey, farmer.—*Jacques R. Lavenne*, Mortimer-st., Cavendish-sq., Middlesex, heraldic engraver.

*Feb. 14 at 10, before Mr. Commissioner LAW.*

*Thos. Austin*, Holles-street South, Dalston, Middlesex, out of business

*At the County Court of Yorkshire, at HALIFAX, Feb. 17*  
*Stephen Nelson*, Salterhebble, railway contractor.

*At the County Court of Gloucestershire, at BRISTOL, Feb. 25.*

*Wm. A. Pitt*, Redcliff-backs, Redcliff, coal merchant.

*At the County Court of Glamorganshire, at CARDIFF, Feb. 11.*

*Wm. Jones*, Pant-y-Celin, Llanguicke, out of business.—*Morgan Humphrey*, Dowlais, cordwainer.—*John Thomas*, Llangavelach, copperman.—*Ezekiel Morgan*, Merthyr Tydfil, innkeeper.

*At the County Court of Lancashire, at LIVERPOOL, Feb. 14 at 10.*

*Thomas Harrison* the elder, Kirkdale, near Liverpool, builder.—*Parker Unsworth*, Liverpool, butcher.

*At the County Court of Kent, at DOVER, Feb. 17 at 10.*

*Wm. Carllon*, Dover, out of business.

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No. 578—VOL. XII.

FEB. 5, 1848.

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\* \* *An error will be found in the Leading Article of THE JURIST of last week. In reference to the observation on feigned issues out of Chancery, it should have been said, that the form remained until the 8 & 9 Vict. c. 109. The argument is of course untouched by this accidental omission.*

LONDON, FEBRUARY 5, 1848.

It is with considerable gratification that we perceive that the correctness of the view taken by us upon the effect of the 25 Hen. 8, c. 20, is justified by the decision of the Court of Queen's Bench: we say the *decision* of the Court, because, first, practically, as the equal division of opinion of the Court prevents the application for a mandamus being granted, it is, in effect, a decision that the mandamus did not lie; and because, secondly, although the opinions of the judges were in the result equally divided, the reasoning of one of the learned judges who thought the rule ought to be made absolute shews, that he so thought on grounds quite separate from and leaving undetermined the construction of the statute of Henry. "I rest my judgment," Mr. Justice Coleridge is reported to have said, "on this narrow ground, that the applicants have laid such grounds before the Court as entitle them to a mandamus, in order that it may be demurred to or met by a return." And, again, in another part, where his Lordship comments upon the statute, "The examination of the statute may be ranged under four heads of inquiry, three of which relate to matters of fact, and the fourth to the construction of the statute. Time, however, forbids me to enter into them. But my opinion is, that upon each and all a case so strong is made as raises a belief in my mind that their case is true, and that no answer can be given to it. By the practice of this Court we have not required before granting this writ absolute certainty either in fact or in law; but if the matter of

fact be made probable, we leave it to the jury to decide the fact, and we allow matters of law to remain on the record, in order that our decision may be reviewed by a higher tribunal. If it were a question of title which was to go to a jury, we should not require absolute certainty, especially when that title was to be traced down, as here, from remote ages through contested claims and foreign usurpation. If we refuse the rule, we prevent inquiry; we say there is nothing to inquire into, or that the matter is unimportant, whereas if we grant it, all we do is to say that enough has been done to shew that it is a case which deserves further inquiry."

It is quite evident from this, that the learned judge, not merely in form but in substance, declines to pronounce a decided opinion on the construction of the statute. The ground of his judgment is, that a case of doubt is raised sufficient for him to leave the question of construction to be decided on the demurrer or return to the mandamus. Whereas, in order to discharge the rule, the Court must have come to a clear and positive opinion that there was no doubt, and to such a clear and positive opinion Lord Denman and Mr. Justice Erle have come. The judgment of the latter learned judge proceeds entirely on the construction of the statute to be collected from the statute itself. "In support," he is reported to have said, "of the view of the objectors, various passages were cited from the canon law; and the form of citing opposers at confirmations, and the advantage of giving this power to the Archbishop and people were much relied upon; but these grounds are untenable. In the first place, the reception of evidence of extrinsic facts with a view to alter the received meaning of known words is not to be permitted: it would be doing violence to the statute, if not illegal; besides it does not appear to me that the alleged practice has been proved." And, after com-

menting upon several statutes, the learned judge proceeds:—"It is impossible, then, that the Parliament which so regarded the canon law should use the word 'confirm' in this statute not in its common sense but in a sense limited by the canon law." Lord Denman, admitting the gross absurdity of calling upon persons to appear and object, and then refusing to hear them when they do appear and tender their objections, says, "That these things are anomalies there can be no doubt; but they do not constitute a case for setting aside a clear and established rule founded on a distinct act of Parliament, and settled by invariable practice." Both these learned judges have, therefore, expressed a clear and decided opinion upon the construction of the statute, and could not, according to the practice, have holden for the discharge of the rule without committing gross injustice, unless their opinion had been clear. This being the state of things upon such an application, the judges who held for the discharge of the rule, being bound before they could so hold, to decide upon the construction of the statute, and having, in fact, expressed a clear opinion; while those learned judges who were for making the rule absolute, were only bound to doubt, and expressed, in fact, no more than doubt, we apprehend that this case of *Reg. v. The Archbishop of Canterbury* is an express authority, that, upon the true construction of the 25 Hen. 8, c. 20, the Archbishop has no judicial power to determine whether the confirmation of the appointment of a Bishop, duly elected, ought or ought not to take place, but is, for the purpose of the confirmation, simply of a ministerial officer, bound to confirm pursuant to the direction of the Crown. In other words, that the *complete creation* of a Bishop is, by law, entirely in the hands of the Crown. This is the view that we ventured to take upon this subject in a preceding paper in this Journal, (ante, p. 1), and we can, indeed, barely understand how it is possible for a lawyer to read the statute otherwise. Let it be recollected, that by the 5th section, the Crown is empowered to command the Archbishop to *confirm* the election of the Bishop; that, by the 7th, if he refuses, and does not confirm the election signified to him pursuant to the statute, within twenty days after it shall have been so signified, he is made liable to penalties. How is it possible that any practice or any rule of law not having the force of an act of Parliament, so as to override the rule inevitably flowing from these enactments of the 25 Hen. 8, can put a construction upon the word "confirm," which not only may, but almost of necessity must, compel the Archbishop to disobey the 7th section? How can any such rule or practice give a power to the Archbishop to suspend indefinitely a proceeding which it is criminal for him not to take within twenty days? Or, to put the objection in another form, how can it be contended that any practice or rule of the canon law, can make it the duty of the Archbishop to subject himself to penalties? It is quite plain, that if the Archbishop has the judicial power contended for, either it must be his duty to subject himself, or at least, to take proceedings which may, by their protraction, subject him to the penalties of the 7th section of the statute; or the 7th section is mere verbiage. We hardly think any lawyer could contend that that is the intention of an act of Parliament.

It has been, indeed, urged, by one of the learned judges, that the 7th clause is not, as to the limit of twenty days, peremptory, but means only that the Bishop shall confirm within that period if not hindered by lawful cause; and that a *bonâ fide* belief of the unfitness of the Bishop elect would be a lawful cause, as the illness of the Archbishop or of the Bishop elect would be. But we apprehend there is a great distinction between holding that the penalty imposed by a statute does not attach where the party made liable to it is rendered incapable of performing his duty by the act of God, or by some circumstance which is at any rate entirely dehors the statute, and reading a statute so as to import by construction into its very enactment a power to the person subjected to the penalty to neutralise the penal clause.

One ground taken by one of the two learned judges who were for supporting the rule is, that the statute having itself put no specific construction on the word "confirm," it must be taken to mean what it did before the act. No doubt it must; but the argument of the learned judge, if we may, with the greatest respect, venture to criticise it, does not appear to us to touch the question of the construction of that word. What he is reported to have said is this:—"If, when the statute was passed, the Archbishop had asked, How am I to confirm? the answer must have been, As you did before the act. His functions were the same before as after the act. If his duties were ministerial before, so they are now. If, before the statute, he was bound to examine at confirmation, so is he now; for it would require very strong words to deprive him of that right. No meaning is given to the word 'confirm;' and if the construction which has been contended for be correct, the Archbishop would be bound to confirm any one who might be elected, whether he were an heretic, infidel, bad liver, or disqualified by age or want of orders."

With the greatest deference we would venture to submit, that the learned judge is, in the first part of the argument, confounding the duties of the Archbishop, which, before the statute, were confirming *and something more*, with his duties after, which are described by the statute as simply *confirming*. In the proceedings taken by the Archbishop before the statute, he heard, or might hear, objections before confirming, because, as the law then stood, he was not to confirm, or, at least, was not bound to confirm, unless certain antecedent conditions were found to exist. But the hearing of the objections was clearly not the confirmation, although the confirmation might so immediately follow it as to make it a practice to call the whole proceedings "the confirmation." It may be quite true, therefore, that the Archbishop is to *confirm* now in the same manner as he did before the statute; but the argument of Mr. Justice Coleridge is, not that he is to confirm in the same manner as he did before, but that he is to be at liberty to *abstain from confirming*, as he might before the statute—a proposition which by no means follows, and which is directly opposed to at least the most natural meaning of the words used by the statute.

The latter part of the argument, which assumes that the construction of the statute contended for cannot be

correct, because, if it were, the Archbishop would have to confirm an infidel, or a person otherwise absolutely and grossly disqualified, if such a person has been elected, requires to support it, that we should presume that which, we apprehend, we are not at liberty to presume, for the purpose of construing an act of Parliament, viz. that the Crown will grossly abuse its constitutional powers. We may presume that the Crown may be led into error, and may appoint a man whose doctrine may be matter of controversy, and may turn out to be unsound. We may find, as matter of history, that the Crown has scandalously abused its powers, and when we find such a fact we may be bound by it; but we are not at liberty to presume at all, and least of all for the sake of making an act of Parliament say more than its plain words express, that the Crown will command the Archbishop to confirm a person grossly and scandalously unfit for the sacred office, any more than, if the question were as to the Queen's supreme command of the army, we should be at liberty to presume that she would give the command of an army to a man known to be an abject coward. Moreover, as the Queen is the head of the Church, she has just as great an interest in avoiding error in the selection of her Bishop, as the Metropolitan could have.

One more observation on the policy of the law, and the dangers supposed to attend such a construction of the statute, and we will bring to a close remarks which have already exceeded our usual limits. Much has been said, both at the bar and in the judgments, of the mischief likely to result from the non-possession by the Metropolitan of the power of watching over the composition of the episcopal body. But this seems to have been entirely overlooked, that if the supreme power of

appointment is vested in the Crown, there is a constitutional mode by which the people may restrain the abuse of that power. But if there were in the Metropolitan the power of imposing a veto, there would be no constitutional check upon abuse of that power. For in the former case, the minister of the Crown being responsible for his acts, the indirect check of adverse Parliamentary majorities, or, if necessary, the direct check of the right of impeachment vested in Parliament, would effectually, as well as constitutionally, operate upon the Crown on behalf of the people; while, in the latter case, it does not seem that there would be any legitimate course of proceeding to restrain or correct the Archbishop. And, we conceive, that if the legal question is to be looked at at all as one of convenience, it is far more convenient that the Crown should have the absolute power, subject to the constitutional power of correction residing in the people, by means of Parliament, than that the Metropolitan should possess the unlimited and uncontrolled power of putting a veto on the appointment of the Crown,—a power which would be, in effect, a power of appointing, subject to no constitutional check whatever.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Stafford Baxter Somerville, of Doncaster, Yorkshire; John Thomas Duncalfe, of Walsall, Staffordshire; and John Brunton Falconer, of Newcastle-upon-Tyne.

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed Henry Stiles, of Northleach, Gent., to be a Perpetual Commissioner for taking the acknowledgments of deeds to be executed by married women, in and for the county of Gloucester.

### CIRCUITS OF THE JUDGES.

(Mr. Baron PARKE will remain in Town).

SPRING CIRCUITS, 1848.	HOME.	MIDLAND.	NORFOLK.	NORTHERN.	OXFORD.	WESTERN.	N. WALES.	S. WALES.
	Ld. Denman J. Coleridge	L. C. J. Wilde J. Maule	LCB Pollock J. Coltman	B. Alderson B. Rolfe	J. Patteson J. Cresswell	J. Wightman B. Platt	J. Erle	J. Williams
Saturday, Feb. 19	.....	.....	.....	Lancaster	.....	.....	.....	.....
Wednesday.. 23	.....	.....	.....	Appleby	.....	.....	.....	.....
Friday..... 25	.....	.....	.....	Carlisle	.....	.....	.....	.....
Saturday... 26	.....	.....	.....	.....	Reading	Winchester	.....	Swansea
Tuesday.... 29	Hertford	Northamp-	.....	Newcastle &	.....	.....	.....	.....
Wedn. March 1	.....	[ton	.....	[Town	Oxford	.....	.....	.....
Saturday... 4	.....	Lincoln and	.....	Durham	.....	Salisbury	.....	.....
Monday.... 6	Chelmsford	[City	Aylesbury	.....	Worcester &	.....	.....	Haverford-
Thursday... 9	.....	Nottingham	.....	York & City	[City	.....	Welchpool	[west & Tn.
Friday..... 10	.....	[& Town	.....	.....	.....	.....	.....	Cardigan
Saturday... 11	.....	.....	Bedford	.....	Stafford	Dorchester	.....	.....
Monday.... 13	Maidstone	.....	.....	.....	.....	.....	Bala	.....
Tuesday... 14	.....	Derby	.....	.....	.....	.....	.....	.....
Wednesday.. 15	.....	.....	Huntingdon	.....	.....	.....	Carnarvon	Carmarthen
Thursday... 16	.....	.....	.....	.....	.....	Exeter & City	.....	.....
Friday..... 17	.....	.....	Cambridge	.....	.....	.....	.....	.....
Saturday... 18	.....	Leicest. & B.	.....	.....	Shrewsbury	.....	Beaumaris	.....
Monday.... 20	Lewes	.....	.....	.....	.....	.....	.....	Brecon
Tuesday... 21	.....	.....	.....	.....	.....	.....	.....	.....
Wednesday.. 22	.....	.....	.....	.....	.....	.....	Ruthin	.....
Thursday... 23	.....	Oakham	Bury St. Ed.	Liverpool	Hereford	.....	.....	.....
Friday..... 24	.....	Coventry	.....	.....	.....	.....	.....	.....
Saturday... 25	.....	Warwick	.....	.....	Monmouth	Bodmin	Mold	Presteign
Monday.... 27	Kingston	.....	.....	.....	.....	.....	.....	.....
Tuesday... 28	.....	.....	Norwich and	.....	.....	.....	.....	.....
Wednesday.. 29	.....	.....	[City	.....	Gloucester &	.....	Chester	Chester
Saturday, Apr. 1	.....	.....	.....	.....	[City	Taunton	.....	.....

**Court Papers.**

**EQUITY SITTINGS, AFTER HILARY TERM,**  
11 VICT. 1848.

**Court of Chancery.**

*Before the LORD CHANCELLOR, at Lincoln's Inn.*

Tuesday .... Feb. 8	{ First Seal.—Appeal Motions and Appeals.
Wednesday ..... 9	{ Appeals.
Thursday ..... 10	{ (Petition-day).—Unopposed Petitions and Appeals.
Friday ..... 11	{ Appeals.
Saturday ..... 12	{ Appeals.
Monday ..... 14	{ Appeals.
Tuesday ..... 15	{ Appeals.
Wednesday ..... 16	{ Appeals.
Thursday ..... 17	{ (Petition-day).—Unopposed Petitions and Appeals.
Friday ..... 18	{ Appeals.
Saturday ..... 19	{ Appeals.
Monday ..... 21	{ Appeals.
Tuesday ..... 22	{ Appeals.
Wednesday ..... 23	{ Second Seal.—Appeal Motions and Appeals.
Thursday ..... 24	{ Appeals.
Friday ..... 25	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday ..... 26	{ Appeals.
Monday ..... 28	{ Appeals.
Tuesday ..... 29	{ Appeals.
Wednesday, March 1	{ Appeals.
Thursday ..... 2	{ (Petition-day).—Unopposed Petitions and Appeals.
Friday ..... 3	{ Appeals.
Saturday ..... 4	{ Appeals.
Monday ..... 6	{ Appeals.
Tuesday ..... 7	{ Appeals.
Wednesday ..... 8	{ Third Seal.—Appeal Motions and Appeals.
Thursday ..... 9	{ Appeals.
Friday ..... 10	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday ..... 11	{ Appeals.
Monday ..... 13	{ Appeals.
Tuesday ..... 14	{ Appeals.
Wednesday ..... 15	{ Appeals.
Thursday ..... 16	{ Appeals.
Friday ..... 17	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday ..... 18	{ Appeals.
Monday ..... 20	{ Appeals.
Tuesday ..... 21	{ Appeals.
Wednesday ..... 22	{ Fourth Seal.—Appeal Motions and Appeals.
Thursday ..... 23	{ General Petition-day.

N. B.—Such days as his Lordship sits in the House of Lords excepted.

**Rolls Court.**

*Before the Right Hon. the MASTER OF THE ROLLS, at the Rolls.*

Tuesday .... Feb. 8	Motions.
Wednesday ..... 9	<i>At the Judicial Committee.</i>
Thursday ..... 10	
Friday ..... 11	<i>At the Rolls.</i>
Saturday ..... 12	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Monday ..... 14	<i>At the Judicial Committee.</i>
Tuesday ..... 15	
Wednesday ..... 16	
Thursday ..... 17	
Friday ..... 18	
Saturday ..... 19	
Monday ..... 21	
Tuesday ..... 22	

*At the Rolls.*

Wednesday ..... 23	Motions.
Thursday ..... 24	<i>At the Judicial Committee.</i>
Friday ..... 25	

*At the Rolls.*

Saturday ..... 26	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Monday ..... 28	<i>At the Judicial Committee.</i>
Tuesday ..... 29	

*At the Rolls.*

Wednesday, March 1	
Thursday ..... 2	
Friday ..... 3	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Saturday ..... 4	
Monday ..... 6	
Tuesday ..... 7	
Wednesday ..... 8	Motions.
Thursday ..... 9	
Friday ..... 10	
Saturday ..... 11	
Monday ..... 13	
Tuesday ..... 14	
Wednesday ..... 15	
Thursday ..... 16	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Friday ..... 17	
Saturday ..... 18	
Monday ..... 20	
Tuesday ..... 21	
Wednesday ..... 22	
Thursday ..... 23	
Friday ..... 24	
Saturday ..... 25	Motions.
Monday ..... 27	Petitions in General Paper.

Short Causes, Consent Causes, and Consent Petitions, on the following Saturdays, viz. the 12th and 26th February, and the 4th, 11th, and 18th March, each day at the sitting of the Court.

*Notice.*—Consent Petitions must be presented, and Copies left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Lincoln's Inn.*

Tuesday .... Feb. 8	First Seal.—Motions.
Wednesday ..... 9	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday ..... 10	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Friday ..... 11	
Saturday ..... 12	
Monday ..... 14	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday ..... 15	
Wednesday ..... 16	
Thursday ..... 17	
Friday ..... 18	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday ..... 19	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday ..... 21	
Tuesday ..... 22	
Wednesday ..... 23	Second Seal.—Motions.
Thursday ..... 24	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday ..... 25	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday ..... 26	
Monday ..... 28	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday ..... 29	
Wednesday, March 1	
Thursday ..... 2	
Friday ..... 3	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday ..... 4	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday ..... 6	
Tuesday ..... 7	
Wednesday ..... 8	Third Seal.—Motions.

Thursday .....	9	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Monday .....	14	
Friday .....	10	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.	Tuesday .....	15	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday .....	11		Wednesday .....	16	
Monday .....	13	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Thursday .....	17	
Tuesday .....	14		Friday .....	18	
Wednesday .....	15		Saturday .....	19	{ Short Causes, Petitions, (unopposed first), and Causes.
Thursday .....	16		Monday .....	21	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	17	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.	Tuesday .....	22	{ Second Seal.—Motions and Causes.
Saturday .....	18	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Wednesday .....	23	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	20		Thursday .....	24	{ Short Causes, Petitions, (unopposed first), and Causes.
Tuesday .....	21		Friday .....	25	
Wednesday .....	22	Fourth Seal.—Motions.	Saturday .....	26	
Thursday .....	23	{ (General Petition-day).—Short Causes, and Petitions.	Monday .....	28	

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Lincoln's Inn.*

Tuesday .... Feb. 8	First Seal.—Motions and Causes.	Monday .....	28	
Wednesday .....	9 Bankrupt Petitions and Causes.	Tuesday .....	29	
Thursday .....	10 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Wednesday, March 1		{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	11 (Petition-day).—Petitions and Causes.	Thursday .....	2	
Saturday .....	12 Short Causes and Causes.	Friday .....	3	
Monday .....	14 Bankrupt Petitions and Causes.	Saturday .....	4	{ Short Causes, Petitions, (unopposed first), and Causes.
Tuesday .....	15 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Monday .....	6	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	16 Bankrupt Petitions and Causes.	Tuesday .....	7	{ Third Seal.—Motions and Causes.
Thursday .....	17 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Wednesday .....	8	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	18 (Petition-day).—Petitions and Ditto.	Thursday .....	9	{ Short Causes, Petitions, (unopposed first), and Causes.
Saturday .....	19 Short Causes and Causes.	Friday .....	10	
Monday .....	21 Bankrupt Petitions and Causes.	Saturday .....	11	
Tuesday .....	22 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Monday .....	13	
Wednesday .....	23 Second Seal.—Motions.	Tuesday .....	14	
Thursday .....	24 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Wednesday .....	15	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	25 (Petition-day).—Petitions and Ditto.	Thursday .....	16	
Saturday .....	26 Short Causes and Causes.	Friday .....	17	
Monday .....	28 Bankrupt Petitions.	Saturday .....	18	{ Short Causes, Petitions, (unopposed first), and Causes.
Tuesday .....	29 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Monday .....	20	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday, March 1	Bankrupt Petitions and Causes.	Tuesday .....	21	{ Fourth Seal.—Motions and Causes.
Thursday .....	2 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.	Wednesday .....	22	{ (General Petition-day).—Petitions and Short Causes.
Friday .....	3 (Petition-day).—Petitions and Ditto.	Thursday .....	23	
Saturday .....	4 Short Causes and Causes.			
Monday .....	6 Bankrupt Petitions and Causes.			
Tuesday .....	7 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.			
Wednesday .....	8 Third Seal.—Motions.			
Thursday .....	9 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.			
Friday .....	10 (Petition-day).—Petitions and Ditto.			
Saturday .....	11 Short Causes and Causes.			
Monday .....	13 Bankrupt Petitions and Causes.			
Tuesday .....	14 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.			
Wednesday .....	15 Bankrupt Petitions.			
Thursday .....	16 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.			
Friday .....	17 (Petition-day).—Petitions and Ditto.			
Saturday .....	18 Short Causes and Causes.			
Monday .....	20 Bankrupt Petitions.			
Tuesday .....	21 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.			
Wednesday .....	22 Fourth Seal.—Motions.			
Thursday .....	23 { (General Petition-day).—Petitions and Short Causes.			

*Before VICE-CHANCELLOR WIGRAM, at Lincoln's Inn.*

Tuesday .... Feb. 8	First Seal.—Motions and Causes.
Wednesday .... 9	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday .....	10 { Short Causes, Petitions, (unopposed first), and Causes.
Friday .....	11 { Short Causes, Petitions, (unopposed first), and Causes.
Saturday .....	12 { Short Causes, Petitions, (unopposed first), and Causes.

PRIVY COUNCIL SITTINGS.

The Judicial Committee of the Privy Council will meet for the dispatch of business on the following days:—

Wednesday .....	Feb. 9	Saturday .....	Feb. 19
Thursday .....	10	Monday .....	21
Friday .....	11	Tuesday .....	22
Monday .....	14	Thursday .....	24
Tuesday .....	15	Friday .....	25
Wednesday .....	16	Monday .....	28
Thursday .....	17	Tuesday .....	29
Friday .....	18		

At ten o'clock each day.

*By order of THE LORD PRESIDENT.*

COURT OF QUEEN'S BENCH.

SITTINGS IN BANC AFTER HILARY TERM.

Feb. 4.—Lord Denman, C. J., delivered the judgment of the Court in

*Doe d. Lord v. Kingsbury*—Judgment for plaintiff.

EXCHEQUER CHAMBER.—HILARY VACATION.  
(*Error from the Queen's Bench*).

Feb. 1.—Hutt v. Morrell—Judgment affirmed.

Feb. 2.—Parke, B., delivered the judgment of the Court, in

*Lindsay v. Leigh*—Judgment affirmed.

*Bradley v. Johnson*—Venire de novo.

*Doughty v. Bowman*—Judgment affirmed.

Feb. 3.—Robertson v. Plumer—Judgment affirmed.

*Hunter v. Caldwell*—Judgment affirmed.

*Webster v. Papps*—Judgment affirmed.

Parke, B., delivered the judgment of the Court for *Wilde, C. J.*, in

*Ford v. Beech*—Judgment reversed.

## COURT OF EXCHEQUER.

HILARY TERM.—11 VICTORIA.—Jan. 31.

This Court will hold sittings on Friday, the 18th day of February next, for the purpose of giving judgment in all cases standing for judgment.

BY THE COURT.

Read in open Court,—EDWARD BENNETT.

## GENTLEMEN CALLED TO THE BAR.

The following gentlemen have been called to the Bar:—

LINCOLN'S INN.—Jan. 28.—R. G. Rosseter, Esq.; R. M. Kerr, Esq.; C. H. Keene, Esq.; F. N. Budd, Esq.; R. J. Graham, Esq.; H. R. V. Johnson, Esq.; F. W. Gibbs, Esq.; G. W. Taylor, Esq.; W. C. S. Rice, Esq.

INNER TEMPLE.—Jan. 28.—T. K. Kingdon, Esq.; E. Gordon, Esq.; W. C. Brooks, Esq.; E. S. Alderson, Esq.; T. N. Rippingall, Esq.; C. G. Merewether, Esq.; H. R. Francis, Esq.; H. B. R. Barker, Esq.; J. T. Anderson, Esq.; C. J. Stuart, Esq.; T. Hughes, Esq.

MIDDLE TEMPLE.—Jan. 14.—S. Cracknall, Esq.; J. Hannen, Esq.; R. Sawyer, Esq.; W. C. Scott, Esq.; F. Prujean, Esq.; G. J. E. Brown, Esq.—Jan. 28.—W. H. Higgin, Esq.; E. R. Sutton, Esq.; R. B. Miller, Esq.; D. C. Marjoribanks, Esq.

GRAY'S INN.—Jan. 26.—T. Norton, Esq.

## London Gazettes.

TUESDAY, FEBRUARY 1.

## BANKRUPTS.

WILLIAM WYATT, Neithrop, Banbury, Oxfordshire, coach maker, Feb. 10 at 2, and March 17 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Francillon, Banbury; W. & H. I. Sharp, 2, Verulam-buildings, Gray's-inn.—Fiat dated Jan. 28.

JOHN CLAYTON, Crown-court, Cheapside, London, Manchester warehouseman and commission agent, dealer and chapman, Feb. 10 at half-past 12, and March 17 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Teague, Crown-court, Cheapside.—Fiat dated Jan. 21.

WILLIAM PIKE BARRETT, Palace-row, New road, Middlesex, ironmonger, dealer and chapman, Feb. 11 at 11, and March 17 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Jan. 26.

JOHN O'DONNELL, Sidney-st., Chelsea, Middlesex, brick-layer and builder, Feb. 11 at half-past 1, and March 14 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Druce & Son, Billiter-sq.—Fiat dated Jan. 15.

JOHN SHEPPARD, Shirley, Southampton, common brewer, Feb. 11 and March 14 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Deacon & Long, Southampton; Walker & Gridley, 5, Southampton-st., Bloomsbury.—Fiat dated Jan. 29.

JOHN BEZZELL, High-st., Deptford, Kent, builder and undertaker, dealer and chapman, Feb. 7 at 1, and March 17 at half-past 1, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Atkins & Andrews, White Hart-court, Lombard-st.—Fiat dated Jan. 28.

THOMAS LUKER, Great Coxwell, Berkshire, out of business, Feb. 8 at 1, and March 17 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Crowdy, Faringdon; White & Co., Bedford-row.—Fiat dated Jan. 27.

ALFRED KING, St. Clements, Oxford, timber merchant and builder, dealer and chapman, Feb. 10 and March 25 at 2, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Ruck, Mincing-lane.—Fiat dated Jan. 24.

JOHN GEORGE MOORE and HENRY BAYLISS, Norwich, warehousemen, Feb. 11 at 2, and March 10 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Miller & Son, Norwich; Abbott & Wheatley, 3, Rolls-yard, Chancery-lane.—Fiat dated Jan. 26.

JOHN BENTLETT, East Peckham, Kent, grocer and cheesemonger, Feb. 7 and March 21 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Dods, 102, St. Martin's-lane.—Fiat dated Jan. 29.

WILLIAM STAR, Lyn, Norfolk, currier and leather seller, Feb. 10 at half-past 1, and March 25 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Haalam, 8, Copthall-court.—Fiat dated Jan. 21.

JASON PIGG, Fulbourn, Cambridgeshire, grocer, draper, baker, and general shopkeeper, Feb. 8 and March 2 at half-past 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Nicholls & Doyle, Bedford-row, London.—Fiat dated Jan. 26.

ROBERT ROWELL FRETWELL, Jersey, and Greenwich, Kent, ship owner, dealer and chapman, Feb. 16 at 2, and March 16 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Cotterill, Throgmorton-st.—Fiat dated Jan. 28.

HENRY CROSS, Kirtton, near Woodbridge, Suffolk, farmer and grazier, dealer and chapman, Feb. 8 at 11, and March 8 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Kirk, Symond's-inn, Chancery-lane.—Fiat dated Jan. 14.

CHARLES MIDDLETON KERNOT, West Cowes, Isle of Wight, Hampshire, chemist and druggist, dealer and chapman, Feb. 8 at half-past 12, and March 9 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Cattlin, Ely-place, Holborn.—Fiat dated Jan. 20.

JOHN THOMPSON, Sheffield, Yorkshire, licensed victualler, innkeeper, dealer and chapman, Feb. 18 and March 17 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Toottit, Barnsley; Moss, Serjeant's-inn, London.—Fiat dated Jan. 26.

JOSEPH PARKER, Blackburn, Lancashire, grocer, Feb. 14 and March 6 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sale & Co., Manchester; Neville & Co., Blackburn; Milne & Co., Temple, London.—Fiat dated Jan. 24.

JOHN BUMBY, Manchester, cattle dealer and butcher, Feb. 15 and March 7 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Lees, Manchester; Gregory & Co., Bedford-row, London.—Fiat dated Jan. 27.

JAMES RAND, Preston, Lancashire, provision dealer, dealer and chapman, Feb. 10 and March 2 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Blackhurst & Son, Preston; Mayhew & Co., 26, Carey-st., Lincoln's-inn, London.—Fiat dated Jan. 24.

THOMAS FOX, GEORGE RIPPON, CHRISTOPHER AKENHEAD WAWN, and WILLIAM LISHMAN, lime burners and coal merchants, dealers and chapmen, (trading at West Cornforth and at Thralington, near West Cornforth, Durham, under the style or firm of the owners of West Cornforth Colliery, and at No. 1, Regent's Canal Basin, St. Mary, Ratcliffe, Middlesex, under the style or firm of the East London Coal Co.), Feb. 11 and March 17 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Griffith & Crighton, Newcastle-upon-Tyne; Lawrence & Co., 25, Old Fish-street, Doctors-commons, London.—Fiat dated Jan. 24.

GEORGE CRADOCK, Darlington, Durham, rope maker, dealer and chapman, Feb. 15 at half-past 10, and March 10 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Steavenson, Darlington; Burn, 14, Great Carter-lane, Doctors-commons, London.—Fiat dated Jan. 27.

JOHN TUCKER, Tavistock and Plymouth, Devonshire, attorney and money scrivener, dealer and chapman, Feb. 15 and March 14 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Keddell & Co., Lime-st., London.—Fiat dated Jan. 25.

ROBERT SPENCER, Exeter, printer, bookseller, stationer, dealer and chapman, Feb. 15 and March 14 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Bishop & Pitts, Exeter; Harris, Lincoln's-inn, London.—Fiat dated Jan. 28.

SAMUEL BENNY SERJEANT, Callington, Cornwall, attorney at law, scrivener, vender of Mine Ochre and other shares, farmer, dealer and chapman, Feb. 10 at 1, and March 8 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Snell, Callington; Stogdon, Exeter; Fox, 40, Finsbury-circus, London.—Fiat dated Jan. 24.

**WILLIAM BAGNALL**, Burslem, Staffordshire, grocer, dealer and chapman, Feb. 19 and March 14 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Harding, Burslem; Spencer & Rollings, Birmingham.—Fiat dated Jan. 20.

## MEETINGS.

**Watson White**, Newington-causeway, Surrey, grocer, Feb. 12 at half-past 12, Court of Bankruptcy, London, last ex.—**Robert Cogan**, Leicester-square, Middlesex, glass merchant, Feb. 12 at 1, Court of Bankruptcy, London, last ex.—**John Clarke**, Conduit-stables, Conduit-mews, Spring-street, Sussex-gardens, Paddington, Middlesex, job master, Feb. 12 at 12, Court of Bankruptcy, London, last ex.—**George Cowill**, Pilkington, Prestwich-cum-Oldham, Lancashire, calico printer, Feb. 9 at 12, District Court of Bankruptcy, Manchester, last ex.—**Joseph Robison**, Ipswich, Suffolk, draper, Feb. 24 at 11, Court of Bankruptcy, London, aud. ac.—**John Morrison**, Cheapside, London, tailor, Feb. 23 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Thomas Raymond**, Bishop's-road, Paddington, Middlesex, builder, Feb. 23 at 12, Court of Bankruptcy, London, aud. ac.—**Thomas T. Cattley**, Cousin's-lane, Upper Thames-street, London, and Vimiera, Wandsworth-road, Surrey, colour merchant, Feb. 24 at 2, Court of Bankruptcy, London, aud. ac.—**Fras. Adamson**, Bond-court, Walbrook, London, merchant, Feb. 24 at 12, Court of Bankruptcy, London, aud. ac.—**George Rougemont**, Broad-street-buildings, London, merchant, Feb. 22 at 12, Court of Bankruptcy, London, aud. ac.—**James Baines**, Whitechapel-road, and Smith-street, Stepney, Middlesex, baker, Feb. 22 at 12, Court of Bankruptcy, London, aud. ac.—**Wm. Barton**, Old Brentford, Middlesex, grocer, Feb. 22 at 11, Court of Bankruptcy, London, aud. ac.—**Fred. C. Huenbeth**, Bristol, wine merchant, Feb. 22 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Feb. 24 at 11, div.—**T. Watson**, Torquay, Devonshire, innkeeper, Feb. 23 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Feb. 24 at 1, div.—**Rich. Thomas**, Bridgewater, Somersetshire, coal merchant, Feb. 23 at 11, District Court of Bankruptcy, Exeter, aud. ac.—**Samuel Timperley** and **Joseph Timperley**, Ashton-under-Lyne, Lancashire, linen drapers, Feb. 22 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 23 at 12, fin. div.—**Eliz. Thwaite**, Oldham, Lancashire, machine maker, Feb. 22 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 23 at 12, div.—**Horatio Mason**, Calver, Derbyshire, cotton spinner, Feb. 22 at 11, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 23 at 11, fin. div.—**S. L. Polack** and **R. L. Polack**, Manchester, merchants, Feb. 22 at 11, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 23 at 11, fin. div.—**Elizabeth Thompson**, Salford, Lancashire, licensed victualler, Feb. 22 at 11, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 23 at 11, div.—**Samuel Stocks** and **M. L. Tait**, Manchester, and Heaton Mersey, Lancashire, bleachers, Feb. 24 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 25 at 12, first and fin. div.—**Christopher Martin**, Darlington, Durham, plumber, Feb. 22 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Feb. 24 at 11, fin. div.—**Charles Wright**, Sunderland, Durham, hatter, Feb. 24 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**Edward Toone**, Twickenham, Middlesex, tea dealer, Feb. 22 at 1, Court of Bankruptcy, London, div.—**Chas. Jas. Hamilton**, High-street, Islington, Middlesex, bookseller, Feb. 23 at 1, Court of Bankruptcy, London, div.—**Jas. Ullathorne**, Spencer-place, Brixton-road, Surrey, builder, Feb. 24 at half-past 2, Court of Bankruptcy, London, div.—**Benj. Coles**, Olney, Buckinghamshire, tea dealer, Feb. 22 at 1, Court of Bankruptcy, London, div.—**Wm. Byers**, High-street, Shore-ditch, Middlesex, woollen warehouseman, Feb. 22 at 12, Court of Bankruptcy, London, div.—**R. D. Pauson**, Leeds, Yorkshire, apothecary, Feb. 24 at 11, District Court of Bankruptcy, Leeds, first div.—**Jonas Haley**, Batley Carr, Dewsbury, Yorkshire, machine maker, Feb. 24 at 11, District Court of Bankruptcy, Leeds, div.—**Jonas Spencer**, Denholme Carr, Thornton, Bradford, Yorkshire, worsted piece manufacturer, Feb. 24 at 11, District Court of Bankruptcy, Leeds, div.—**Jos. Gardiner**, Birmingham, provision merchant, Feb. 23 at 11, District Court of Bankruptcy, Birmingham, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**John Edwards**, Nag's Head-court, Gracechurch-st., Lon-

don, ironmonger, Feb. 21 at 1, Court of Bankruptcy, London.—**James Baines**, Whitechapel-road, and Smith-street, Stepney, Middlesex, baker, Feb. 22 at 12, Court of Bankruptcy, London.—**Thos. S. Jukes**, Great Winchester-street, London, tailor, Feb. 22 at 11, Court of Bankruptcy, London.—**J. B. Falkner**, Old Broad-street, London, merchant, Feb. 24 at 11, Court of Bankruptcy, London.—**John Barrett**, Blackfriars-road, Surrey, and Milford-lane, Strand, Middlesex, machine printer, Feb. 24 at 12, Court of Bankruptcy, London.—**Wm. Barton**, Old Brentford, Middlesex, grocer, Feb. 22 at 11, Court of Bankruptcy, London.—**George Rougemont**, Broad-street-bdgs., London, merchant, Feb. 22 at 12, Court of Bankruptcy, London.—**Wm. Darling Hay**, Newcastle-upon-Tyne, baker, Feb. 24 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—**Thomas Paley**, Durham, builder, Feb. 24 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—**James Gilbert**, Paternoster-row, London, bookseller, Feb. 23 at half-past 1, Court of Bankruptcy, London.—**George Bennett**, Southampton, wine merchant, Feb. 23 at 12, Court of Bankruptcy, London.—**Thomas Marriott**, Moor-street, Seven-dials, Middlesex, licensed victualler, Feb. 23 at 1, Court of Bankruptcy, London.—**Henry H. B. Paull**, Peckham, Surrey, lodging-house keeper, Feb. 24 at 12, Court of Bankruptcy, London.—**William Thomas**, Catherine-street, Strand, Middlesex, publisher, Feb. 24 at 1, Court of Bankruptcy, London.—**Joseph Williams**, Westminster-bridge-rd., Surrey, licensed victualler, Feb. 23 at 1, Court of Bankruptcy, London.—**James Archer**, Old King-street, Deptford, Kent, baker, Feb. 23 at 12, Court of Bankruptcy, London.—**Thos. Dalton**, Darlington, Durham, rope manufacturer, Feb. 24 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—**Elizabeth Thompson**, Salford, Lancashire, licensed victualler, Feb. 23 at 11, District Court of Bankruptcy, Manchester.—**Wm. Crankshaw**, Preston, Lancashire, cotton spinner, Feb. 23 at 11, District Court of Bankruptcy, Manchester.—**Wilson Jones**, Liverpool, merchant, Feb. 22 at 11, District Court of Bankruptcy, Liverpool.—**Wm. Fitzpatrick**, Walsall, Staffordshire, railway contractor, Feb. 26 at 11, District Court of Bankruptcy, Birmingham.—**J. Hughes**, Fronbaulog, Llanddeiniolan, Carnarvonshire, miller, Feb. 22 at 11, District Court of Bankruptcy, Liverpool.—**Thomas Berridge**, Manchester, dealer in cigars, Feb. 24 at 11, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 22.

**John Parrish**, Canterbury, draper.—**George Atkins Soar**, Great Marylebone-st., Middlesex, glass outter.—**Chas. Proctor**, Witham, Essex, wine merchant.—**Wm. Francis Merrett**, Greenwich, Kent, draper.—**Wm. Newson**, Calcutta, East Indies, merchant.—**Solomon Riley**, Pilkington, and Manchester, Lancashire, cotton manufacturer.—**F. Rippingale**, Thrumpton, Ordsall, Nottinghamshire, auctioneer.—**Wm. Higginbottom Treacher**, Regent-st., Quadrant, Middlesex, furrier.—**Jos. Hall**, Broadway, Westminster, Middlesex, currier.—**C. Davis**, Liverpool, bookseller.—**Wm. Bundy**, Stamford-cottages, Stamford-bridge, Fulham-road, Middlesex, builder.—**Mortimer Lavator Tait**, Manchester, and Heaton Mersey, Lancashire, bleacher.—**Wm. Astill**, Lenton, Nottinghamshire, ironmonger.

## FIATS ANNULLED.

**George Holland**, Portway, Warwickshire, licensed victualler.—**John Stringer**, Kingston-upon-Hull, draper.—**J. Hall**, Coventry, ribbon manufacturer.

## SCOTCH SEQUESTRATIONS.

**Jas. Houston**, Auchtermuchty, Fifeshire, manufacturer.—**Robert Craig**, Edinburgh, tailor.—**Thos. Burns**, Edinburgh, writer to the signet.—**David Hall**, Newmains, Cambusethan, Lanarkshire, merchant.—**Wm. Moffatt**, Glasgow, merchant.—**John Blair**, Paisley, manufacturer.—**John Gibson Peebles**, Glasgow, commission-agent.—**Albert Cay**, Edinburgh, stock broker.—**Jas. Ross**, deceased, Edinburgh, commission-agent.—**Alex. Coupar**, sen., deceased, St. Andrew's, shoemaker.—**John Inglis**, Edinburgh, leather factor.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**Frances Day**, widow, Suffolk, innkeeper, Feb. 24 at 1, County Court of Cambridgeshire, at Newmarket.—**George**



*Humble*, Brampton, Cumberland, licensed victualler, Feb. 17 at 11, County Court of Northumberland, at Newcastle.—*Mrry Wilson*, Manchester, shopkeeper, Feb. 11 at 1, County Court of Lancashire, at Manchester.—*Jas. Stuart*, Manchester, joiner, Feb. 11 at 1, County Court of Lancashire, at Manchester.—*Geo. Whateley*, Birmingham, working jeweller, Feb. 7 at 11, County Court of Warwickshire, at Birmingham.—*Wm. Mitchell*, Barnsley, Silkstone, Yorkshire, stone mason, Feb. 18 at 10, County Court of Yorkshire, at Barnsley.—*G. Kershaw*, Barnsley, Silkstone, Yorkshire, constable, Feb. 18 at 10, County Court of Yorkshire, at Barnsley.—*T. Parkin*, Stockton-upon-Tees, Durham, innkeeper, Feb. 17 at 11, County Court of Northumberland, at Newcastle.—*Edward Skedge*, Norwich, baker, Feb. 18 at 10, County Court of Norfolk, at Norwich.—*James Barter*, Plymouth, Devonshire, attorney's clerk, Feb. 15 at 11, County Court of Devonshire, at Plymouth.—*Jas. Fullerton*, Liverpool, provision dealer, Feb. 7 at 10, Liverpool District County Court, at Liverpool.—*David Miller*, West Derby, Lancashire, grocer, Feb. 7 at 10, Liverpool District County Court, at Liverpool.

*The following Persons, who, on their Petition filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Feb. 15 at 11, before Mr. Commissioner HARRIS.*

*John Bilton*, Cumming-st., Pentonville, Middlesex, conveyancer.—*Jas. Thos. Clarke*, Cambridge-road, Bethnal-green, Middlesex, out of employ.—*Thos. Crowe*, Nelson-st., City-road, Middlesex, surveyor.

*Feb. 17 at 10, before Mr. Commissioner LAW.*

*Jas. H. Rivers*, Woolwich, Kent, green-grocer.—*David S. Green*, West Wickham, Kent, tailor.—*Elias Howe* the younger, Webb's County-terrace, New Kent-road, Surrey, engineer.

*Feb. 17 at 11, before the CHIEF COMMISSIONER.*

*Thos. Gill*, Hermitage-st., Paddington-green, Paddington, Middlesex, flour dealer.

*Saturday, Jan. 29.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*James Shepherd*, Sunbury, Middlesex, gardener, No. 46,536 T.; *John Belton*, assignee.—*Chas. Ilderton Croft*, Lawrence Pountney-lane, Cannon-st., London, surgeon, No. 59,149 T.; *Wm. Henry Goodair*, assignee.—*Peter Cropper Turner*, Preston, Lancashire, coal agent, No. 67,988 C.; *J. Hargreaves*, assignee.—*Thos. Edgeller*, Newland-st., Colehill-st., Pimlico, Middlesex, carpenter, No. 59,399 T.; *Jas. Bird*, assignee.—*Jeremiah Thompson*, Manchester, retail brewer, No. 68,868 C.; *Thomas Horner*, assignee.

*Saturday, Jan. 29.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*John Minton Kingston*, Artillery-lane, Bishopsgate-street London, fancy box maker: in the Debtors Prison for London and Middlesex.—*Richard Wilson*, St. George's-road, Southwark, Surrey, in no business: in the Debtors Prison for London and Middlesex.—*Boyd Alex. Johnston*, Polygon, Somers'-town, Middlesex, master mariner: in the Debtors Prison for London and Middlesex.—*Joseph Hewitt Roby*, New Bond-street, Piccadilly, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Horatio Jos. Canning*, Richmond-villas, Richmond-road, Dalston, Middlesex: in the Debtors Prison for London and Middlesex.—*Wm. Jos. Stiff*, Winchester-st., Pentonville, Middlesex, newspaper reporter: in the Debtors Prison for London and Middlesex.—*Wm. Sutcliffe*, Lower Islington-terrace, Middlesex, woollen warehouseman: in the Debtors Prison for London and Middlesex.—*John Taylor*, Blackfriars-road, Surrey, licensed victualler: in the Debtors Prison for London and Middlesex.—*Henry Fisher*, Ship-yard, Temple-bar, Middlesex, out of business: in the Queen's Prison.—*David Law*, Bunhill-row, St. Luke's, Middlesex, accountant: in the Debtors Prison for London and Middlesex.—*Wm. Jefferson*, Charterhouse-lane, St. John-st., Middlesex, auctioneer: in the Queen's Prison.—*John Anderson*, Upper Thames-st., London, retailer of tobacco: in the Debtors Prison for London

and Middlesex.—*Geo. Thos. Huggett*, Mason's-place, York-st., St. Luke's, Middlesex, coach maker: in the Debtors Prison for London and Middlesex.—*Sam. Reeve*, Greenwich, Kent, plumber: in the Queen's Prison.—*John Bond*, Spencer-st., Goswell-road, Middlesex, foreman to a licensed victualler: in the Queen's Prison.—*Aaron Woolf*, Brighton, Sussex, dealer in furniture: in the Debtors Prison for London and Middlesex.—*Joseph Haskoll*, Barrett-st., Vauxhall, Lambeth, Surrey, sculptor: in the Gaol of Horsemonger-lane.—*William Smith*, Hamley-place, Lower-road, Rotherhithe, Surrey, out of business.—*Chas. Curtis*, Ray-st., Clerkenwell, Middlesex, coach-tire smith and coach maker: in the Queen's Prison.—*John Jones*, King-street, Soho, Middlesex, cork cutter.—*Samuel Nison*, White Hart-court, Bishopsgate-without, London, sculptor: in the Queen's Prison.—*John Briery*, Wall-hill-barn, near Dobcross, Saddleworth, Yorkshire, weaver: in the Gaol of York.—*Jos. Crossley*, Bullock-bridge, Rothwell, near Leeds, Yorkshire, labourer: in the Gaol of York.—*Abraham Gambles*, Pudsey-town-end, Bramley, near Leeds, Yorkshire, cloth manufacturer: in the Gaol of York.—*Robert Williamson*, Skeldergate, Yorkshire, out of business: in the Gaol of York.—*Wm. Hancock*, Sheffield, Yorkshire, haft and scale presser: in the Gaol of Sheffield.—*Morgan Humphrey*, Dowlais, Glamorganshire, cordwainer: in the Gaol of Cardiff.—*Thomas Green*, Leamington Priors, Warwickshire, in no business: in the Gaol of Warwick.—*William Walker*, Plymouth, Devonshire, clerk in her Majesty's Royal William Victualling-yard: in the Gaol of St. Thomas the Apostle.—*Wm. Latham*, All Hallows, All Saints, Worcester-shire, assistant to an earthenware dealer: in the Gaol of Worcester.—*Ezekiel Morgan*, Dowlais Iron-works, Merthyr-Tydfil, Glamorganshire, innkeeper: in the Gaol of Cardiff.—*John Thomas*, Rose-works, Llangavelach, Glamorganshire, copperman: in the Gaol of Cardiff.—*Wm. Waddington*, Halifax, Yorkshire, out of business: in the Gaol of Halifax.—*Goldsmith Tear*, Liverpool, general broker: in the Gaol of Lancaster.—*Samuel Hadfield*, Chorlton-upon-Medlock, Manchester, salesman: in the Gaol of Lancaster.—*Frederick B. Lamb*, Greengate, Salford, Lancashire, out of business: in the Gaol of Lancaster.—*Samuel Elsworth*, Collyhurst, Manchester corn dealer: in the Gaol of Lancaster.—*John Smith*, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*James Hartley*, Riddenhey-farm, near Clitheroe, Lancashire, out of business: in the Gaol of Lancaster.—*Thos. P. Stretch*, Liverpool, out of business: in the Gaol of Lancaster.—*John Whitfield*, Berrey-edge, Durham, boot maker: in the Gaol of Durham.—*Alfred Gore*, Oxford, assistant to a stationer: in the Gaol of Oxford.—*Wm. R. Preston*, Blackmore, Essex, articulated clerk to an attorney: in the Gaol of Chelmsford.—*James H. Gasson*, Rye, Sussex, tailor: in the Gaol of Dover.—*Samuel Hatch*, Aylsham, Norfolk, out of business: in the Gaol of Norwich.—*Wm. Mutimer*, Norwich, baker: in the Gaol of Norwich.—*Joseph Neale*, Hulme, Manchester, butcher: in the Gaol of Lancaster.—*Thomas Davies*, Manchester, tobacconist: in the Gaol of Lancaster.—*Wm. Croasdale*, Colne, Lancashire, draper: in the Gaol of Lancaster.—*Thomas Crowther*, Liverpool, wine-merchant: in the Gaol of Lancaster.—*Peter Nowell*, Colne, Lancashire, attorney at law: in the Gaol of Lancaster.—*James Lucas*, Standishgate, Wigan, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Wm. King*, Stony Knolls, Manchester, commission agent: in the Gaol of Lancaster.—*John L. Garthwaite*, Bishopwearmouth, Durham, out of business: in the Gaol of Durham.—*John Casement*, Liverpool, painter: in the Gaol of Liverpool.—*Anthony F. Bell*, Westgate, Newcastle-upon-Tyne, insurance broker: in the Gaol of Newcastle-upon-Tyne.—*George Cooper*, Chorlton-upon-Medlock, Manchester, corn factor: in the Gaol of Lancaster.—*Peter Ryder*, Dryalston, near Ashton-under-Lyne, Lancashire, brick maker: in the Gaol of Lancaster.—*Joseph Mitchell*, Laneslaw-bridge, near Colne, Lancashire, grocer: in the Gaol of Lancaster.—*Wm. Elliott*, Little Marsden, near Colne, Lancashire, joiner: in the Gaol of Lancaster.—*Stephen Hey*, Colne, Lancashire, mouseline de laine manufacturer: in the Gaol of Lancaster.—*John Harris*, Luxulion, Cornwall, farmer: in the Gaol of Bodmin.

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

*Feb. 15 at 10, before the CHIEF COMMISSIONER.*

*John Sowerby*, High-street, Southwark, Surrey, hair cutter.

—George Grace, Old-street-road, Middlesex, tailor.—William Simmons, Cow Cross-street, West Smithfield, Middlesex, dairyman.

*Feb. 16 at 10, before Mr. Commissioner LAW.*

Patrick Thomson, Chiswell-street, Finsbury, Middlesex, following no trade or business.—John Morgan, West-street, Cambridge-heath, Hackney-road, near Bethnal-green, Middlesex, grocer.—Samuel Debenham, Lamb's Conduit-street, Foundling-hospital, Middlesex, dealer in cigars.

*At the County Court of Yorkshire, at BEVERLEY, Feb. 14 at 9.*

John Tomlinson, Thearne, near Beverley, shoe maker.

*At the County Court of Yorkshire, at YORK, Feb. 15 at 9.*

Joseph Garner, Wibsey, near Bradford, out of business.—Ben. Taylor the younger, Boroughbridge, out of business.—John Cooper, Newtown, Leeds, labourer.—John Bailey, Golcar, near Huddersfield, woollen cloth manufacturer.—John Hudson, Sheffield, penknife cutler.—Richard Gill, Sheriff Hutton, farmer.—Nathan Jowett, Idle, near Bradford, out of business.—Wm. Smith, Bramham, near Tadcaster, farmer.—John Webster, Horsforth, near Leeds, shopkeeper.—John Foxton, Nunnington, near Helmsley, farmer.—John Whewell, Bolton-hall, near Bradford, ironmonger.—George Pearson, Wrengate, Wakefield, out of business.—Edward Masser, Leeds, confectioner.—Joseph Walker, Horton, near Bradford, carrying on no trade.—John Allan, Bradford, provision dealer.—John Chilton, Huddersfield, out of employment.—Jos. W. Ibbotson, Bradford, file cutter.—George Hodgson, Leeds, mechanic.—Sam Swift, Cleckheaton, near Leeds, mechanic.—Joseph Hodgson, Gomersal, near Leeds, mechanic.—Joseph Brooke, Ossett, near Dewsbury, clothier.—Jonathan Frost, Huddersfield, tallow chandler.—Ann Waterhouse, Houley, near Huddersfield, widow, in no business.—William Rodgers, Sheffield, grinder.—Chas. Barker, York, joiner.—William Wilson, Clementhorpe, out of business.

*At the County Court of Yorkshire, at HALIFAX, Feb. 17.*

William Waddington, Halifax, out of business.

*At the County Court of Pembrokeshire, at HAVERFORDWEST, Feb. 17 at 2.*

Mary Jones, widow, Milford, in no business.

*At the County Court of Northumberland, at NEWCASTLE, Feb. 17 at 10.*

William S. Smith, Newcastle-upon-Tyne, lodging-house-keeper.—Thomas Monkhouse, Gateshead, Durham, chain maker.—Anthony Frederick Bell, Newcastle-upon-Tyne, ship broker.

*At the County Court of Gloucestershire, at GLOUCESTER, Feb. 18 at 10.*

Charles G. Clarke, Gloucester, out of business.—George Partridge, Mangotsfield, out of business.—Joseph Roberts, Gloucester, baker.—James F. B. Fricker, Gloucester, tailor.—Sydney Hayward, Gloucester, boot maker.—W. Cowmeadow the younger, East Dean, near Lydbrook, quarryman.

*At the County Court of Derbyshire, at DERBY, Feb. 19 at 11.*

Henry Unwin, Whitwell, near Chesterfield, out of business.

*At the County Court of Essex, at CHELMSFORD, Feb. 17 at 12.*

William Francis Monck, Witham, late clerk to the contractor for the Maldon, Witham, and Braintree Railway.—Jas. Bridge, Mundon, grocer.

## FRIDAY, FEB. 4.

### BANKRUPTS.

JOHN GARRETT and FRANCIS HOLMES PHILLIPS, (trading under the firm of John Garrett & Co.), St. Pancras Saw Mills, Cambridge-st., Old St. Pancras-road, Middlesex, saw mill proprietors and manufacturers of mouldings, dealers and chapmen, Feb. 11 at 2, and March 17 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Chilcote, 14, George-st., Mansion-house, London.—Fiat dated Feb. 2.

THOMAS BORKWOOD, Shadwell-dock-st., Middlesex, ship chandler, dealer and chapman, Feb. 11 at 2, and March 17 at half-past 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Nixon, 13, Clifford's-inn, Fleet-st.—Fiat dated Feb. 1.

GEORGE FREEMAN, White-cottage, Southampton-st., Camberwell, Surrey, late of St. Mary-at-Hill, East Cheap, London, dealer in colonial produce, dealer and chapman, Feb. 11 at half-past 12, and March 17 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Shaw, 47, Fish-street-hill.—Fiat dated Jan. 31.

CHARLES STREET, Ventnor, Isle of Wight, Hampshire, builder, Feb. 11 and March 21 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Adams, George-street, Mansion-house.—Fiat dated Feb. 1.

JAMES MOSES BRIDGLAND, Wardour-st., Soho, Middlesex, piano-forte manufacturer, dealer and chapman, Feb. 18 at 12, and March 24 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Howard, 20, Great Marlborough-street.—Fiat dated Feb. 1.

WILLIAM SAMUEL GRAY, High-street, Camden-town, Middlesex, auctioneer, architect, surveyor, dealer and chapman, Feb. 12 at half-past 1, and March 25 at half-past 2, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Cox, Pinner's-hall, Old Broad-street.—Fiat dated Jan. 29.

JOHN AUBREY MORSE, Bicester, Oxfordshire, currier and leather cutter and leather seller, dealer and chapman, Feb. 18 and March 22 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Chambers, Copthall-buildings.—Fiat dated Feb. 1.

HENRY JOHN ELMES, Queen-st., Cheapside, London, and Staffordshire-place, Kent-road, Surrey, bricklayer and builder, dealer and chapman, Feb. 10 at half-past 2, and March 15 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Williams, Bucklersbury.—Fiat dated Feb. 1.

WILLIAM BENNETT, Camberwell-green, Surrey, cook and confectioner, dealer and chapman, (lately carrying on trade in copartnership with Samuel Hobbs, as cook and confectioners, in Camberwell-green aforesaid), Feb. 11 at half-past 2, and March 14 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Hine & Robinson, 32, Charterhouse-square.—Fiat dated Feb. 3.

GEORGE HICKES, Huddersfield, Yorkshire, commission merchant, dealer and chapman, Feb. 15 at 2, and March 10 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Thomas, 3, Ely-place, Holborn.—Fiat dated Jan. 17.

JOHN TAYLOR, Blackfriars-road, Surrey, victualler, dealer and chapman, Feb. 15 at half-past 2, and March 14 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Selby & Mackeson, Lincoln's-inn-fields.—Fiat dated Jan. 29.

WILLIAM DUNMAN COLLARD, College-st., Chelsea, Middlesex, slater, dealer and chapman, Feb. 15 at 1, and March 14 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Lane, 4, Falcon-square.—Fiat dated Feb. 1.

CHARLES BERTRAM and WILLIAM PARKINSON, Newcastle-upon-Tyne, merchants, dealers and chapmen, (carrying on trade under the firm of Bertram & Parkinson), Feb. 15 at half-past 1, and March 21 at 1, District Court Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Philipson, Newcastle-upon-Tyne; Meggison & Co., 3, King's-road, Bedford-row, London.—Fiat dated Jan. 20.

WILLIAM FREDERICK LOCKWOOD, Manchester, stock and share broker, and of Pendleton, Lancashire, teacher of and dealer in music, dealer and chapman, Feb. 16 and March 8 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. E. & R. W. Bennett, Manchester; Abbott, 46, Lincoln's-inn-fields, London.—Fiat dated Jan. 17.

EDWARD COURTNEY and WILLIAM ROBERTSON, Old Swan, near Liverpool, Lancashire, coal merchants, beer-sellers, builders, cart-owners, dealers and chapmen, Feb. 15 and March 13 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Wood, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated Jan. 28.

JOHN HUGHES, Birkenhead, Cheshire, plasterer and builder, Feb. 15 and March 7 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Atkinson, Liverpool; Vincent & Co., Temple, London.—Fiat dated Jan. 31.

DAVID ROSS, Birkenhead, Cheshire, builder, Feb. 18 and March 9 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Fletcher & Co., Liverpool; Cotterill, Throgmorton-st., London.—Fiat dated Jan. 31.

**WILLIAM WILCOX BAKER**, Birmingham, engraver, printer, dealer and chapman, Feb. 12 and March 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Tyndall & Sons, Birmingham; France, Godliman-st., London.—Fiat dated Jan. 28.

**ROBERT DICKENSON**, Golden-hall, Wolstanton, Staffordshire, grocer, dealer and chapman, Feb. 12 and March 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Harding, Burslem, Staffordshire; Spencer & Rollings, Birmingham.—Fiat dated Jan. 22.

**CHARLES JAMES MASON**, Fenton, Staffordshire Potteries, Staffordshire, china and earthenware manufacturer, dealer and chapman, Feb. 19 and March 14 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. W. & E. Clarke, Longton, Staffordshire; Mottram & Knowles, Birmingham.—Fiat dated Feb. 1.

**JOSEPH WALKER**, Huddersfield, Yorkshire, shawl and woollen cloth manufacturer, Feb. 19 and March 11 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Stansfeld; Sols. Battye & Clay, Huddersfield; Jaques & Co., Ely-pl., London.—Fiat dated Jan. 29.

**GEORGE SHARDLOW and JAMES BRADSHAW**, Stone, Staffordshire, shoe manufacturers, Feb. 12 and March 16 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Robinson, Eccleashall, Staffordshire; Smith, Birmingham.—Fiat dated Jan. 31.

**JAMES LOCKETT**, Stone, Staffordshire, **WILLIAM BAKER**, Stone, and Beech-cottage, near Tarporley, Cheshire, and **JOHN NICHOLSON**, Stone, (the said James Lockett and William Baker being formerly in partnership with David Bannister, Glen-y-Moor, North Wales), railway contractors, builders, brickmakers, dealers and chapmen, Feb. 19 and March 21 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Robinson, Eccleashall; Smith, Birmingham.—Fiat dated Jan. 31.

**CHARLES WARREN**, Teignmouth, Devonshire, wine and spirit merchant, Feb. 15 at 11, and March 9 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-st., London.—Fiat Jan. 29.

**WILLIAM WALFORD**, Bridgewater, Somersetshire, tailor, Feb. 17 and March 9 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Trevor & Sons, Bridgewater; Stogdon, Southernhay, Exeter; Holme & Co., New Inn, London.—Fiat dated Feb. 1.

**ENOCH GODWIN and GEORGE LOWMAN**, Bath, Somersetshire, boot and shoe makers, dealers and chapmen, Feb. 17 and March 16 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Hellings, Bath; Jones & Co., Crosby-sq., London.—Fiat dated Jan. 22.

**ROBERT BLACKFORD**, Swindon, Wiltshire, butcher, dealer and chapman, Feb. 15 and March 14 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Crowdy, Swindon.—Fiat dated Jan. 21.

**CHARLES BROAD**, Bristol, timber merchant, dealer and chapman, Feb. 18 and March 17 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Hinton & Son, Bristol.—Fiat dated Jan. 26.

#### MEETINGS.

**Wm. Tiley**, Reading, Berkshire, common brewer, Feb. 15 at 12, Court of Bankruptcy, London, last ex.—**Jose Artus**, Pall-mall, Opera-colonnade, Middlesex, cigar importer, Feb. 18 at half-past 11, Court of Bankruptcy, London, last ex.—**Hen. J. Hammon**, Threadneedle-st., London, architect, and Greek-st., Soho, Middlesex, jewel case maker, Feb. 25 at 11, Court of Bankruptcy, London, last ex. and aud. ac.—**Thos. T. Cattley**, Cousin's-lane, Upp. Thames-st., London, and Wandsworth-road, Surrey, colour merchant, Feb. 24 at 2, Court of Bankruptcy, London, last ex.—**Fran. Adamson**, Bond-court, Walbrook, London, merchant, Feb. 24 at 12, Court of Bankruptcy, London, last ex.—**Chas. Fletcher**, Regent-st., Middlesex, watch maker, Feb. 23 at 12, Court of Bankruptcy, London, last ex.—**Robt. Swan**, Winchmore-hill, Middlesex, dealer in cattle, Feb. 23 at half-past 12, Court of Bankruptcy, London, last ex.—**John Sawyer**, Egham, Surrey, butcher, Feb. 24 at 12, Court of Bankruptcy, London, last ex.—**W. Foyer**, Newcastle-upon-Tyne, hatter, Feb. 15 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Thos. Law**, Manchester and Salford, Lancashire, flour dealer, Feb. 15 at 11, District Court of Bankruptcy, Manchester, last ex.—**Jos. Fielding**, Middleton, Lancashire, corn dealer, Feb. 24

at 12, District Court of Bankruptcy, Manchester, last ex.—**Edward Briggs**, Castleton-mills, near Rochdale, Lancashire, batter, Feb. 17 at 12, District Court of Bankruptcy, Manchester, last ex.—**Geo. Sandeman**, York-st., Southwark, Surrey, ironmonger, Feb. 25 at 11, Court of Bankruptcy, London, aud. ac.—**Wm. H. Hitchcock**, Wm. Connor, and **John E. Hitchcock**, Broadwall, Stamford-street, Blackfriars-road, Surrey, saw-mill proprietors, Feb. 28 at 2, Court of Bankruptcy, London, aud. ac.—**John Gates**, **Jos Coates**, **Robert T. Bartlett**, and **Geo. Beck**, Watling-st., London, warehousemen, Feb. 26 at 1, Court of Bankruptcy, London, aud. ac.; Feb. 29 at 1, div.—**Robt. May**, Choumert-place, Peckham, Surrey, stock broker, Feb. 25 at 11, Court of Bankruptcy, London, aud. ac.—**Geo. Clarke**, Isham-mills and Burton-mills, Burton Latimer, Northamptonshire, carpet manufacturer, Feb. 25 at 11, Court of Bankruptcy, London, aud. ac.—**Wm. West**, London-terrace, Hackney-road, Middlesex, linen draper, Feb. 22 at 2, Court of Bankruptcy, London, aud. ac.—**Chas. Thomas**, Southampton, painter, Feb. 25 at 11, Court of Bankruptcy, London, aud. ac.—**John Hall**, Bristol, mason, Feb. 28 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**Edmund Wallington**, Stockport, Cheshire, carpenter, Feb. 28 at 11, District Court of Bankruptcy, Manchester, aud. ac.—**T. Higginson**, Liverpool, pawnbroker, Feb. 28 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; March 1 at 11, fin. div.—**W. Suddaby**, Kingston-upon-Hull, mill-wright, March 1 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—**J. Garsed** the elder and **J. Garsed** the younger, Leeds, Yorkshire, flax manufacturers, Feb. 26 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Feb. 29 at 11, div.—**Francis Stamp**, Kingston-upon-Hull, stock broker, March 1 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—**T. B. Figgures**, Blockley, Worcestershire, corn dealer, Feb. 26 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**Joseph Perrin**, Hereford, grocer, Feb. 29 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—**Joseph Robison**, Ipswich, Suffolk, draper, Feb. 25 at half-past 11, Court of Bankruptcy, London, div.—**Josiah J. Craske**, Lowestoft, Suffolk, linen draper, Feb. 28 at 1, Court of Bankruptcy, London, div.—**George Rougemont**, Broad-street-buildings, London, merchant, Feb. 28 at 12, Court of Bankruptcy, London, div.—**Edw. Beck**, Ipswich, Suffolk, ship owner, Feb. 28 at half-past 1, Court of Bankruptcy, London, div.—**Dodson Blake**, Norwich, mohair manufacturer, Feb. 25 at half-past 1, Court of Bankruptcy, London, div.—**Joshua Hyams**, Jewry-street, Aldgate, London, watch manufacturer, Feb. 25 at 12, Court of Bankruptcy, London, div.—**Frederick Hatch**, St. John-square, Clerkenwell, Middlesex, iron plate worker, Feb. 25 at 1, Court of Bankruptcy, London, div.—**Wm. A. Mearns**, Acre-lane, Clapham, Surrey, ale brewer, Feb. 25 at 12, Court of Bankruptcy, London, div.—**John Stein**, **Thomas Smith**, **Robert Stein**, **James Stein**, and **Robert Smith**, Fenchurch-st., London, merchants, Feb. 25 at 1, Court of Bankruptcy, London, div.—**Francis Adamson**, Bond-court, Walbrook, London, merchant, Feb. 24 at 12, Court of Bankruptcy, London, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**Samuel Lawford**, Luton, Bedfordshire, straw plait dealer, Feb. 25 at 11, Court of Bankruptcy, London.—**Wm. Silcock** the younger, Oakley-square, St. Pancras, Middlesex, victualler, Feb. 25 at 12, Court of Bankruptcy, London.—**Robert Fiaman**, Saxmundham, Suffolk, draper, Feb. 25 at 2, Court of Bankruptcy, London.—**Joseph Robison**, Ipswich, Suffolk, draper, Feb. 25 at half-past 11, Court of Bankruptcy, London.—**Thomas Pope**, Kidbrooke, near Blackheath, Kent, cow-keeper, Feb. 26 at 11, Court of Bankruptcy, London.—**Geo. Tattersall**, Davies-street, Berkeley-sq., Middlesex, saddler, Feb. 24 at 1, Court of Bankruptcy, London.—**Henry Edward Field**, Mark-lane, London, eating-house keeper, Feb. 25 at 1, Court of Bankruptcy, London.—**Edward Rose**, Deans-hanger, Northamptonshire, licensed victualler, Feb. 25 at half-past 12, Court of Bankruptcy, London.—**William Henry Hitchcock**, **William Connor**, and **John Enoch Hitchcock**, Broad wall, Stamford-street, Blackfriars-road, Surrey, saw mill proprietors, Feb. 28 at 12, Court of Bankruptcy, London.—**Henry Smith**, East Malling, Kent, paper manufacturer, Feb. 25 at 11, Court of Bankruptcy, London.—**Joseph Hall**

the younger, Southampton, builder, Feb. 25 at half past 1, Court of Bankruptcy, London.—*Joshua Hyams*, Jewry-st., Aldgate, London, watch manufacturer, Feb. 25 at 12, Court of Bankruptcy, London.—*T. W. Crowhurst*, Bristol, grocer, Feb. 29 at 11, District Court of Bankruptcy, Bristol.—*William Hodgson* the younger, Leeds, Yorkshire, licensed victualler, Feb. 28 at 11, District Court of Bankruptcy, Leeds.—*Charles Henry Fereday*, Tattenhall, Staffordshire, coal dealer, Feb. 29 at 11, District Court of Bankruptcy, Birmingham.—*Edmund Wallington*, Stockport, Cheshire, carpenter, Feb. 28 at 11, District Court of Bankruptcy, Manchester.—*Wm. Smith*, Colne, and Trawden, Lancashire, cotton manufacturer, Feb. 28 at 12, District Court of Bankruptcy, Manchester.—*David Greenwood* and *John Baleman*, Bury, Lancashire, joiners, Feb. 26 at 12, District Court of Bankruptcy, Manchester.—*John Hills*, Billericay, Essex, auctioneer, Feb. 25 at 11, Court of Bankruptcy, London.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 25.

*Thomas Ryland*, Birmingham, Britannia metal worker.—*Wm. L. Ryland*, Birmingham, Britannia metal worker.—*William Henry Hill*, Walsall, Staffordshire, merchant.—*T. Sampson*, Nailsworth, Gloucestershire, grocer.—*John Fox Kemp*, Usbridge, Middlesex, grocer.—*Isaac Williams*, Merthyr Tydvil, Glamorganshire, grocer.—*William C. Wells*, Claremont-terrace, Pentonville, Middlesex, and Poultry, London, merchant.—*James Burnett*, Sunderland, Durham, hosier.—*William Wayne*, Basford, Nottinghamshire, brass founder.—*John Nicholls*, Bristol, mason.—*John Baker*, Bristol, grocer.—*James Lawton*, Heywood withia Heap, Lancashire, grocer.—*Edwin Winacem*, Southampton, pastry cook.

#### FIAT ANNULLED.

*John Belling*, Bodmin, Cornwall, watchmaker.

#### SCOTCH SEQUESTRATIONS.

*Bryce Martin*, Meikle Kilcatten, farmer.—*Archibald D. Campbell*, Glasgow, merchant.—*Patrick Grassick*, Glenlogie, Auchindoir, Aberdeenshire, farmer.—*Malcolm Inglis*, Edinburgh, stockbroker.—*James M'Gill*, Glasgow, provision merchant.—*James Reid*, Glasgow, bricklayer.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Richard Smith*, Keighley, Yorkshire, grocer, Feb. 23 at 12, County Court of Yorkshire, at Keighley.—*Emmett Sunderland*, Bingley, Yorkshire, boot maker, Feb. 23 at 12, County Court of Yorkshire, at Keighley.—*Thomas Loveridge* the elder, Bulley, Gloucestershire, retailer of beer, March 17 at 10, County Court of Gloucestershire, at Gloucester.—*Rich. Breeze*, Kidderminster, Worcestershire, victualler, Feb. 16 at 9, County Court of Worcestershire, at Kidderminster.—*Edw. Williams* the elder, Broseley, Shropshire, barge owner, Feb. 19 at 10, County Court of Shropshire, at Madeley.—*Edward H. Dunn*, Totnes, Devonshire, policeman, Feb. 24 at 11, County Court of Devonshire, at Totnes.—*Wm. Hoy*, Bridgetown, Berry Pomeroy, Devonshire, foreman on the South Devon Railway, Feb. 24 at 11, County Court of Devonshire, at Totnes.—*William Watson*, Brynecethin, Glamorganshire, draper, Feb. 12 at 10, County Court of Glamorganshire, at Bridgend.—*J. Bishop*, Castle Froome, Herefordshire, farmer, Feb. 21 at 11, County Court of Herefordshire, at Ledbury.—*Joseph Scott*, Orwell, Cambridgeshire, pig jobber, Feb. 18 at 10, County Court of Cambridgeshire, at Cambridge.—*Robert Burbush*, Fen Ditton, Cambridgeshire, schoolmaster, Feb. 18 at 10, County Court of Cambridgeshire, at Cambridge.—*Mariabella Berry*, widow, Cambridge, Feb. 18 at 10, County Court of Cambridgeshire, at Cambridge.—*James Holbrook*, Felixstow, Suffolk, Lieutenant of the Coast Guard Station, Feb. 25 at 9, County Court of Suffolk, at Woodbridge.—*John Arch*, Loughborough, Leicestershire, victualler, Feb. 14 at 11, County Court of Leicestershire, at Loughborough.—*W. Baird*, Selby, Yorkshire, painter, Feb. 26 at 9, County Court of Yorkshire, at Selby.—*John Newton*, Ashford, Kent, mail-cart driver, Feb. 16 at 10, County Court of Kent, at Ashford.—*J. Platt*, Wigan, Lancashire, shopkeeper, Feb. 17 at 12, County Court of Lancashire, at Wigan.—*James Horrocks*, Scholes, Wigan, Lancashire, baker, Feb. 17 at 12, County Court of Lancashire, at Wigan.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Feb. 18 at 10, before Mr. Commissioner LAW.

*John E. Tarleton*, Chelmsfield, Kent, clerk.—*Wm. White*, Church Cobham, Surrey, cooper.

Feb. 21 at 10, before Mr. Commissioner LAW.

*Edward Nimmo*, Union-street, Bridge-street, Blackfriars, London, butcher.

Feb. 21 at 10, before Mr. Commissioner PHILLIPS.

*Joseph Henry Brown*, Pratt-street, Camden-town, Middlesex, out of business.—*Thomas Biggs*, College-street, Chelsea, Middlesex, coal dealer.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Feb. 18 at 11, before Mr. Commissioner HARRIS.

*William Barnes*, Park-street, Camden-town, Middlesex, oil man.—*Edward R. Moorey*, Stepney-caneway, Stepney, Middlesex, out of business.—*Wm. Willis*, Tavistock-place, Tavistock-square, Middlesex, oil and Italian warehouseman.

Feb. 18 at 10, before Mr. Commissioner PHILLIPS.

*Charles C. Cook*, Cheyne-walk, Chelsea, Middlesex, licensed victualler.—*Michael Goodall*, Turnmill-street, Clerkenwell, Middlesex, brush maker.—*David Stevens* the elder, Fore-street, Limehouse, Middlesex, hay compressor.—*James Dudley*, Whitecross-street, St. Luke's, Old-street, Middlesex, pork butcher.—*William Taylor*, Redcross-square, Jewin-st., London, woollen warehouseman.—*John Taylor*, Blackfriars-road, Surrey, licensed victualler.

#### Adjourned.

*William H. Royer*, Old-street, St. Luke's, broker.

Feb. 21 at 11, before Mr. Commissioner HARRIS.

*Samuel Coleman*, Frederick's-place, Penton-place, Newington, Surrey, silver plate manufacturer.—*Daniel Livingston*, Lower Sydenham, Kent, bricklayer.—*Stephen Carter*, Church-street, Chelsea, Middlesex, labourer.

At the County Court of Lancashire, at LANCASTER, Feb. 19 at 10.

*And. Birrell*, Liverpool, commission agent.—*Sam. Hadfield*, Manchester, salesman.—*Sam. Elsworth*, Manchester, corn dealer.—*John Smith*, Manchester, carcass butcher.—*Thos. P. Stretch*, Liverpool, out of business.—*Peter Nowell*, Colne, attorney at law.—*Thos. Crowther*, Liverpool, wine merchant.—*Jos. Mitchell*, Lameshawe-bridge, near Colne, grocer.—*Geo. Cooper*, Charlton-upon-Medlock, Manchester, corn factor.—*Goldsmith Tear*, Liverpool, commission agent.—*Stephen Hay*, Colne, mouslaine de laine manufacturer.—*Wm. King*, Manchester, broker.—*James Lucas*, Wigan, out of business.—*Wm. Elliott*, Little Maraden, near Colne, joiner.—*James Hardy*, Hulme, Manchester, tailor.—*John Johnson*, Manchester, joiner.

At the County Court of Staffordshire, at STAFFORD, Feb. 21 at 10.

*William Walker*, Hanley, licensed retailer of wine.—*Sam. Yates*, Stoke-upon-Trent, in no business.—*Edward Hugh Hughes*, Shelton, china gilder.

At the County Court of Kent, at DOVER, March 24 at 10.

*James Henry Gason*, Appledore, tailor.

At the County Court of Lancashire, at LIVERPOOL, Feb. 14 at 10.

*Thomas Harrison* the elder, Kirkdale, near Liverpool, butcher.—*Parker Unsworth*, Liverpool, butcher.

Feb. 21, at the same hour and place.

*John Casement*, Liverpool, painter.

At the County Court of Devonshire, at EXETER, Feb. 19 at 10.

*William Walker*, Plymouth, clerk in her Majesty's Royal William Victualling-yard, East Stonehouse.

At the County Court of Oxfordshire, at OXFORD, Feb. 19.

*Samuel Spring*, Oxford, baker.—*Alfred Gore*, Oxford, stationer's assistant.

*At the County Court of Norfolk, at the Guildhall, at Norwich, Feb. 18 at 10.*

*Samuel Hatcher, Aylsham, out of business. — William Mutimer, Norwich, baker.*

*At the County Court of Norfolk, at the Shire Hall, at Norwich, Feb. 18 at 10.*

*James Akerman, King's Lynn, chemist.*

#### MEETING.

*John Capner the younger, Birmingham, licensed victualler, Feb. 20 at 12, Collis's, Birmingham, sp. affairs.*

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 7, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, February 5, 1846.

# The Jurist

No. 579—VOL. XII.

FEB. 12, 1848.

Price 1s., with Supplement, 2s.

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LONDON, FEBRUARY 12, 1848.

RECENT decisions in reference to that still fruitful theme, the rights and liabilities of members of railway companies, justify us in renewing the examination which we have been accustomed to make from time to time of this class of cases. The effect of signing the subscription deed has been much discussed, and this subject, from its importance, is entitled to priority of notice. In our remarks on *Wontner v. Shairp*, (11 Jur. 211, 373; 4 Railw. Cas. 542), which decided, that if the signature were obtained by fraudulent misrepresentation, and such fraud had not been waived, the subscribing party was not bound, we observed, that in the absence of fraud the signing of such deed would probably be found to afford a defence to an action by an allottee for the recovery of deposits. This has since been so determined in *Garwood v. Ede*, (11 Jur. 912, and see observations thereon, Id. 459). There the allottee had paid the deposits, received the scrip, and signed the deed, which gave the committee power to carry on or to abandon the undertaking, and to pay expenses, &c. out of the money which should come to their hands. The scheme proved abortive: the company was dissolved under 9 & 10 Vict. c. 28, and there was no evidence of fraud. It was held, that the allottee could not recover the deposits, upon the ground that he had disposed of his own money by the deed, having thereby authorised the directors to apply it.

The same Court, (the Exchequer), a few days afterwards, decided, that a party who had paid the deposits and received the scrip, which contained these words, "The subscription agreement and Parliamentary contract having been signed by the person to whom the certificate is issued," had placed himself in the same position as if he had signed the Parliamentary contract, which, in fact, he had not signed. The scheme had failed, but

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there was no fraud in the case; and the question of the effect of the plaintiff's having received scrip in the above form was left to the jury, who found that he had entered into the same contract, as though he had signed the deed. (*Clement v. Todd*, 17 Law Journ., N. S., Exch., 31).

We have stated, that, in *Garwood v. Ede*, the affairs of the company had been wound up under the stat. 9 & 10 Vict. c. 28, the act "to facilitate the dissolution of certain railway companies;" but this fact does not appear to have been relied upon, or even mentioned, in the argument, as in any way affecting the position of the parties, and it was not necessary to refer to it in the judgment, as the decision proceeded upon other grounds unfavourable to the plaintiff. The learned counsel for the defence, by their silence on this point, appear to have considered, that there was nothing in the objection, which, however, has been mooted, that the company, having been dissolved under this statute, and the plaintiff, therefore, having been in law a party to such dissolution, he could not afterwards complain that the scheme had proved abortive. The question certainly appears deserving of some consideration, though, in our own humble opinion, the dissolution of a company under this act would not have the effect of barring a party's right to the return of his deposits. The stat. 9 & 10 Vict. c. 28, was passed, as it professes on its face, simply in order to facilitate the dissolution of certain railway companies. The object was to obviate the common-law difficulties of putting an end to a partnership or company, and of getting rid of future liabilities, to which parties were exposed during the continuance of the joint character which they had assumed. It was to prevent needless expenses from being incurred, after it had become evident that the scheme could not be carried out with profit. It does not appear, that the statute was intended to interfere with



any existing rights or liabilities, or such as would arise from the dissolution merely considered as a dissolution, and, therefore, as evidence of the undertaking having been abandoned. It is an enabling statute, giving a company leave to put an end to its joint existence, and to commit suicide according to act of Parliament. We can easily suppose cases in which the directors have, by gross mismanagement, brought the affairs of the company to such a condition, that the very best course to be pursued is to dissolve it as soon as possible; but it would be a hardship, if this course, to which the shareholders had been driven by the conduct of the directors, should afterwards be set up as a bar to the claims of such shareholders against the directors. This would be tantamount to telling the luckless members, that they must continue as a company, or suffer the loss of their deposits; and it would be allowing the directors to take advantage of the consequences of their own wrong. If, in an action for a recovery of deposits, it could be shewn that the company would probably have continued successfully, but for the winding of it up by the plaintiff and others, who insisted upon availing themselves of the provisions of the statute, the defence would probably be sufficient, but it would be so independently of the statute; and on the ground, that the plaintiff, having himself rendered the scheme abortive, could not afterwards complain of its having been so rendered.

The principle on which a party is allowed to recover his deposits, is failure of consideration: this equally exists whether the company be dissolved under the act or the undertaking be abandoned by any other means. A clear common-law right like this, can be taken away only by express words or necessary implication, and we cannot find proof of either in this statute.

The dissolution is to be taken to be the act of the whole company, (see sect. 24), but it will be seen the only parties entitled to vote are the scripholders, (sect. 12); and, therefore, the original allottees, who may have transferred their scrip at a loss, and who may still be liable for calls not yet paid up, may have their rights seriously affected by the acts of other parties, if it be held that a return of deposits cannot be claimed after such dissolution.

By sect. 13, the mere fact of *attending* the meeting is not to alter the rights or liabilities of the shareholders; and by sect. 25 the dissolution is not to affect the rights of creditors or other persons not shareholders. If it be said that these words imply, that *voting* at the meeting shall affect the shareholders, the answer seems to be, that such is not a necessary implication, and that the words in sect. 13 were probably introduced *ex majori cautela*, and to encourage the shareholders to meet and discuss the vital question of "to be or not to be," without prejudice.

In an action against an allottee for the deposits, which he has agreed to pay, it appears such dissolution would not be an answer. Such an action was recently brought, (*Duke v. Dive*, 16 Law Journ., N. S., Exch., 234); and a plea by the defendant, that the plaintiffs and the company, without the consent of the defendant, abandoned their endeavours to form the company, was held bad on demurrer, upon the ground, that the defendant's breach of contract was prior to such abandonment.

## THE COUNTY COURTS ACT AND THE 1 & 2 VICT. c. 74.

We understand, that, in some counties, the magistrates refuse to act under the 1 & 2 Vict. c. 74, (the Small Tenements Act), under an idea that it is virtually repealed by the County Courts Act.

The latter act, by the 6th section, enacts, "that as soon as a court shall have been established in any district under this act, and also at the time mentioned in any such order, which shall have been made as aforesaid, for holding any of the courts mentioned in either of the said schedules, as a county court under this act, the several provisions and enactments of the said acts of Parliament of the eighth and ninth years of the reign of her Majesty, and of every other act of Parliament heretofore passed, so far as the same respectively relate to, or affect the jurisdiction and practice of, the court so established or ordered to be holden as a county court, or give jurisdiction to any other court or to any commissioner of the Court of Bankruptcy, with respect to judgments or orders obtained in the court so established or ordered to be holden as a county court, shall be repealed."

This is the only repealing section of the act, and it does not, *in terms*, abolish any existing jurisdiction created by act of Parliament, except such as are county court jurisdictions, or jurisdictions affecting judgments obtained under county court jurisdictions. The 1 & 2 Vict. c. 74, is, therefore, clearly not repealed *in terms*.

The enactments of the 9 & 10 Vict. c. 95, relating to the recovery of small tenements, (sects. 122 et seq.), are modelled upon those of the 1 & 2 Vict. c. 74, and are, in fact, in all material particulars the same, except that they extend the subject of jurisdiction from a rental of 20% a year to one of 50% a year. But they do not in any manner in terms repeal, or mention, or refer to, the 1 & 2 Vict. c. 74. The only question, therefore, is, whether the mere giving of this jurisdiction to the county courts, abolishes that given by the Small Tenements Act to the magistrates.

It will be observed that it was necessary by express enactments to give jurisdiction to the county courts in the matter of recovering small tenements, because, without such express enactments, the proviso of the 58th section would have prevented the courts from having jurisdiction.

Now, it has never been heard, that a clear existing jurisdiction is taken away, simply because an act of Parliament gives to another tribunal a jurisdiction over the same matter, which without the act it would not have had. In equity, it has been more than once holden, that the giving a remedy by proceeding in another court, does not oust the jurisdiction of the Court of Chancery. (*Sheriff v. Coates*, 1 Russ. & My. 159; *Coates v. The Clarence Railway Company*, Id. 181). The principle is, that the Legislature does not mean to take away an old remedy, but to give an additional one; and we apprehend, that the same principle must apply to the present case, especially if we consider, that the intention of the 9 & 10 Vict. c. 95, as expressed in the preamble, is not to destroy any jurisdiction, but merely to improve and extend the operation of the old jurisdiction of county courts. Even the jurisdiction of the superior courts of record is not abolished by the act;—Any person may still, if he thinks fit, proceed in a superior court for a debt within the county courts' jurisdiction, the check upon his doing so being, not that the jurisdiction of the superior court is taken away, but that he can get no costs, even if he succeeds.

On the whole, we apprehend that there is no ground for contending, that the 9 & 10 Vict. c. 95, repeals the 1 & 2 Vict. c. 74, and that any person seeking to recover



possession of a tenement who, in other respects, brings himself within the 1 & 2 Vict., may still require the justices in petty Sessions to adjudicate, notwithstanding the 9 & 10 Vict. c. 95.

### STAMP ON FURTHER SECURITY FOR MORTGAGE DEBT, WITH OTHER MATTER.

The correctness of the decision in *Lant v. Peace* (3 Nev. & P. 327; 8 Adol. & Ell. 248) has always been doubted. In two recent cases, the doctrine of that case was adopted and applied in a manner which conclusively demonstrates its unsoundness. We took the liberty of commenting on one of these cases (*Humberston v. Jones*, 11 Jur., part 1, p. 337, Q. B.) immediately after its appearance in our pages. (See 11 Jur., part 2, p. 175. The other case is reported in a very recent number. (*Doe v. Crawley v. Gutteridge*, 12 Jur., p. 51, Q. B.). It goes a little beyond its predecessors. As the general principle which we think was infringed by these cases has been lately recognised and affirmed by the Court of Common Pleas, (*Rushbrooke v. Hood*, 11 Jur. 931), and as the question is one of very great practical importance, with reference as well to past as to future transactions, (for the rule in *Doe v. Gutteridge* would exclude half the deeds of transfer in existence from being received in evidence), we venture again to discuss the question as one not concluded by authority.

The stat. 12 Ann. sess. 2, c. 9, s. 24, which imposed duties (since repealed) on indentures, leases, bonds, and deeds, has a provision that is still in force, that, where more than one of the matters or things thereby charged with any stamp duty shall be ingrossed on one piece of vellum, &c., the duties shall be charged on every one of such matters. The Courts have carried out the spirit of this enactment by holding, that, if one instrument is made to answer several distinct and unconnected purposes, it must bear a distinct stamp in respect of each. The only other express provisions for the case of several matters in the same instrument\* are contained in the titles "Conveyance," "Bond," and "Mortgage" in the schedule to the general stamp act. Under the former title, it is provided, that, where any instrument operating as a conveyance on a sale shall operate also as a settlement of any other property, or shall also contain any other matter or thing besides what shall be incident to the sale and conveyance of the property sold, or relate to the title thereto, such instrument shall be charged, in addition to the duty to which it shall be liable as a conveyance on a sale, with such further stamp duty as any separate deed containing the other matter would have been charged with, exclusive of progressive duty. Under the same head it is provided, that, when copyholds are sold and assured by surrender, the deed of surrender shall be deemed the principal instrument, and any other instruments for completing the title shall be charged with the duty to which the same may be liable under any general or particular description thereof contained in the schedule. A deed of covenants, to accompany a surrender of copyholds, is, therefore, under this head, exempt from ad valorem duty, but charged with the ordinary duty on a deed. If it contain other matter wholly unconnected with the sale, it is clearly liable to a further stamp in respect of such matter. But in *Rushbrooke v. Hood*, where, on a sale of copyholds, two surrenders were executed, one to the use of a mortgagee, who advanced part of the purchase-money,

and the other to the use of the purchaser, subject to the mortgage, and a deed of even date was executed by the vendor and purchaser, containing covenants for title by the vendor, and covenants and other mortgage clauses by the purchaser, it was properly held, that the whole of the matter contained in the deed related to one transaction, and, therefore, required but one stamp. In that case, there were two surrenders, one of which bore the ad valorem conveyance stamp, and the other the ad valorem mortgage stamp. The object might have been effected by one surrender, which, however, would have been liable to both duties, upon principle as well as by virtue of an express provision to that effect contained in the schedule to the Stamp Act, under the head "Mortgage." *Wharton v. Wallon* (9 Jur. 638) is at least shaken by this decision. So, in *Doe v. Fereday*, (11 Adol. & Ell. 27), Lord Denman said, "We find no provision in the act, except in cases of conveyance by way of sale, that, where a deed operates on several subject-matters in several ways, it shall have several stamps, and, in the absence of any such provision, we think that one stamp is sufficient."

Passing over the provision under the head "Bond," (which, however, if our space allowed, we could shew to have a strong bearing in favour of the general principle here contended for,) we come to the corresponding clause with respect to mortgages, which, after providing for the case just referred to of a mortgage and a conveyance by the same instrument, thus proceeds:—"And in all other cases where a mortgage or other instrument *heretofore charged with the ad valorem duty on mortgage* shall be contained in one and the same deed or writing with any other matter or thing, except what shall be incident to such mortgage or other instrument, such deed or writing shall be charged with the same duties (except the progressive duty) as such mortgage or other instrument and such other matter or thing would have been separately charged with, if contained in separate deeds or writings." A provision substantially the same as that with respect to conveyances above referred to, except that it is expressly confined to instruments charged with the ad valorem duty.

Under the same head of "Mortgages" is contained an "exemption from the said ad valorem duty on mortgages, &c., but not from any other duty to which the same may be liable," of instruments made for further assurance of any property already mortgaged or charged by any instrument which shall have paid the ad valorem duty, and also, of any instrument made as an additional or further security for money already secured by any instrument which shall have paid the ad valorem duty, so far as regards such money, in case such additional or further security shall be made by the same person or persons who made the original security. But if any further sum be added to the money already secured, or be thereby secured to any other person, the said ad valorem duty shall be charged in respect of such further sum.

In the same schedule a transfer of mortgage, not containing any further charge, was charged with a duty of 1*l.* 1*s.*; but if the instrument contained a security for a further sum, however small, it was charged with ad valorem duty on the old debt as well as on the new advance. This was repealed by the stat. 3 Geo. 4, c. 117, s. 2, which re-imposed the duty of 1*l.* 1*s.* on transfers without further charge, and thus proceeded: "And if any further sum of money or stock shall be added to the principal money or stock already secured, the ad valorem duty on mortgages payable under the said recited acts respectively shall be charged only in respect of such further money or stock." Upon this it was decided that the ad valorem duty was not cumu-

\* We need not here notice the provisions under the titles "Bond" and "Mortgage," that where the same instrument contains securities for the payment of a distinct sum to different persons, the ad valorem duty is to be separately charged in respect to each.

\* See, in connexion with the proviso under the head "Bond," the heads "Declaration of Trust" and "Settlement."

lative, but in lieu of the transfer duty. So that a deed of transfer alone would require a stamp of 1*l.* 1*s.*, with 1*l.* 5*s.* progressive duty; but a deed of transfer with a further charge of 10*s.*, would require a stamp of 1*l.* only, with 1*l.* progressive duty. (*Doe d. Bartley v. Gray*, 4 Nev. & M. 719; 3 Adol. & Ell. 89). The lucid and able judgment delivered by Lord Denman, C. J., in this case, deserves attentive perusal. It is the only reported judgment on the subject of mortgage stamps which contains an accurate and comprehensive survey of the whole of the provisions in force on the subject. The decision was expressly founded on this ground, that under the repealed provision as to transfers contained in the general stamp act, the ad valorem duty was clearly not cumulative, and that the substituted provision in the 3 Geo. 4 was intended merely to reduce the amount of duty, but not to require two stamps instead of one. A different decision would have made the act, which is intitled "An Act to reduce" the stamp duties in certain cases, operate to increase them in some instances. Thus, if a mortgage for 50*l.* were transferred, and a further sum of 50*l.* secured by the same deed, this, under the repealed law, would have required a stamp of 1*l.* 10*s.*, with 1*l.* progressive duty; but, if the duty substituted by the 3 Geo. 4 were cumulative, the stamp on the first skin would be 2*l.* 15*s.*, and the progressive duty 1*l.* 5*s.*, or 1*l.*, no one can say which;—perhaps both. We are thus particular in considering this point, because it is important that the decision in *Doe v. Gray* should not be treated as questionable. It was confirmed indirectly by *Lant v. Peace*, and directly by *Doe d. Barnes v. Roe* (6 Scott, 525, and 4 Bing. 737) and *Doe d. Bowman v. Lewis*, (13 Mee. & W. 241).

We now come to *Lant v. Peace*, where a mortgagee for 400*l.* advanced to the mortgagor a further sum of 1000*l.*, and took a conveyance of other property as a further security for the old debt, as well as for the new advance. The stamps were sufficient to cover the ad valorem duty on the 1000*l.* and progressive duty; but it was held, that a deed stamp in respect of the further security was necessary, because the exemption in the stamp act of deeds of further security from ad valorem duty did not exempt them from any other duty to which the same might be liable. This decision appears to proceed upon an entire misconception of the object of the proviso in the exempting clause, which was evidently intended to prevent a deed or instrument operating solely as a further security from escaping liability to any duty whatever. In other words, it was intended to give to the mortgage clauses in the schedule the same operation which they would have had if the ad valorem duty had in the first instance been imposed only on "mortgages, &c., for securing any sum of money not previously secured by some instrument that shall have paid the ad valorem mortgage duty." If the duty had been imposed in those terms, the exempting clause would have been unnecessary, and then a deed of further security would, as a "deed not otherwise charged," have been liable to a deed stamp. To produce this effect was the sole object of the words at the head of the exempting clause. It is perfectly clear, therefore, that the exempting clause has no bearing whatever on the question decided in *Lant v. Peace*, which, however, was expressly decided on the wording of that clause. And it is as clear, that a deed, containing a further security for an old mortgage debt, and also a security for a fresh advance, is not a "deed not otherwise charged" within that title in the schedule. That it is not a deed containing a mortgage, and also other matter not incident to the mortgage, within the clause cited above is equally clear. If it is one transaction, each part of it is incident to the rest. Every thing, without which a mortgage would not be made, is incident to the mortgage. (See *Wolsley v. Cox*, 2

Q. B. Rep. 321; *Doe v. Phillips*, 11 Adol. & Ell. 796). And if a mortgagee refuses to make a further advance without having a better security for his old debt, that better security is plainly incident to the new mortgage. If, indeed, it is part of the arrangement that a lease, or a money settlement, or other matter subject to a special stamp duty, shall be executed, and this is included in the mortgage deed, the deed will be liable also to the appropriate stamp for a lease, settlement, &c., in addition to the mortgage stamp. But that is because the act expressly charges every instrument of lease, settlement, &c., without regard to its liability to any other stamp\*. But it does not charge a deed as such, unless it is "not otherwise charged." The above cited case of *Rushbrooke v. Hood* goes precisely to this point.

In *Brown v. Pegg*, (8 Jur. 954; 6 Q. B. Rep. 1), a deed recited a mortgage, by demise of land belonging to A., to trustees for securing two several sums of 50*l.* and 50*l.* It recited a subsequent deed, under which B. (who, as trustee for A., had joined in the original mortgage) became beneficially entitled to the reversion. It then recited a further mortgage by B. to the trustees for securing another 50*l.*, and it contained a transfer of the existing mortgage securities, a further charge of 15*l.* advanced by the transferee, and a conveyance by B. of the fee-simple, as a further security for all the monies. It bore an ad valorem stamp of 1*l.* only. The Court held that the deed was inadmissible, as the further security required "a deed stamp at least" in addition, and they relied on *Lant v. Peace*. As the further security was not by the original mortgagor, the additional stamp that was required was an ad valorem stamp. The case, therefore, is of no weight as a confirmation of *Lant v. Peace*.

In *Humberston v. Jones*, a mortgage in fee for 1000*l.* was transferred; and, by the same deed, a further sum of 1723*l.* was secured by the mortgagor's heir to the transferee, and a power of sale was given to him by the heir as a security for the old debt as well as for the new one, the heir covenanting to pay both. The Court said, that this was a further security requiring a stamp beyond the ad valorem stamp on the first advance; and relied on *Brown v. Pegg*.

The Court did not say what further stamp was requisite; but if there was a further mortgage security the stamp should have been an ad valorem one, the security not being by the original mortgagor. Now, it was clearly no mortgage security, because the lands were already mortgaged in fee: it was merely a further power of dealing with an existing security. If the Court meant that the power of sale was chargeable with the deed stamp as matter not incident to the mortgage, the observations we are about to make on *Doe v. Gutteridge* will apply. *Lant v. Peace*, and *Brown v. Pegg*, in each of which there was a further mortgage security, were certainly not in point.

All the cases above referred appear to have been decided with reference to the clause of exemption from ad valorem mortgage duty. In *Doe v. Gutteridge*, the Court relied on those cases, and also used the expression "additional security," apparently, therefore, relying on the same clause, within which, however, that case at least most unquestionably did not come. There an estate in mortgage for a term to secure 150*l.* had been devised by the mortgagor to his widow for life, with remainder to his son in fee. The devisees joined in a transfer of the mortgage, in which was contained a further charge of 200*l.*, and a covenant by the devisees to pay the entire sum of 350*l.*, but no further mortgage security for the old debt. The Court held, that an ad valorem stamp on the further charge was insufficient. Lord Denman said:—"Without adverting to the cases,

\* But as to settlements, see the express exemption under the title "Settlement."

I am of opinion that the stamp on this deed is insufficient. The parties to whom the further sum is advanced, by their covenant, take upon themselves a new mode of liability; and it is the same with reference to this objection as if a new party had been introduced, covenanting for himself, his executors, and administrators." Patteson, J.—"That is certainly so. A personal liability of two persons is introduced by this deed, not merely in respect of the further sum advanced, but in respect also of the original sum, and not merely in respect of the assets of the testator, whether real or personal. [We presume that the learned judge does not mean here to say, that a covenant in a mortgage deed is a mortgage of the covenantor's assets.] In this deed an additional security is given, which brings the case within *Brown v. Pegg*, and *Humberston v. Jones*."

As the additional security was not a mortgage of anything, or, if it was a mortgage, was not given by the same person who made the original security, it is plain that the clause of exemption from ad valorem mortgage duty had nothing to do with the question, and that the cases of *Lant v. Peace*, *Brown v. Pegg*, and *Humberston v. Jones*, which were expressly decided with reference to that clause, were not in point. In *Doe v. Roe*, there was a fresh covenant by the mortgagor to surrender the copyholds which formed the security, and no doubt also a fresh covenant by the mortgagor to pay the old debt; but it was held, that no deed stamp was requisite. And Patteson, J., in the case before us, expressly recognised the authority of *Doe v. Roe*. *Doe v. Gutteridge* therefore is contrary to *Doe v. Roe*, and must rest, if on anything, on the clause relating to an instrument of mortgage with other matter not incident to the mortgage. Now, suppose that a party is willing to advance money on the security of an estate already in mortgage, provided the payment of the old debt, and consequently the exoneration of the estate which is to form his security, is further secured by the covenant of a surety, can it be pretended that the covenant which is thus to fortify the new mortgage is not matter incident to that mortgage? This is exactly the case of *Doe v. Gutteridge*. Again, in all the cases the further charge has been contained in the same deed with a transfer of the original mortgage. Now, whatever may be thought of the relevancy of a better security for the old debt to a fresh charge, it is undeniable that a better security must be an essential part of a transfer, if the proposed transferee is dissatisfied with the old security. In this view, the transaction in each of the cases subsequent to *Lant v. Peace* consisted of a mortgage for a fresh loan, a transfer of an old mortgage, and a further security for the old debt, i.e. of a mortgage and a transfer with matter incident to the transfer, an ad valorem stamp being payable for the mortgage, and the transfer with its incidents being by express enactment (as interpreted in *Doe v. Gray* and *Doe v. Roe*) exempted from any stamp duty. The concurrence of the mortgagor in a transfer for the purpose of covenanting directly with the transferee for payment of the debt, instead of leaving him to his circuitous remedy by action in the name of the original mortgagee, is, if there can be degrees of certainty, still more certainly matter incident to the transfer.

G. S.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed William Jones, Gent., of Newtown, Montgomeryshire, to be a Master Extraordinary in the high Court of Chancery.

The Queen has been pleased to grant unto Frederick Trotter, of the Middle Temple, Esq., LL.D., Barrister at Law, Judge of the County Courts in the Warwickshire Circuit, her royal license and authority, that he and his issue may assume, take, and use the surname of Dinsdale, in addition to and after the surname of Trotter.

## Imperial Parliament.

### HOUSE OF COMMONS.

Thursday, Feb. 10.

Mr. Baines obtained leave to bring in "A Bill for amending the Procedure in respect of Orders for the Removal of Poor Persons in England and Wales, and Appeals therefrom." The following are the principal features of the Bill, which recites that much useless and expensive litigation upon points of mere form has taken place under the present law, so that few appeals against such orders are now decided upon the merits.

1. Instead of a copy of the examination the removing parish is to send a statement of the grounds of removal, and to be confined at the trial of the appeal to the grounds set forth and specified in such statement.

2. The sessions are empowered to amend the statements of grounds of removal and grounds of appeal, (in analogy to the power given to courts of record in civil cases by 3 & 4 Will. 4, c. 42, s. 23). The amendment to be upon such terms as to payment of costs, or postponement of the trial, or both, as the sessions shall deem reasonable and just.

3. A power is given to amend the order itself, more extensive than that given by the 5 Geo. 2, c. 19, s. 1, though so as to carry out what Lord Kenyon, in *Res v. Chilverscoton*, (8 T. R. 178), declared to have been, in his opinion, the original intention of that act.

4. Orders already quashed for any defect in the notice of chargeability on the examination are to be deemed and taken in any proceeding hereafter to have been quashed for defect of form, and not upon the merits, unless the contrary shall have been already adjudged between the same parties.

5. The decisions of the sessions as to granting or refusing amendments, and as to the sufficiency of the statements of grounds of removal or appeal, are to be final, except where they think fit to state a case for the opinion of the Court of Queen's Bench.

6. The removing parish is to be enabled to abandon the order at any time, whether before or after the entry of an appeal; costs of the other parish to be taxed by the taxing officer of sessions, either in or out of sessions, and recoverable like costs under 4 & 5 Will. 4, c. 76.

## Court Papers.

### EQUITY CAUSE LISTS, AFTER HILARY TERM, 1848.

#### Court of Chancery.

\*. \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—A. Abated—Adj. Adjourned—A. T. After Term—Ap. Appeal—C. D. Cause Day—C. Costs—D. Demurrer—E. Exceptions—F. D. Further Directions—M. Motion—P. C. Pro Confesso—Pl. Plea—Ptn. Petition—R. Re-hearing—S. O. Stand Over—Sh. Short.

#### Before the LORD CHANCELLOR.

APPEALS.			
Sharp v. Taylor	(Ap)	Westby v. Westby	(Ap)
Sharp v. Taylor		Same v. Same	
Lancashire v. Lancashire		Same v. Same (Ap)	
To fix a day.		Fraser v. Jones	(Ap)
Hodgkinson v. Hodgkinson	(Ap)	Cunningham v. Murray	(Ap)
Same v. Jackson		Same v. Hay	
Allfrey v. Allfrey	(Ap)	Same v. Murray	
Wilson v. Wilson	(Ap) S O	Lawrence v. Same	
Same v. Same		Maxwell v. Kibblethwaite	(Ap)
Same v. Foster		Same v. Same	
Nightingale v. Goulburn	(Ap)	Boyd v. Boyd	(Ap)
Whittington v. Nightingale		Watts v. Hyde (cause by order)	
Williams v. Edwards	(Ap)	Gough v. Bult	(Ap)
Soden v. Same		Attorney-Gen. v. Gibbs	(Ap)
Cridland v. Ld. Mawbey	(Ap)	Roberts v. Roberts	(Ap)
		In re Ludlow Charities	(by order)

*Before the VICE-CHANCELLOR OF ENGLAND.*  
PLEAS, DEMURRERS, CAUSES, EXCEPTIONS, AND FURTHER DIRECTIONS.

Harris v. Brunton (Pl)  
Myers v. Macdonald (2 caus),  
S O G  
Wastell v. Leslie (F D, E, }  
part heard  
Bird v. Ford (cause by order)  
Steward v. Forbes (part hd.)  
Hickson v. Mainwaring (2  
causes)  
Flint v. Warren (F D, Ptn,  
part heard)  
Johnstone v. Ure  
Stiles v. Gay (E, 2 sets, F D,  
part heard)  
Chambers v. Siggers *To fix a  
day*  
Mitford v. Reynolds (F D, C,  
2 petitions)  
Forbes v. Herring  
Knott v. Prier  
Knott v. Cottee  
Moyle v. Borlase  
Low v. Graves  
Bromley v. Loton  
Bownass v. Abbott  
Hammett v. Turner (F D, C) }  
Same v. Same (Sup. Bill) }  
Lasbrooke v. Smith }  
Browne v. Same }  
Gilbert v. Hodgkiss  
Lewis v. Smith  
Robinson v. Robinson  
Sowerby v. Gutteridge  
Payne v. Wrench } (F D,  
Milburn v. Woodcock } C)  
Same v. Baker }  
Hobhouse v. Bland }  
Player v. Watson } (F D, C)  
Williams v. Same }  
Rackham v. Siddall  
Chowns v. Sharpe (F D, C)  
Jones v. Foulkes (F D, C)  
Agnew v. Fielder  
Duke of Leeds v. Earl of Am-  
herst (E)

Earl Balcarras v. Johnson (E)  
Battershall v. Bishop of Win-  
chester (F D, C)  
Cockerell v. Calvert SA  
Miles v. Fay (F D, C)  
Surtees v. Hopkinson (E)  
Jenkins v. Briant (F D, C)  
Ashburnham v. Ashburnham  
(F D)  
Adey v. Arnold (F D)  
Roberts v. Roberts  
Green v. Norton (5 causes, F  
D, C)  
Green v. Bourke  
Cocking v. Briggs  
Palmer v. White  
Jones v. Evans  
Salomons v. Connop  
Sturgess v. Arrowsmith  
Jones v. Walker  
Jones v. Jones  
Bourke v. Green  
Pemberton v. Wilcocks  
Dobson v. Lyall (F D, C)  
Stevens v. Stevens (F D, C)  
Dunn v. Holbrook (F D, C)  
Greenwood v. Groom  
Westbrook v. Knight  
Swift v. Whitmore  
Johnson v. Tucker  
Pocock v. Johnson (F D, C)  
Rainbow v. Moss  
Vulliamy v. Vulliamy  
Pawsey v. Hale (E)  
Jowett v. Board (F D, C)  
Kempton v. Davidson SA  
Sklar v. Soulbey  
Davidson v. Kempton SA  
Cook v. Fynney (F D, C)  
Wooliscroft v. Slack (F D, C)  
SA  
Cumming v. Holroyd SA  
Rouse v. Thorley SA  
Parkin v. Sanderson  
Paterson v. Gurney SA

*Before the Vice-Chancellor KNIGHT BRUCE.*  
CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Schofield v. Calhuac S O  
Parker v. Constable } S O  
Same v. Sturges }  
Ball v. Bonfield *Easter Term*  
Robinson v. Bell  
Fleming v. Carlyle  
Hall v. Lack (F D, C) S O  
Lyall v. Elias } S O  
Elias v. Lyall }  
Barton v. Haynes *Trin. Term*  
Att.-Gen. v. Munro }  
Same v. Bannerman } Feb. 10  
Same v. Mackant }  
Scawin v. Burton Feb. 18  
Clark v. Bates Feb. 10  
Treasler v. Purser Feb. 11  
Graham v. Needham Feb. 12  
Firman v. Pulham Feb. 14  
Fairbrother v. Mason (F D, C)  
Feb. 15  
Bayley v. Cooper Feb. 26

Satterthwaite v. French Feb. 17  
Henniker v. Henniker Feb. 11  
Good v. Parry  
Platt v. Buckley  
Phelps v. Prothero  
Baker v. Hardley  
Scott v. Story (E)  
Cumberlege v. Cumberlege (F  
D, C)  
Smith v. Short (re-hearing)  
Feb. 8  
James v. Talbot Feb. 26  
Prentice v. Tabor SA  
Willis v. Braddon Feb. 29  
Hoggart v. The Croydon Can-  
nal Co. (F D, C)  
Twyford v. Brownrigg Feb. 29  
Parker v. Kirk March 1  
Smith v. Evans  
Aglionby v. James Feb. 8  
Gilbert v. Challoner March 3

*Before the Vice-Chancellor WIGRAM.*

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Moor v. Vardon } *To fix a*  
Same v. Lachlan } *day*  
Clementi v. Fielding Feb. 18 }  
Gaskell v. Holmes (F D, C)  
*To fix a day*  
Batchelor v. Middleton

Morison v. Morison (E)  
Wheeldon v. Perkin S O  
Sayer v. Sayer (E, F D)  
Sowerby v. Clayton (F D, C)  
Feb. 8  
Scarborough v. Pinsemt  
Plews v. Middleton  
George v. Harding  
Baring v. Kemp (2 causes)  
Rowland v. Morgan Feb. 14  
Blackman v. Light  
Maddison v. Chappell (3 cau.)  
Moseley v. Baker  
Sandys v. Moylan (2 causes)  
Rooke v. Drake  
Mores v. Mores  
Chambers v. Earl of Mor-  
nington  
Stutter v. Muston (4 causes)  
Vict. St. Vincent v. Hineckley  
S O

Kipling v. Fry  
Toft v. Stevenson }  
Graham v. Reeves }  
Chandler v. Brittain } (F D,  
Same v. Shepherd } C)  
Stevens v. Pillin (F D, C)  
Downs v. Collins (2 causes)  
Fitch v. Weber } (F D, C)  
Same v. Christian }  
Smith v. Harwood }  
Parks v. Odell } (F D, C)  
Same v. Chessom }  
Heyne v. Tyler } (2 causes)  
Same v. Bird } Feb. 28  
Linton v. Curry (F D, C)  
Same v. Same (Cause)  
Yorke v. Pole } (F D, C)  
Same v. Collins }  
Mortimer v. Ireland (F D, C)  
Boag v. Robinson (F D, C)

**London Gazette.**

TUESDAY, FEBRUARY 8.

**BANKRUPTS.**

THOMAS BATE, Birmingham, hatter, dealer and chapman.  
Feb. 17 at half-past 1, and March 24 at 11, Court of Bank-  
ruptcy, London: Off. Ass. Cannan; Sols. Cox & Co.,  
4, Sise-lane, London.—Fiat dated Jan. 20.

THOMAS CHARLES STANBROUGH, Berners-street,  
Oxford-street, Middlesex, wine merchant, dealer and chap-  
man, Feb. 18 at half-past 10, and March 24 at 1, Court of  
Bankruptcy, London: Off. Ass. Whitmore; Sols. Law-  
rance & Plews, Old Jewry-chambers, Old Jewry.—Fiat  
dated Feb. 3.

THOMAS MORRIS, late of Covent-garden, Middlesex, hotel  
and tavern keeper, but now of Ivy-cottage, Maida-hill,  
Middlesex, dealer and chapman, Feb. 15 at half-past 1,  
and March 21 at 12, Court of Bankruptcy, London: Off.  
Ass. Pennell; Sol. Sidney, Finsbury-circus, London.—  
Fiat dated Jan. 31.

ROBERT PARKER, Ludgate-hill, London, woollen draper,  
dealer and chapman, Feb. 15 at 2, and March 27 at 11,  
Court of Bankruptcy, London: Off. Ass. Turquand; Sols.  
Messrs. Linklaters, Leadenhall-street, London.—Fiat dated  
Feb. 4.

JOSEPH NOTTING, Poole, Dorsetshire, currier and cord-  
wainer, Feb. 18 and March 14 at 1, Court of Bankruptcy,  
London: Off. Ass. Edwards; Sols. Bischoff & Cox, 19,  
Coleman-street, City.—Fiat dated Jan. 27.

RICHARD FULLER, Cambridge, innkeeper and brewer,  
dealer and chapman, Feb. 18 at half-past 12, and March  
23 at 11, Court of Bankruptcy, London: Off. Ass. Joha-  
son; Sols. Nicholls & Co., Bedford-row.—Fiat dated  
Jan. 29.

WILLIAM FARMER, Gt. Sutton-street, Clerkenwell, Mid-  
dlesex, engineer and manufacturer of machinery, Feb. 14 at  
2, and March 27 at 12, Court of Bankruptcy, London:  
Off. Ass. Turquand; Sol. Digby, Circus-place, Finsbury-  
circus.—Fiat dated Feb. 7.

THOMAS ANDREWS, Southampton, ironmonger, (carry-  
ing on business under the firm or style of Andrews & Co.),  
Feb. 18 at half-past 12, and March 24 at half-past 11, Court  
of Bankruptcy, London: Off. Ass. Follett; Sols. Randall,  
Southampton; Tilson & Co., Coleman-street, London.—  
Fiat dated Feb. 1.

THOMAS SHARP HALL, Milford, Southampton, brewer,  
Feb. 18 and March 22 at half-past 11, Court of Bank-  
ruptcy, London: Off. Ass. Bell; Sols. Royle, Lyming-  
ton; Pownall & Co., Staple-inn, London.—Fiat dated  
Jan. 26.

THOMAS MARSDEN & WILLIAM MARSDEN, Man-  
chester, wharfingers and common carriers, (lately carrying  
on business under the firm of T. & W. Marsden & Co.),  
Feb. 18 and March 10 at 11, District Court of Bankruptcy,  
Manchester: Off. Ass. Hobson; Sols. Bagshaw & Co.,  
Manchester; Johnson & Co., Temple, London.—Fiat dated  
Feb. 1.

**SAMUEL STEVENSON POLLARD**, Cross-street, High-street, Islington, Middlesex, grocer and cheesemonger, dealer and chapman, Feb. 18 and March 22 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Walker, Bayham-street, Camden-town.—Fiat dated Feb. 5.

**FRANCIS GEORGE KLINGELHOEFER**, Old Broad-st., London, merchant, Feb. 18 at 1, and March 23 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Miller & Carr, Eastcheap.—Fiat dated Jan. 21.

**SAMUEL BARDSLEY**, Manchester, agent and dealer in calicoes, dealer and chapman, Feb. 21 and March 13 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser, Sols. Slater, Manchester; Abbott, 46, Lincoln's-inn-fields, London.—Fiat dated Feb. 8.

**WILLIAM LODGE**, Birmingham, stone mason, dealer and chapman, Feb. 17 and March 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Motteram & Knowles, Birmingham.—Fiat dated Feb. 2.

**JOHN PRAYNE**, North Molton, Devonshire, draper, dealer and chapman, Feb. 17 at 12, and April 7 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Petherick, Exeter; Petherick, 4, Furnival's-inn, Holborn, London.—Fiat dated Jan. 10.

## MEETINGS.

*Forth Marine Insurance Company*, Bishopsgate-street-within, London, Feb. 25 at 11, Court of Bankruptcy, London, pr. d.—*George Holditch*, *John Flinn Holditch*, and *Edward D. Holditch*, Bankside, Southwark, Surrey, cider merchants, Feb. 19 at 11, Court of Bankruptcy, London, last ex.—*Sam. Gundry* and *Walter Eustace Gundry*, Bridport, Dorsetshire, bankers, March 27 at 11, District Court of Bankruptcy, Exeter, pr. d.; March 28 at 11, and ac.; March 29 at 11, div.—*Wm. Sutton*, Stockport, Cheshire, cotton waste dealer, Feb. 21 at 11, District Court of Bankruptcy, Manchester, last ex.—*Samuel Timperley* and *Joseph Timperley*, Ashton-under-Lyne, Lancashire, linen drapers, Feb. 21 at 11, District Court of Bankruptcy, Manchester, last ex.—*Geo. Prockter*, *Jos. Prockter*, and *Thomas Prockter*, Rochdale, Lancashire, cotton spinners, Feb. 22 at 12, District Court of Bankruptcy, Manchester, last ex.—*Christopher Holt*, Bouverie-st., Fleet-street, London, hotel keeper, March 2 at 12, Court of Bankruptcy, London, and ac.—*Robert Flatman*, Saxmundham, Suffolk, draper, March 2 at 11, Court of Bankruptcy, London, and ac.—*Isaac Bass* the younger, Ipswich, Suffolk, painter, March 2 at half-past 11, Court of Bankruptcy, London, and ac.—*Owen Evans*, Grove-lane, Camberwell, Surrey, surgeon, March 2 at half-past 12, Court of Bankruptcy, London, and ac.—*William Tiley*, Reading, Berkshire, common brewer, March 1 at 12, Court of Bankruptcy, London, and ac.—*William Norman*, Gillingham, Suffolk, coal merchant, March 1 at 12, Court of Bankruptcy, London, and ac.—*Wm. Sherwood*, Belvedere-road, Lambeth, Surrey, builder, March 2 at 11, Court of Bankruptcy, London, and ac.—*Douglas Pitt Gamble*, Cornhill, London, provision merchant, March 2 at 11, Court of Bankruptcy, London, and ac.—*Thomas Chapple*, Borough-road, Surrey, tailor, March 1 at 2, Court of Bankruptcy, London, and ac.—*Cesar Adams M. Count de Wuits*, Baldwin's-gardens, Leather-lane, Holborn, Middlesex, and Somerset-wharf, Upper Ground-st., Blackfriars, Surrey, plaster manufacturer, March 1 at 11, Court of Bankruptcy, London, and ac.—*George Kjallemark*, Hampstead-st., Middlesex, music seller, March 1 at 11, Court of Bankruptcy, London, and ac.—*Ed. Healey*, Paternoster-row, London, and Camden-lodge, Gloucester-road, Regent's-park, Middlesex, printer, Feb. 29 at 12, Court of Bankruptcy, London, and ac.—*John Burgess*, Harleyford-place, Kennington, Surrey, tailor, Feb. 29 at 12, Court of Bankruptcy, London, and ac.—*John Cunard* and *James Ingram*, New Broad-st., London, merchants, Feb. 29 at 12, District Court of Bankruptcy, Liverpool, and ac.; March 2 at 12, div.—*Thomas Evans*, Denbigh, servicer, March 9 at 11, District Court of Bankruptcy, Liverpool, and ac.; March 13 at 11, div.—*C. Jones*, Birkenhead, Cheshire, printer, March 9 at 11, District Court of Bankruptcy, Liverpool, and ac.—*J. Arnold*, Walsall, Staffordshire, woollen draper, March 1 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Benj. Cook* the elder, Birmingham, brass founder, March 1 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Rich. Lynes*, Birmingham, wire worker, March 1 at 11, District Court of Bankruptcy, Birmingham, and ac.—*John Howe*,

West Bromwich, Staffordshire, linen draper, March 1 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Jos. Thompson*, Tamworth, Warwickshire and Staffordshire, bookseller, March 1 at 11, District Court of Bankruptcy, Birmingham, and ac.; March 4 at 1, div.—*Thomas Hutchins*, Hulme, Manchester, coach proprietor, March 2 at 12, District Court of Bankruptcy, Manchester, and ac.; March 9 at 1, div.—*Matthew Burton* and *Benj. Shaen*, Bewick and Miles Platting, within Manchester, cotton spinners, Feb. 29 at 12, District Court of Bankruptcy, Manchester, and ac.; March 1 at 11, div.—*George Callam*, Manchester, shawl manufacturer, Feb. 29 at 12, District Court of Bankruptcy, Manchester, and ac.; March 1 at 1, div.—*Smith Hastings*, Lime-st., London, wine merchant, March 1 at half-past 12, Court of Bankruptcy, London, div.—*John Barlow* the elder, and *Jas. Gill*, Calvert's-buildings, Southwark, Surrey, and Maidstone, Kent, hop factors, March 2 at 2, Court of Bankruptcy, London, div.—*Wm. West*, London-terrace, Hackney-road, Middlesex, linen draper, Feb. 29 at 1, Court of Bankruptcy, London, div.—*Peter James Kirby*, Newgate-st., London, needle manufacturer, Feb. 29 at 1, Court of Bankruptcy, London, div.—*John Russell*, Leamington Priors, Warwickshire, grocer, Feb. 29 at 11, District Court of Bankruptcy, Birmingham, and ac.; March 4 at 11, div.—*James Harwood*, Birmingham, share broker, Feb. 29 at 11, District Court of Bankruptcy, Birmingham, div.—*Thomas Barnes Figgures*, Blockley, Worcestershire, corn dealer, March 1 at 11, District Court of Bankruptcy, Birmingham, div.—*Arthur Bentley*, Bury, Lancashire, ironfounder, March 2 at 12, District Court of Bankruptcy, div.—*Henry Griffiths*, Chelford, Cheshire, innkeeper, March 2 at 12, District Court of Bankruptcy, Manchester, div.—*Rich. Almond*, Orrell, Lancashire, coal dealer, March 1 at 11, District Court of Bankruptcy, Liverpool, fin. div.—*Stephen Owen*, Liverpool, flour dealer, Feb. 29 at 12, District Court of Bankruptcy, Liverpool, div.—*Chas. Wright*, Sunderland, Durham, hatter, Feb. 29 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

## CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Wm. Lake*, Fleet-st., London, printer, March 1 at 1, Court of Bankruptcy, London.—*Wm. Sherwood*, Belvedere-road, Lambeth, Surrey, builder, March 2 at 11, Court of Bankruptcy, London.—*Robert John Day*, Halsead, Essex, wine merchant, Feb. 29 at 2, Court of Bankruptcy, London.—*Robert Hood*, Haughley, near Stowmarket, Suffolk, brewer, Feb. 29 at 11, Court of Bankruptcy, London.—*Rich. Newman*, Bristol, grocer, March 2 at 11, District Court of Bankruptcy, Bristol.—*Jos. Wm. Gardener*, Wotton-under-Edge, Gloucestershire, teaale merchant, Feb. 29 at 12, District Court of Bankruptcy, Bristol.—*J. Storey*, Monkwearmouth, Durham, rope manufacturer, Feb. 29 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Chas. Wright*, Sunderland, Durham, hatter, Feb. 29 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Isaac Gaze*, Stroud-road, Gloucestershire, builder, March 3 at 12, District Court of Bankruptcy, Bristol.—*Wm. Gimson*, Welford-road, Leicestershire, builder, March 3 at 11, District Court of Bankruptcy, Nottingham.—*Rich. Lynes*, Birmingham, wire worker, March 1 at 11, District Court of Bankruptcy, Birmingham.—*John George White*, Egremont, Cheshire, ship broker, March 1 at 11, District Court of Bankruptcy, Liverpool.—*Geo. Butler*, Liverpool, ship broker, March 1 at 11, District Court of Bankruptcy, Liverpool.—*Stephen Moore*, Liscard, Cheshire, wine merchant, March 9 at 11, District Court of Bankruptcy, Liverpool.—*Ralph Capper*, Nantwich, Cheshire, cheese factor, March 2 at 12, District Court of Bankruptcy, Liverpool.—*Henry Boydell* and *Thos. Williams*, Liverpool, and Birkenhead, Cheshire, timber merchants, March 2 at 11, District Court of Bankruptcy, Liverpool.—*Jane Parry* and *Elizabeth Parry*, Bangor, Carnarvonshire, drapers, Feb. 29 at 11, District Court of Bankruptcy, Liverpool.—*J. Anderson*, Liverpool, merchant, March 2 at 1, District Court of Bankruptcy, Liverpool.—*John Bower Livesey*, Liverpool, stationer, Feb. 29 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Lister Obery*, Birkenhead, Cheshire, builder, Feb. 29 at 11, District Court of Bankruptcy, Liverpool.—*Nath. Bishop* the younger, Hoxton, Devonshire, victualler, March 9 at 1, District Court of Bankruptcy,

Exeter.—*John Harvey*, Sidmouth, Devonshire, printer, March 9 at 1, District Court of Bankruptcy, Exeter.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Feb. 29.*

*Wm. Butcher*, Belle Sauvage-yard, Ludgate-hill, London, cap manufacturer.—*John Partington*, Wyre Piddle, Worcestershire, cattle dealer.—*Hen. Farman*, Pulham St. Mary Magdalen, Norfolk, baker.—*Wm. Reynolds*, Eldon-street, Finsbury, Middlesex, bookbinder.—*John Charles Macdonald*, Holbeach, Lincolnshire, bookseller.—*Jos. Newman*, Frampton Cotterell, Gloucestershire, carpenter.—*Thos. Fitch*, Duke-st., Tooley-st., Southwark, Surrey, hop merchant.—*Andrew Schofield*, Oldham, Lancashire, attorney at law.—*W. Clarke*, Nottingham, lace manufacturer.—*Thos. Christian*, Park-road, North Brixton, Surrey, merchant.

FIAT ANNULLED.

*Henry Leatham*, Liverpool, slater and plasterer.

#### SCOTCH SEQUESTERATIONS.

*Robt. Stalker*, Glasgow, merchant.—*John Sinclair & Son*, Edinburgh, commission agents.—*A. & A. M'Phail*, Glasgow, merchants.—*Robt. Watson*, Lochgilphead, Argyshire, rope manufacturer.—*David Brash*, Leith, grocer.—*John Shanks*, Glasgow, commission merchant.—*L. & W. Adamson*, Perth, merchants.—*Archibald Alison & Co.*, Glasgow, merchants.—*Rich. Rennie*, Edinburgh, banker.—*Thos. Smith*, Edinburgh, cabinet maker.—*And. Duncan*, dec., Tow, Sheriff-substitute of Shetland.—*Robt. Binnie*, Grahamson, Falkirk, merchant.—*W. Shand*, dec., Arnhall, merchant.

#### DECLARATIONS OF INSOLVENCY.

*H. Griffiths*, Knighton, Radnorshire, stone mason, County Court of Radnorshire, at Presteign.—*Hen. Mainstre*, Claremont-pl., Brixton-road, Surrey, green grocer, Feb. 23 at half-past 12, Court of Bankruptcy, London.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Hugh M'Lean*, Liverpool, retail beer seller, Feb. 14 at 10, Liverpool District County Court, at Liverpool.—*S. Sockett*, Liverpool, butcher, Feb. 14 at 10, Liverpool District County Court, at Liverpool.—*Thos. Pilkington*, Sheffield, Yorkshire, joiners' tool manufacturer, March 1 at 10, County Court of Yorkshire, at Sheffield.—*John Evans*, Cefn Bychan, near Ruabon, Denbighshire, joiner, Feb. 28 at 10, County Court of Denbighshire, at Ruabon.—*Hen. Oakes*, Sheffield, confectioner, March 1 at 10, County Court of Yorkshire, at Sheffield.—*Eliza Leighton*, widow, Wellington, Shropshire, Feb. 18 at 10, County Court of Shropshire, at Wellington.—*Jos. Berry*, Huddersfield, Yorkshire, wood turner, Feb. 24 at 10, County Court of Yorkshire, at Huddersfield.—*John Barnett* the younger, Ringwood, Hampshire, baker, Feb. 19 at 1, County Court of Hampshire, at Fordingbridge.—*Chas. King*, Luton, Bedfordshire, carpenter, Feb. 29 at 10, County Court of Bedfordshire, at Luton.—*Jas. Allen*, Luton, Bedfordshire, labourer, Feb. 29 at 10, County Court of Bedfordshire, at Luton.—*Hen. N. Woods*, Lewes, Sussex, assistant to a cutler, Feb. 29 at 2, County Court of Sussex, at Lewes.—*Joseph Wilson*, Salford, Lancashire, flour dealer, March 1 at 12, County Court of Lancashire, at Salford.—*William Kendall*, Sherburn, near Malton, Yorkshire, saddler, Feb. 17 at 10, County Court of Yorkshire, at Scarborough.—*Wm. Hutchinson*, March, Isle of Ely, Cambridgeshire, veterinary surgeon, Feb. 17 at 12, County Court of Cambridgeshire, at March.—*Chas. Pilkington*, Park, Sheffield, joiners' tool manufacturer, March 1 at 10, County Court of Yorkshire, at Sheffield.—*Arthur Jones*, Wrexham, Denbighshire, grocer, Feb. 25 at 10, County Court of Denbighshire, at Wrexham.—*W. Evans*, Drayton in Hales, Staffordshire, coal dealer, Feb. 14 at 12, County Court of Shropshire, at Drayton.—*Thos. Hen. Cole*, St. Nicholas, Bristol, victualler, March 10 at 11, County Court of Gloucestershire, at Bristol.—*Wm. Nicholls*, Bedminster, Bristol, carpenter, March 10 at 11, County Court of Gloucestershire, at Bristol.—*Jas. Aspinall*, Lane Dyehouse, Huddersfield, Yorkshire, shopkeeper, Feb. 24 at 10, County Court of Yorkshire, at Huddersfield.—*John Lawrence*, St. Philip and Jacob, Bristol, grocer, March 10 at 11, County Court of Gloucestershire, at Bristol.—*Thos. Field*, Gainsborough, Lincolnshire, railway agent, Feb. 16 at 10, County

Court of Lincolnshire, at Gainsborough.—*Thomas Noble*, St. James, Bristol, confectioner, March 10 at 11, County Court of Gloucestershire, at Bristol.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Feb. 22 at 11, before Mr. Commissioner HARRIS.*

*John Smith*, High-st., Putney, Surrey, builder.—*William Richardson*, Powis-st., Woolwich, Kent, cabinet maker.

*Feb. 23 at 10, before Mr. Commissioner PHILLIPS.*

*Hen. W. Crouch*, Great Sutton-st., Clerkenwell, Middlesex, working furrier.—*Hen. Hunt*, Callum-st., Fenchurch-street, London, bookbinder.

*Feb. 24 at 11, before the CHIEF COMMISSIONER.*

*Isaac Sandford*, Flagon-row, Deptford, Kent, shoemaker.—*Wm. Humphreys*, Albion-mews North, Albion-pl., Hyde-park-square, Middlesex, carpenter.—*Thomas Wm. Cooper*, Chapel-st., Somers-town, Middlesex, hatter.

*Saturday, Feb. 5.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Hen. Davey*, Belvedere-place, Southwark-bridge-road, Surrey, carpenter, No. 59,235 T.; *Thos. Boucher*, assignee.—*Hen. W. A. Farley*, Fleet-st., London, dealer in toys, No. 59,383 T.; *Robt. L. Evans* and *Wm. Payne* the younger, assignees.—*Wm. Bury*, Blackburn, Lancashire, corn dealer, No. 67,647 C.; *Wm. Charnley*, assignee.—*Robt. Park*, Chipping Camden, Gloucestershire, shopkeeper, No. 68,625 C.; *John Nicholls*, assignee.—*Maria Fielden*, Coleford, Gloucestershire, No. 68,856 C.; *Chas. Smalbridge*, assignee.—*John Dodsley*, Nottingham, assistant at a brewery, No. 68,472 C.; *Jas. Farnsworth*, assignee.—*Rich. Wilson*, Star-st., Paddington, Middlesex, baker, No. 59,385 T.; *Benj. Dixon*, assignee.—*Jas. Lott*, Bradfield, Essex, shopkeeper, No. 68,902 C.; *Thos. Brooks* and *Jas. May*, assignees.

*Saturday, Feb. 5.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Jos. Haskoll*, Barrett-street, Vauxhall, Lambeth, Surrey, sculptor: in the Gaol of Surrey.—*Wm. Smith*, Hamley-pl., Lower-road, Rotherhithe, Surrey, out of business: in the Debtors Prison for London and Middlesex.—*Chas. Curtis*, Ray-street, Clerkenwell, Middlesex, coach tire smith: in the Queen's Prison.—*John Jones*, King-street, Soho, Middlesex, cork cutter: in the Queen's Prison.—*Samuel Nixon*, White Hart-court, Bishopsgate-without, London, sculptor: in the Queen's Prison.—*Edw. F. C. Mainwaring*, Copenhagen-st., Barnsbury-road, Islington, Middlesex, medical student: in the Queen's Prison.—*Edw. Merry*, Cottage-grove, West-st., Walworth, Surrey, grocer: in the Queen's Prison.—*Jos. Cook*, Ernest-street, Grange-road, Bermondsey, Surrey, builder: in the Debtors Prison for London and Middlesex.—*John Barnes*, Winchester-terrace, Agar-town, St. Pancras, Middlesex, hair dresser: in the Debtors Prison for London and Middlesex.—*George Greenwell*, Frederick-place, Mile-end-road, Stepney, Middlesex, foreman in the London Docks: in the Debtors Prison for London and Middlesex.—*Wm. H. Brewer*, Fenchurch-street, London, bookseller: in the Debtors Prison for London and Middlesex.—*Wm. Davis*, Wellington-street, Strand, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Joseph Clement Bowden*, Southchurch, Essex, farmer: in the Debtors Prison for London and Middlesex.—*Henry Brown*, Union-row, New Kent-road, Surrey, carpenter: in the Gaol of Surrey.—*Thomas Miller*, White Hart-street, Drury-lane, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*William J. Glover*, Rivington-street-road, Middlesex, foreman to a ribbon dresser: in the Debtors Prison for London and Middlesex.—*George Round Cowell*, King's-street, Snow-hill, London, baker: in the Debtors Prison for London and Middlesex.—*J. P. Fotheringham*, Buckingham-street, Fitzroy-square, Middlesex, following no trade: in the Queen's Prison.—*James Mitchell*, Redcross-street, Cripplegate, London, trimming



anufacturer: in the Debtors Prison for London and Middlesex.—*John Collins*, Union-street, Middlesex-hospital, Middlesex, hatter: in the Debtors Prison for London and Middlesex.—*George Welch*, Davies-street, Berkeley-square, Middlesex, shoemaker: in the Debtors Prison for London and Middlesex.—*Henry B. Moseley*, Ladbroke-terrace, Notting-hill, Middlesex, surgeon dentist: in the Gaol of Winchester.—*Joseph Norman*, Barton-hill, St. George, Gloucestershire, cerseller: in the Gaol of Bristol.—*John Wright*, Lutterworth, Leicestershire, miller: in the Gaol of Leicester.—*Wm. Kirk*, Sutton, near Macclesfield, Cheshire, time keeper on a railway: in the Gaol of Chester.—*John Bedlington*, Cardiff, Glamorganshire, licensed victualler: in the Gaol of Cardiff.—*John Bulmer*, Skelton, near Guisborough, Yorkshire, stone-mason: in the Gaol of York.—*John Johason*, Manchester, oiner: in the Gaol of Lancaster.—*James Hardy*, Hulme, Manchester, tailor: in the Gaol of Lancaster.—*Edw. Blount*, Bewdley, Ribblesford, Worcestershire, dealer in cord wood: in the Gaol of Worcester.—*Henry Leaker*, Bridgwater, Somersetshire, ironmonger: in the Gaol of Wilton.—*John Wyatt*, Reading, Berkshire, corn dealer: in the Gaol of Reading.—*Wm. Hawkins*, Birmingham, carpenter: in the Gaol of Coventry.—*John Langton Pope*, Stoke-upon-Trent, Staffordshire, engraver: in the Gaol of Stafford.—*John V. Stacey*, Sheffield, out of business: in the Gaol of Radford Peveril.—*John Fletcher*, Dewsbury, Yorkshire, linen draper: in the Gaol of York.—*Robert Boardman*, Salford, Lancashire, machine maker: in the Gaol of Lancaster.—*John Hayward*, Birmingham, carriage maker: in the Gaol of Coventry.—*Jonathan Hodgson*, Beeston, near Leeds, Yorkshire, shopkeeper: in the Gaol of York.—*Luke Kent*, Southsea, near Portsmouth, mariner: in the Gaol of Winchester.—*Robert Robinson*, Norwich, out of business: in the Gaol of Norwich.—*J. Harding*, Landport, Portsea, builder: in the Gaol of Winchester.—*Joe. Cutler*, Lymington and Christchurch, mariner: in the Gaol of Winchester.—*Marlin Barford*, Pepperstock, Flimstead, Hertfordshire, brick maker: in the Gaol of Hertford.—*Wm. Croasdill*, Colne, Lancashire, draper: in the Gaol of Lancaster.—*John Spencer*, Stoke Golding, near Hinkley, Leicestershire, licensed victualler: in the Gaol of Leicester.

(On Creditor's Petition).

*James Munro Scott*, Kingston-upon-Hull, painter: in the Gaol of Kingston-upon-Hull.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

Feb. 23 at 11, before the CHIEF COMMISSIONER.

*Horatio Joseph Canning*, Richmond-villas, Richmond-rd., Dalston, Middlesex, and Cheapside, London, Manchester warehouseman.—*Nathaniel Philpot*, Richmond-street, East-street, Walworth, Surrey, out of business.

Feb. 23 at 10, before Mr. Commissioner LAW.

*George Hammond*, Brandon-street, Walworth New-town, Walworth, Surrey, lath render.—*Mary Watson*, King-street, Soho-square, Middlesex, patent line manufacturer.

*At the County Court of Northamptonshire, at NORTHAMPTON, Feb. 22.*

*Jon. Whittlemore*, Rushden, near Higham Ferrers, Baptist minister.—*John Buckett*, Middleton Cheney, near Banbury, sheep dealer.

*At the County Court of Hertfordshire, at HERTFORD, Feb. 24 at 11.*

*John Rowley*, Widford, farm labourer.

*At the County Court of Gloucestershire, at BRISTOL, Feb. 25 at 11.*

*Joseph Norman*, Barton-hill, beer seller.

*At the County Court of Hampshire, at WINCHESTER, Feb. 25.*

*George Pedler*, Lymington, butcher.—*Henry Benjamin Mosely*, Ladbroke-terrace, Notting-hill, Middlesex, surgeon dentist.—*Luke Kent*, Southsea, near Portsmouth, mariner.—*George Prior*, Brading, Isle of Wight, innkeeper.—*Joseph Cutler*, Lymington and Christchurch, mariner.—*J. Harding*, Landport, Portsea, builder.

*At the County Court of Lincolnshire, at LINCOLN, March 13 at 10.*

*John Brittain*, Louth, butcher.

#### INSOLVENT DEBTORS' DIVIDENDS.

*John Baguley*, Handforth, near Wilmslow, Cheshire, shop-keeper's assistant: 5s. 10d. in the pound.—*Malachi Pring*, Bradford, Somersetshire, farmer: 2s. in the pound.—*Thomas Alley*, Cambridge-road, Mile-end, Middlesex, china dealer: 9d. in the pound.—*George Garson*, Great Yarmouth, Norfolk, shipowner: 2s. 6d. in the pound.—*Elizabeth Wrigley*, Failsforth, near Manchester, Lancashire: 3s. 1d. in the pound.—*Thomas Frost*, Marshall-street, Golden-square, Middlesex, printer: 2s. 1d. in the pound.—*Charles Stone*, Cross-street, Blackfriars-road, Surrey, carpenter: 2s. 6d. in the pound.—*Benjamin Borrill*, Kingston-upon-Hull, builder: 4s. 11d. in the pound.—*John Thorburn*, Stamford-street, Blackfriars-road, Surrey, bookbinder: 1s. 9d. in the pound.—*George Lee*, Bloomfields, Lower-road, Deptford, Kent, retired boat-swain: 5s. 4d. in the pound, (making 20s.).—*Rachel Graves*, Russell-place, Old Kent-road, Surrey, widow: 4s. 11d. in the pound.

*Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.*

*Charles Duckers*, Audlem, Cheshire, ensign in the 82nd Regiment of Foot, at Warren's, Market Drayton, Shropshire: 4s. 5d. in the pound, (making with former divs. 20s.).

#### MEETING.

*Thomas Barron*, Clavering, near Saffron Walden, Essex, blacksmith, Feb. 24 at 12, Gee's, Bishop Stortford, sp. aff.

#### FRIDAY, FEB. 11.

##### BANKRUPTS.

**CHARLES KITTO**, Ferdinand-street, Hampstead-rd., Middlesex, retailer of beer, dealer and chapman, Feb. 22 at half-past 2, and March 17 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Simpson & Cobb, 62, Moorgate-street, City.—Fiat dated Feb. 8.

**AARON WOLF**, Brighton, Sussex, furniture broker, dealer and chapman, Feb. 25 at 2, and March 21 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Spyer, 30, Broad-street-buildings.—Fiat dated Feb. 1.

**CHARLES BRYSON**, Broad-street-buildings, London, general dealer, dealer and chapman, Feb. 22 at 2, and March 17 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Spyer, 30, Broad-street-buildings.—Fiat dated Feb. 8.

**WILLIAM PEARCE**, Croydon, Surrey, tailor, Feb. 18 at half-past 12, and March 27 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Hill & Matthews, St. Mary-axe.—Fiat dated Feb. 4.

**THOMAS WILLMOTT**, Upper Eaton-street, Pimlico, Middlesex, surgeon and apothecary, Feb. 22 at 2, and March 29 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Smith, New-inn.—Fiat dated Feb. 10.

**CHARLES LESTER JONES and ROBERT COLE**, Oxford-street, Middlesex, cheesemongers, dealers and chapmen, Feb. 18 at 1 and March 24 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Murray, London-street.—Fiat dated Feb. 7.

**EDWARD HOPWOOD**, Birmingham, coach-spring maker, dealer and chapman, Feb. 22 and March 14 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Powell, Birmingham.—Fiat dated Feb. 3.

**ROBERT WAKE**, Kingston-upon-Hull, merchant, commission agent, dealer and chapman, Feb. 23 and March 15 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Stansfeld; Sols. Wells & Smith, Hull.—Fiat dated Feb. 7.

**LEMON WOOLF and MOSES WOOLF**, Penzance, Cornwall, brewers, maltsters, spirit merchants, and victuallers, dealers and chapmen, Feb. 24 at 1, and March 22 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Roscorla, Penzance; Stogdon, Exeter; Coode & Co., Bedford-row, London.—Fiat dated Feb. 8.

**BENJAMIN HARRIS**, Tewkesbury, Gloucestershire, corn merchant, Feb. 24 at 12, and March 23 at 2, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Chandler & Co., Tewkesbury.—Fiat dated Feb. 1.

**WILLIAM CURTIS**, Cheltenham, Gloucestershire, auctioneer, dealer and chapman, Feb. 25 at 12, and March 24 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Packwood, Cheltenham.—Fiat dated Feb. 7.



**ELLEN OWEN and GRIFFITH OWEN**, Holyhead, Anglesey, drapers and grocers, (carrying on business under the name or style of Griffith Owen), Feb. 29 and March 14 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Feb. 2.

**JOHN STEELE RABLAH**, Barnard Castle, Durham, tanner, currier, and leather cutter, dealer and chapman, Feb. 17 at half-past 1, and March 23 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Laws & Glynn, Newcastle-upon-Tyne; Fry & Co., 80, Cheapside, London.—Fiat dated Jan. 24.

**JOHN ISAIAH GRYLLS**, Pontardulais, **WILLIAM STUBBS**, Llanelly, Carmarthenshire, and **RICHARD BOOTY COUSENS**, York-square, Stepney, Middlesex, (carrying on business under the style of Grylls, Stubbs, & Cousens, engineers, iron foundries, dealers and chapmen, at Llanelly aforesaid), Feb. 24 at 12, and March 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Grove, Llanelly.—Fiat dated Dec. 27.

**JOSEPH BURNSIDE**, Richmond, Yorkshire, timber and iron merchant, dealer and chapman, Feb. 26 and March 18 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Barr & Co., Leeds; Simpson, Richmond; Fidley, Temple, London.—Fiat dated Feb. 3.

**JOSEPH SWIFT and TOM NORTH SWIFT**, Huddersfield, Yorkshire, chemists and druggists, dealers and chapmen, (carrying on business under the style or firm of Swift, Brothers), Feb. 24 and March 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Cronheim, Leeds; Wigglesworth & Co., Gray's-inn, London.—Fiat dated Feb. 8.

**THOMAS TIPPING**, Liverpool, corn dealer, dealer and chapman, Feb. 25 and March 23 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Owen, Liverpool; Nethersole, New-inn, London.—Fiat dated Feb. 7.

**JAMES KEON**, Ashton-under-Lyne, Lancashire, and **THOMAS HARRISON**, Stockport, Cheshire, (lately carrying on business at Manchester, as cap manufacturers), Feb. 21 and March 13 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Smyth, Manchester; Beddome & Weir, 27, Nicholas-lane, London.—Fiat dated Jan. 27.

**WILLIAM COOKSON**, Manchester, joiner and builder, Feb. 24 and March 16 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Wallace, Manchester; Pittendreich & Stevenson, 14, South-square, Gray's-inn, London.—Fiat dated Feb. 4.

#### METTINGS.

**H. Wm. Hemsworth**, Primrose-street, Bishopsgate-street, London, wine merchant, March 3 at 11, Court of Bankruptcy, London, pr. d.—**M. C. Johnstone**, Lamb's Conduit-st., Middlesex, draper, Feb. 25 at 11, Court of Bankruptcy, London, last ex.—**E. J. Allen and F. W. Allen**, Seymour-place, Bryanstone-sq., Middlesex, riding masters, Feb. 23 at half-past 1, Court of Bankruptcy, London, last ex.—**Charles Robertson**, Leicester-place, Leicester-square, Middlesex, master mariner, March 4 at 11, Court of Bankruptcy, London, aud. ac.—**Joseph Baker and John Baker**, Fore-street, London, machinists, March 4 at 11, Court of Bankruptcy, London, aud. ac.—**F. Garland**, North Shields, Northumberland, tailor, March 7 at 11, Court of Bankruptcy, London, aud. ac.—**T. Orpwood**, Bear-street, Leicester-sq., Middlesex, coach currier, March 6 at 1, Court of Bankruptcy, London, aud. ac.—**Frederick Nevill**, Little Love-lane, London, commission agent, March 6 at half-past 1, Court of Bankruptcy, London, aud. ac.—**John Edwards**, Upper Stamford-street, Blackfriars, Surrey, corn merchant, March 3 at 12, Court of Bankruptcy, London, aud. ac.—**Wm. Lawrence**, Ealing, and Regent-street, Oxford-street, Middlesex, straw hat manufacturer, March 3 at 1, Court of Bankruptcy, London, aud. ac.—**Henry Serle**, Oxford, tailor, March 3 at 12, Court of Bankruptcy, London, aud. ac.—**James Dawes**, Gloucester, tailor, March 7 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**F. Smith**, Manchester, innkeeper, March 3 at 12, District Court of Bankruptcy, Manchester, aud. ac.; March 10 at 12, first and fin. div.—**Solomon Riley**, Pilkington, and Manchester, Lancashire, cotton manufacturer, March 6 at 12, District Court of Bankruptcy, Manchester, aud. ac.; March 7 at 12, div.—**George Sandeman**, York-street, Southwark, Surrey, iron-

monger, March 3 at 11, Court of Bankruptcy, London, div.—**Isaac Bass** the younger, Ipswich, Suffolk, painter, March 3 at 12, Court of Bankruptcy, London, div.—**William Thomas**, Catherine-street, Strand, Middlesex, publisher, March 3 at 2, Court of Bankruptcy, London, div.—**Robert Flatman**, Saxmundham, Suffolk, draper, March 3 at half-past 11, Court of Bankruptcy, London, div.—**William Bristow**, Marchmont-street, Brunswick-square, Middlesex, grocer, March 4 at half-past 11, Court of Bankruptcy, London, div.—**John Frederick Cork and James Lawncelot de Carle**, New Bond-street, Middlesex, coach builders, March 6 at half-past 12, Court of Bankruptcy, London, div.—**George Thomas Rollason**, Birmingham, glass dealer, March 14 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**Wm. Stone**, Matlock, Derbyshire, builder, March 3 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—**John Hatfield** the younger, Southwell, Nottinghamshire, victualler, March 3 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—**John Farmer**, Brampton Bryan, Herefordshire, dealer in cattle, March 4 at 11, District Court of Bankruptcy, Birmingham, aud. ac.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

**Fred. Chas. Huenenbeth**, Bristol, wine merchant, March 9 at 11, District Court of Bankruptcy, Bristol.—**Robt. MacDowall Brown**, Sheffield, Yorkshire, merchant, March 3 at 10, District Court of Bankruptcy, Sheffield.—**Ann Collyer**, Stoke Hammond, Buckinghamshire, cowkeeper, March 3 at half-past 11, Court of Bankruptcy, London.—**Andrew Anderson**, Great Titchfield-street, Middlesex, piano forte maker, March 3 at 1, Court of Bankruptcy, London.—**Frederick Nevill**, Little Love-lane, London, commission agent, March 6 at half-past 1, Court of Bankruptcy, London.—**Thomas Orpwood**, Bear-street, Leicester-square, Middlesex, coach carrier, March 6 at 1, Court of Bankruptcy, London.—**Richard Shakespeare**, Banbury, Oxfordshire, tailor, March 6 at half-past 12, Court of Bankruptcy, London.—**John Edwards**, Upper Stamford-street, Blackfriars, Surrey, corn merchant, March 3 at 12, Court of Bankruptcy, London.—**Charles Stevenson**, Howley-place, Paddington, Middlesex, builder, March 3 at half-past 11, Court of Bankruptcy, London.—**James Clark and Edw. Goslin**, North-end, Fulham, Middlesex, maltsters, March 7 at 2, Court of Bankruptcy, London.—**Wm. Robert Barton**, Davies-street, Oxford-street, Middlesex, oilman, March 10 at 11, Court of Bankruptcy, London.—**Robt. M. Joslin**, Stanbourne, Essex, cattle dealer, March 7 at half-past 11, Court of Bankruptcy, London.—**Peter Pattison**, Cornhill, London, tailor, March 7 at 11, Court of Bankruptcy, London.—**Chas. Gream**, Painswick, Gloucestershire, scrivener, March 13 at 11, District Court of Bankruptcy, Bristol.—**Thos. Cresswell**, Twining, Gloucestershire, butcher, March 7 at half-past 12, District Court of Bankruptcy, Bristol.—**Thomas Westall**, Manchester, auctioneer, March 3 at 11, District Court of Bankruptcy, Manchester.—**G. P. Tunney**, Burslem, and Tunstall, Staffordshire, draper, March 6 at 12, District Court of Bankruptcy, Manchester.—**Mark Seton Symon**, Liverpool, merchant, March 6 at 11, District Court of Bankruptcy, Liverpool.—**Michael Archer and Thomas Halsall**, Liverpool, timber merchants, March 7 at 12, District Court of Bankruptcy, Liverpool.—**James Law**, Birkenhead, Cheshire, bookseller, March 7 at 11, District Court of Bankruptcy, Liverpool.—**Wm. Tew**, Walsall, Staffordshire, railway contractors, March 4 at 11, District Court of Bankruptcy, Birmingham.—**Alfred Alsop**, Bonsall, Derbyshire, lead merchant, March 3 at 12, District Court of Bankruptcy, Nottingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before March 3.*

**John White**, St. Benet's-place, Gracechurch-street, London, wine merchant.—**Henry D. Luckman**, Hulme, Manchester, laceman.—**Richard Thomas**, Bridgewater, Somersetshire, coal merchant.—**John Cramond**, Lime-street, London, ship broker.—**Owen Evans**, Grove-lane, Camberwell, Surrey, surgeon and apothecary.

#### PARTNERSHIPS DISSOLVED.

**Jas. Motteram and Thos. Knowles**, Birmingham, attorneys and solicitors.—**John Griffiths and John H. Griffiths**, Hereford, attorneys, solicitors, and proctors.—**John Matthews and Jas. L. M' Rae**, Arthur-street West, London-bridge, London, attorneys at law and solicitors.

## SCOTCH SEQUESTRATIONS.

*John Herdman*, Edinburgh, baker.—*William Hamilton*, Paisley, bleacher.—*William Bowie*, Falkirk, grocer.—*David Robertson*, Aberdeen, insurance broker.—*Magnus Gilbert L. Meason*, Edinburgh, insurance broker.—*Alex. M'Laren & Co.*, Glasgow, fish carvers.—*Jas Macarthur*, Glasgow, merchant.—*Chas. Robertson & Co.*, Aberdeen, china merchants.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Bartholomew Smith*, Mirfield, Yorkshire, tanner, Feb. 24 at 10, County Court of Yorkshire, at Dewsbury.—*William Hanson*, Batley, near Dewsbury, Yorkshire, dyer, Feb. 24 at 10, County Court of Yorkshire, at Dewsbury.—*M. Brooke*, Batley, near Dewsbury, Yorkshire, labourer, Feb. 24 at 10, County Court of Yorkshire, at Dewsbury.—*Wm. Makepeace*, Stroud, Kent, stationer, March 4 at 10, County Court of Kent, at Rochester.—*Chas. J. Thompson*, Stafford, cabinet maker, Feb. 21 at 10, County Court of Staffordshire, at Stafford.—*Jas. Osborne*, Alrewas, Staffordshire, farmer, Feb. 18 at 10, County Court of Staffordshire, at Lichfield.—*Wm. Cleaver*, Wellingborough, Northamptonshire, tailor, Feb. 24 at 11, County Court of Northamptonshire, at Wellingborough.—*John Allen*, Rugeley, Staffordshire, hair dresser, Feb. 19 at 10, County Court of Staffordshire, at Rugeley.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Feb. 25 at 10, before Mr. Commissioner LAW.*

*Arthur Dyson*, Shoreditch, Middlesex, printer.

*Feb. 28 at 10, before Mr. Commissioner LAW.*

*Joanna Hargartye*, widow, South-bank, Notting-hill, Middlesex, in no business.—*Wm. John Luching*, Sanford's-lane, West Hackney, Middlesex, fruiterer.

*Feb. 28 at 10, before Mr. Commissioner PHILLIPS.*

*James Essex*, Britannia-row, Lower-road, Islington, brick-layer.—*Wm. Henry Sims*, Sharper's-alley, West-st., Smithfield, London, brass founder.—*James Myers*, Clarendon-place, Camberwell, Surrey, tailor.

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

*Feb. 25 at 11, before Mr. Commissioner HARRIS.*

*Wm. Jos. Stiff*, Winchester-street, Pentonville, Middlesex, newspaper reporter.—*Robt. Orford*, New Inn-yard, Shoreditch, Middlesex, coffee roaster.—*Ed. Frank Chas. Mainwaring*, Copenhagen-st., Barnsbury-road, Islington, Middlesex, medical student.

*Feb. 25 at 10, before Mr. Commissioner PHILLIPS.*

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LONDON, FEBRUARY 19, 1848.

THE discretion of counsel to bind their clients has lately been called in question, we apprehend, without due consideration. In practice, it does not often occur that there is any occasion for counsel to exercise his discretion in opposition either to the wishes of the attorney who instructs him, or of the party who instructs the attorney. In general, where a sound and proper relation subsists between the party and his attorney, and between the attorney and counsel, both party and attorney place that degree of confidence in the counsel which will induce them to acquiesce in what he advises; and on the other hand, in most cases, the circumstances are such, that if the counsel cannot induce his clients to acquiesce in the course advised by him, he may, in the exercise of a sound discretion, in the second degree, endeavour to obtain for his clients that which they think for their interest.

Cases, however, of a very different character may sometimes occur, in which there is but one course which counsel, in the exercise of his best judgment, can advise his client to pursue. And then comes the question whether his duty is not to adopt that course, even if it should be opposed to the wish of his client.

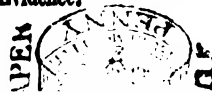
We believe there is no very settled opinion at the Bar whether the authority entrusted to counsel, when a cause is committed to his hands, goes the whole length of placing it in his discretion to conduct the case absolutely as he in his judgment thinks best for his client; so that, if on a material step the client's wish is opposed to his opinion, he ought to act on his own opinion in opposition to the wish of the client. But that this must be the extent of the authority entrusted to counsel will, we think, be apparent upon consideration. For what the client does when he gives a brief, is not to retain the counsel merely to attend the hearing

of the cause, and to be, as it were, fed with instructions from time to time during the trial; but he instructs his counsel generally to conduct the case on behalf of the particular party. We imagine an attorney would be somewhat surprised if his counsel were to be perpetually leaning over the table and asking him step by step whether he should examine this witness, or press this particular point, or make or refuse to make this or that particular admission. We imagine that an attorney so harassed would be apt to say, mentally if not overtly, "Sir, I retained you to judge for me what should be said or left unsaid; not merely to say by your mouth what the party could have said at less expense with his own." It is undoubtedly not the practice in general for counsel to make any material admission, or to consent to any terms of compromise, without consulting with their clients; but that is because in general the question of compromise depends upon facts more within the knowledge of the attorney than of the counsel. But where the circumstances are such that the counsel is in possession of all the facts, and all that has to be determined is, whether to compromise is more for the interest of the client than to fight, then we conceive that it is not only within the province of the counsel, but his bounden duty to make terms for his client, even though the client may not wish it, or to retire from the conduct of the cause.

The extent to which the Courts hold parties bound by the acts of their counsel does not seem quite settled. It is quite clear, that what counsel do, either in the absence of their clients, or in their presence without objection, binds the client. This appears from the following passage in an esteemed work on evidence\*, and the cases there cited:—

"For the purposes of the suit," says Mr. Gresley,

\* Gresley on Evidence.



p. 350, "an admission made by counsel is conclusive; and in subsequent proceedings, or on a re-hearing, if the Court is satisfied that they were really made, cannot be retracted. The party's remedy is against his counsel. (*Bradish v. Gee*, Amb. 229). As, however, they are usually proved by no more satisfactory testimony than the memory of the adverse counsel or the notes which he has made at the back of his brief, their exact force and form are constant subjects of dispute. In a case at common law, Lord Chief Justice Best seems to have thought that, on a new trial, the admissions of the counsel at the former one could not be proved unless the party was himself in court, because the counsel was not the party's agent. Mr. Justice Burrough said, 'Parties are every day bound by the acts and declarations of their counsel; if the plaintiff was in court, heard what his counsel said, and made no objection, I think he is bound.' (*Colledge v. Horn*, 3 Bing. 122). In one case, Mr. Bickersteth having said, 'The bench at the quarter sessions recommended a settlement of the disputes and differences between the parties. An arrangement was accordingly made and reduced into writing, and signed by counsel, and it is sworn that the defendant was present, we have only to prove that he consented.' Sir John Leach, M. R., interposed, 'You have not so much to do, for, it being proved to have been signed by counsel on both sides, it is for the defendant to disprove it.' Mr. Knight, arguing contra, the Master of the Rolls said, 'The only question is, whether the counsel had sufficient authority. In the absence of evidence, the Court will conclude that he had authority, for it is not to be presumed that counsel would enter into an agreement without authority.'" (*Elworthy v. Bird*, Taml. 43).

It is clear, that, as between counsel and attorney, the Court in general is inclined to check interference by the attorney in the conduct of the suit, except through his counsel. But, we conceive, that the authority given by the attorney to the counsel is at any time revocable, and, therefore, that if the attorney is so opposed to the course taken by his counsel as to choose to withdraw the case from his hands, he may do so.

Whether, under such circumstances, the Court will disturb the course of business, and in mercy to the party, give him time to instruct other counsel, must, of course, be a matter in the discretion of the Court. But it is manifest that such an interference with the functions of counsel can very rarely be requisite, and that anything like a frequent adoption of it would be most inconvenient for the transaction of business.

### Rebels.

#### SANATORY\* LEGISLATION.

*The Principles and Practical Efficiency of the Common and Statute Law of England, in Relation to the Promotion of, and Removal of Causes injurious to Public Health.* By J. TOULMIN SMITH, of Lincoln's-inn, Esq., Special Pleader. 12mo., pp. 147.

[Shaw & Sons.]

The appearance of this work is most opportune. At a time when it is proposed to add largely to the Statute

Law already in existence on this subject, it is extremely important that some accurate knowledge should be possessed by the Legislature of the law as it actually exists,—a knowledge which on all subjects would prevent much blundering and mischievous legislation, and which, in the present instance, Mr. Toulmin Smith has here presented in a condensed shape, with so much learning, clearness, and ability, that we earnestly hope this little book will find its way into the hands of at least every member whose vote shall help to determine the fate of Lord Morpeth's Bill. As, however, the best safeguard against ignorance in the Legislators is knowledge in those who make the Legislators, Mr. Smith has, as he informs us in his preface, endeavoured to divest his pages so far of technicalities as to adapt them to the general reader.

The following is the division of Mr. Smith's work:—Chapter I.—Of Nuisances at Common Law. Chapter II.—Of Nuisances enumerated in and affected by various Statutes. Chapter III.—Of the Office and Duties of Coroners; and of Burial. Chapter IV.—Of the Office and Jurisdiction of Commissioners of Sewers. Chapter V.—Of Drainage properly so called. Chapter VI.—Of the Supply of Water. Chapter VII.—Of the proposed Measures of Government.

One of the most curious investigations is that contained in the chapter on the commissioners of sewers, in which the author shews that commissions of sewers have no connexion whatever with *drainage* properly so called, the sole object of their constitution being the preservation of the land from inundation of the sea, which object was, at a later period, extended to the overflow of certain navigable fresh-water streams also. "The word 'sewer' itself," observes Mr. Smith "is alone sufficient to shew the nature of the office created by commissioners of sewers. Sewer is a Saxon word, *see-war*, that is, *sea-fence*, protection against the sea, whatever its construction." (p. 67). He afterwards, (p. 92), after citing the following words of a statute of Charles II., "The breadth of eight yards from the *hores* and brinks of the ditches on either side," observes in a note: "This shews that the word *shore* is not a corruption of sewer, as is often said, but that it was used in reference to the margin of the ditch which lay on the road side, and carried off the filth. Being the sloping margin of the road, the word came to be used instead of the ditch itself. Hence the term 'common shore' often used, means really the drain which bounds the road." We have an instance of the conjunction of the two words in the name "Shoreditch;" respecting which we are tempted to mention the following piece of antiquarianism. In a note in Kelham's Translation of Britton, p. 94, there is given an ancient roll, never before published:—15th year of King John, Roll 20. "*Hereward de Shore Ditch* imprisoned for the murder of *Stephen de Litchington* is suspected; but denies it, therefore let him clear himself by water ordeal. He did clear himself, and *abjured* the realm." This proves, first, that the name Shoreditch did not come, as sometimes asserted, from Jane Shore; secondly, that at that time (King John) the ordeal was not considered sufficient acquittal.

But the value of Mr. Smith's book is not of an antiquarian but of a strictly and eminently practical character; and the valuable practical conclusion to be

mission, and the Health of Towns' Association, in their report, spell it as above. The compounds from 'sano' are generally used in English in reference to the mind. Any form of the word is bad therefore, as applied physically, in our language. But 'sanity' is *always* applied to the mind, (it was also then employed by Cicero), while 'a sanative' is sometimes used for a physical remedy, (so 'sanatio' by Cicero). Hence, it is clear, that 'sanatory' is the only admissible form of the word, if it be used at all; and against that use it would now be vain to protest." Preface, p. 1.

\* On the spelling of this word the author has the following note:—"As a new mode of spelling this word has lately been adopted, a remark on the subject is proper. The First Com-

gathered from the book and the preface together is this, "That the law of England, *as it now exists*, offers the efficient means, to all men who are in earnest, for working out *practical* sanitary improvement." From the paragraphs artfully prepared and industriously circulated respecting the "approach of the cholera," the wonderful discoveries of the sanitary commissioners, and the miraculous efficacy of the application of the powers of the new commission of sewers, some persons became possessed with the fancy that their only hope of salvation lay in sending immediately for the sewer commissioners. We infer, from the author's preface, that he was led by some such cause both to act and to write on this occasion. "The following pages," he says, "owe their immediate appearance to the following circumstances:—In the first weeks of the present year the author was placed upon a committee in one of the Metropolitan suburbs for inquiring into the sanitary condition of the place, with a view to its improvement. Certain novel and theoretical plans having been urged, and been, indeed, the special object of the formation of that committee, the author strenuously urged, in opposition to these, that, in all such cases, the true and only proper and effective course was to put in action those constitutional, regular, and legal means which the law affords. Having endeavoured briefly to point out those means, and having succeeded in *practically carrying out* the ideas with which he first came forward, it was strongly urged on him that those were matters which it would be useful to make more generally known." He afterwards, page 44, note, thus states the course he followed and the result:—"He caused extracts from various statutes to be printed, circulated, and conspicuously posted up, so that the law might be known. He further called on the police in his district to fulfil their duties. The effect, in a few days, was extraordinary; nuisances of long standing, and which were declared by those who had levied them to be incapable of removal, were removed in a few hours."

On the objections to the proposed Government measure connected with the system of centralization, Mr. Smith has the following observations, which, together with many more to the same effect, for which we have not room, are deserving of the most attentive consideration at the present time:—

"When one general law is established, and every local act abolished, every inhabitant of every town may know, and will know, his rights; and every executive officer will not only know his duties, but know that there are on every side of him other towns in which a similar law is working, and which his neighbours will be ready enough to hold up before him, if he does not exert his energies. It will be the interest as well as the duty of every corporate body to strive to the uttermost to discharge faithfully the duties of its office; and one body in each place having in its hands the management of *all* the so nearly connected matters of lighting, paving, cleansing, watering, and draining, &c., there will be no clashing of interests to obstruct their free discharge. But this measure proposes to deaden every such feeling of generous emulation, to destroy every effort at improvement, and to damp every ardour for progressive development of resources. Every town and district throughout England is literally to be tied to the apron-string of a commission of four men sitting in London, as to all matters connected with the everyday welfare and enjoyment of life. Not a town-council can move hand or foot, improve their town, or carry out any public work, but as and how this commission shall be pleased to allow. The proposition is really monstrous, the more monstrous in that there is not the slightest plea of necessity for any such scheme.

"Not only will all local responsibility and self-reliance, which it has ever been the wise policy of English law to encourage, be thus deadened and destroyed, but the spirit of enterprise, already sufficiently depressed by excise and other laws, will find no field for exertion in one of the most extensive and important departments in which it can be developed. It is obvious, that, in all such bodies, be they called commissions or otherwise, the practical working must, and does, always rest with one or two persons generally unseen by the public, and wholly irresponsible. Such is a necessary result. Instead, then, of a stimulus being given to enterprise and to talent in the contrivance of the best public works, and the devising of continual improvements, the theories and crotchets of one or two individuals will, by such a centralized system, be imposed upon all England as compulsory law; every scheme, however excellent, which does not conform to such theories and crotchets being absolutely forbidden. It cannot be necessary to dwell upon this point. That it will be the inevitable result of any central human board, every one must perceive, and its inevitable evils cannot be too strongly represented. Were it not so, however, the assumption that a board in London can, by itself or its instruments, know the wants and the means of a distant town better than the inhabitants of that town, is too preposterous to need a word of comment." (pp. 126, 127).

In lieu of this central commission, with its expensive machinery and cumbrous ramifications, Mr. Toulmin Smith suggests a measure which, besides the great recommendation of being much less expensive, has the advantage of interfering much less with that most important characteristic of the English institutions—the people's management of their own affairs:—

"All that can be needed of any supervision by any Government authority is the *means of compelling the enforcement of the general law* if, and where, it is neglected. Now this might be very simply effected by a very different, but unobjectionable and constitutional, machinery. While these sheets are passing through the press, a proposition of Earl Grey's has appeared for an additional under-secretary for the Colonies. If that step can be taken in one department, there can be no difficulty in appointing an additional under-secretary for the Home Department, to whom all matters relating to public health and education should be committed, and who should always have a seat in the House of Commons. This would be a trifling expense. The expense of the commission and all its machinery will be a very great burthen on the people. To such under-secretary, it might be made the duty of the authorities in every place to send annual returns on certain specified heads, and also plans and specifications of every public work proposed, as well as general plans of each place. It should be made competent for the under-secretary, if at any time those returns were unsatisfactory, or those plans were obviously defective, to instruct the Attorney-General to take proper measures in the Court of Queen's Bench to compel the execution of proper works in the one case, and in the other to restrain from the carrying out of inefficient ones. This would afford the opportunity for the question of the fulfilment or not of the duties required by law, and of the efficiency or not of the works, to be fairly, fully, and openly tried; and such a constitution might be given to the jury who should try it, that their verdict would carry influence and weight." (pp. 128, 129).

A sufficient warning against further submission to swathes and go-carts of the kind provided by Lord Morpeth's bill, (with the best intentions on the part of its noble promoter, we admit), ought to be found in the working results of that preposterous piece of legislation



and fertile parent of jobs, the Metropolitan Buildings Act, (7 & 8 Vict. c. 84), which has imposed an enormous tax upon the district over which it extends, has occasioned the most serious inconvenience to all parties concerned, (except the surveyors, who have made, as they express it, a very good thing of their appointments), and has been honoured since it came into operation by the fall of more buildings newly erected, or in course of erection, than had ever before been known to fall during an equal space of time in the same district.

### ON THE WRIT OF MANDAMUS.

(Continued from p. 6).

Where, by an act of Parliament, a company were empowered to take certain lands for the purpose of forming a pier, for which the company were to make compensation to the owners; and the act provided, that on payment of the purchase-money to the owner, or, if he should "not be able to make a good title," then into the Bank of England, the lands should forthwith vest in the company. The company refusing to complete the purchase, because the title was unsatisfactory, on application for a mandamus to them, to pay the purchase-money to the person claiming to be owner, or into the Bank of England, the Court granted the writ, it appearing that he had endeavoured to obtain a complete title, but could not. (*Reg. v. The Deptford Pier Company*, 8 Adol. & Ell. 910). Where power is given to a company to take lands, upon giving notice to the occupier that they would be required for the purpose of their works, after such notice given they cannot withdraw it, and the Court will compel them to summon a jury to assess the compensation to the owner, although they may have offered to pay all reasonable costs incurred in consequence of their notice. (*Reg. v. Hungerford Market Company*, 4 B. & Ad. 327; see *Reg. v. The Commissioners for improving Market-street, Manchester*, Id. 393). And, where a dock company were incorporated by act of Parliament, which directed, that all actions against the company should be prosecuted against the treasurer or a director for the time being; but that the body or goods, lands, &c., of such treasurer or director should not, by reason of his being defendant in such action, be liable to execution. An action having been brought against the treasurer, and by the treasurer against the plaintiff in the suit, all matters in difference were referred to an arbitrator, who made an award in both cases against the company, and awarded them to pay a certain sum. The Court granted a mandamus to the treasurer and directors to pay the amount so awarded. (*Reg. v. The St. Katherine's Dock Company*, 4 B. & Ald. 360). So, where a dock company were required to make and maintain a new channel with equal depth and breadth at the bottom, and with equal inclination of the sides to the former channel, the Court granted a mandamus to compel the company to repair, although there might be another remedy by indictment. (*Reg. v. The Bristol Dock Company*, 1 G. & D. 287; S. C., 2 Adol. & Ell., N. C., 64; *Reg. v. The St. Katherine's Dock Company*, 4 B. & Ald. 360; *Reg. v. The Victoria Park Company*, 1 Adol. & Ell., N. C., 288). So, where a railway company had encroached upon the turnpike road, the Court granted a mandamus to restore the road according to the provisions of the act. (*Reg. v. The Birmingham and Gloucester Railway Company*, 2 Railw. Cas. 694). It may be laid down as an invariable rule, that whenever there is an act of Parliament constituting a public company, whether railway, dock, or canal company, and they refuse to comply with the provisions of their respective acts of Parliament by which they are regulated, the Court of Queen's Bench will compel them by mandamus, if there is no other sufficient and effectual remedy. (*Reg. v.*

*The Eastern Counties Railway Company*, 10 Adol. & Ell. 531; *Reg. v. The Severn and Wyre Railway Company*, 2 B. & A. 646; *Reg. v. The Eastern Counties Railway Company*, 2 Adol. & Ell., N. C., 569; *Reg. v. The Birmingham and Gloucester Railway Company*, 2 Adol. & Ell., N. C. 47; *Reg. v. The Bristol Dock Company*, 2 Adol. & Ell. N. C., 64; *Reg. v. The Thames and Isis Navigation Company*, 5 Adol. & Ell. 804; *R. v. The Staniford and Headby Canal Company*, 1 M. & S. 32; *Ex parte Home*, 7 B. & C. 632; *Reg. v. The Wilts and Berks Canal Company*, 3 Adol. & Ell. 477; *R. v. The Brecknock and Abergavenny Canal Company*, 3 Adol. & Ell. 217). So, the Court has granted a mandamus to restore the treasurer of the company of the New Waterworks. (*Reg. v. The Governors of New Waterworks*, 1 Lev. 123; S. C., 1 Sid. 169). To swear in the director of an insurance company. (*Anon.*, 1 Stra. 69; see *Reg. v. The London Assurance Company*, 5 B. & A. 899; *Anon.*, 2 Ld. Raym. 989). To a clerk of a company to deliver up all the books that he held of the company. (*Reg. v. Wildman*, 2 Stra. 879). To admit a quaker, upon his affirmation, he having refused to take the oath prescribed by law, into the freedom of the Turkey Company. (*Reg. v. The Turkey Company*, 2 Burr. 934, 1000). To the Scriveners' Company, admit one to practise as a notary; but this only where the person has served such an apprenticeship as the act requires. (*Reg. v. The Scriveners' Company*, 10 B. & C. 511; see 41 Geo. 3, c. 79; *Reg. v. The Scriveners' Company*, 11 Law Journ., N. S., Q. B., 59).

If by law any public duty required to be performed in this country by the East India Company is refused on their part, the Court will in like manner, as in other public companies, enforce obedience by writ of mandamus, if there is no other specific remedy. Thus, where a dispatch was submitted by the directors of the company to the Board of Control, who altered it, and the directors refused to transmit it to India, the Court of Queen's Bench awarded a mandamus to compel them. (*Reg. v. The East India Company*, 1 Nev. & M. 335; 4 B. & Adol. 530; *Ib.*, 4 M. & S. 279; Id. 330).

The Court will in every case where a mandamus is applied for, as we have before seen, exercise a discretion whether it is fit and proper that they should interfere by mandamus, or that the parties should be left to another remedy. We will now consider some of these cases in which they have declined granting this writ. Thus, where certain persons, being carriers, applied to the Court of Queen's Bench for a mandamus to compel a railway company to carry goods along their line of road, there being no clause in their act of incorporation requiring them to carry all goods offered for conveyance, and the company refused, although they had agreed with certain other persons, carriers, to carry their goods to the exclusion of others, the Court of Queen's Bench refused to grant the writ. Patteson, J. in delivering judgment, said, "A mandamus, if granted at all, must be to do something which the company are required to do by the act of Parliament, not something which they are required to do by the general law of the land. Now, it is admitted, that there is no clause in the act requiring the company to take the goods of all persons who present them for conveyance in the carriages of the company; and, indeed, the act seems rather to negative such an obligation. The 171st section\* authorises all persons to use the railway, with car-

\* 3 & 4 Will. 4, c. 36. It is enacted, That all persons shall have free liberty to pass along and upon, and to use and employ the said railway with carriages properly constructed, as by this act directed, upon payment only of such rates and tolls as shall be demanded by the said company, not exceeding the respective rates or tolls by this act authorised, and subject to the rules and regulations which shall from time to time be made by the said company, or by the directors, by virtue of the powers to them respectively by this act granted:



riages properly constructed, on payment of certain rates; and it seems, therefore, that the present applicants may make carriages of their own, and may require the company to allow them to be carried along the railroad. By the 174th section\*, the company are empowered and required to provide locomotive engines or other power for drawing things along the railway, and may recover such sums of money for the use of them as they think proper, in addition to the other rates authorised to be taken. It seems, therefore, that it was not intended by the act to compel the company to take all goods of all persons which might be offered to be conveyed." (*Ex parte Robins*, 7 Dowl. P. C. 566). So, where an act of Parliament for constructing a railway company enacted that no locomotive or other engine, or other description of moving power, should at any time be brought upon or used on the line, unless it should have been approved of by the company, and required them, within fourteen days after notice to them by any person desirous of bringing any engine on the railway, to cause their engineer or other agent to inspect and examine such engine, at any place within five miles of the railway, and to report thereon to the company, when, if approved of by the engineer, the company should give a certificate to the party of their approval; on the return to the writ coming before the Court on demurrer for the insufficiency of the return, the Court held the writ would not lie, because it called on the company to grant their certificate and approval before the engineer had granted his, which was in opposition to the spirit of the act. (*Reg. v. South Eastern Railway Company*, 8 Law Journ., N. S., 285).

Where a railway company took some portion of a person's land, and constructed part of the railway on it, and damaged the remainder of his property which adjoined, and then, two years afterwards, after an apparent delay on the part of the company in giving compensation, and summoning a jury to assess compensation, they stated that they were about to do more works, which would further injure the property, the Court refused to grant a mandamus to compel the company to summon a jury to assess the damages, it appearing that the company were acting *bonâ fide*, and that additional works were in progress. (*Ex parte Parkes*, 9 Dow, 614; see also *Reg. v. The Wiltshire Canal Company*, 8 Dow, 623). Where a mandamus was applied for to compel a company to issue their warrant to summon a compensation jury, by agreement between the parties merely, with a view to obtain the opinion of the Court whether, on the construction of the act, the proceeding by mandamus was the proper remedy, the Court stopped the argument, there being no question *bonâ fide* in contest. (*Reg. v. The Blackwall Railway Company*, 9 Dowl. P. C. 558). So where, by a railway act, 6 & 7 Will. 4, c. 106, s. 29, the sheriff was ordered to summon a jury to award compensation for loss sustained by any person through whose lands the railway might pass; and it enacted, that "the verdict and judgment thereon should be binding and conclusive to all intents and purposes." The under-sheriff, it was alleged, excluded from the jury the question as to damages done by the carts, considering it was not a subject for inquiry under the precept. After the judgment was entered, an application was made for a mandamus to the company to issue another precept to the sheriff, in order that the damages might be assessed on this part of the claim. The Court, however,

\* Sect. 174. That it shall be lawful for the said company, and they are hereby empowered to provide locomotive engines or other power for the drawing or propelling of any articles, matters, or things, persons, cattle, or animals, upon the said railway, and to receive, demand, and recover such sums of money for the use of such engines, or other power, as the said company shall think proper, in addition to the several other rates, tolls, or sums by this act authorised to be taken.

refused the writ; and in delivering judgment said—"The verdict is said to be grossly under the mark, and the plaintiff seeks for this rule on two grounds: first, that the sheriff excluded one ground of damages which ought to have been submitted to the jury; secondly, that the defendant's witnesses proved that a greater amount of damages had been sustained than the jury gave their verdict for. It is admitted that a direct motion for a new trial could not succeed, because the 29th section of the act makes the verdict of the jury final and conclusive; but it was said that this Court might direct a second precept: that would be doing indirectly what this Court cannot do directly." (*Reg. v. The Eastern Counties Railway Company*, 12 Law Journ., Q. B., 271). Where an act of Parliament for constructing a railway gave power to the company to divert or alter the course of any roads\*, the company, in execution of their powers, constructed a viaduct over the turnpike road, and made various other alterations: after completion, the trustees applied for a mandamus to compel the company to execute them in a different manner. No demand having been made on the company previous to applying for the writ by the trustees, requiring them to execute the works as the trustees deemed in conformity with the act, nor anything shewn amounting to a refusal on the part of the company, although the surveyors from time to time during the progress of the work expressed their dissatisfaction of the mode in which the company were proceeding, the Court refused to grant a mandamus. (*Reg. v. The Bristol and Exeter Railway Company*, 12 Law Journ., Q. B., 106).

Where a canal company was authorised by an act of Parliament to purchase lands necessary for the navigation, and were required to inrol the conveyances of such purchased lands with the clerk of the peace, copies whereof were to be good evidence in all courts. After a lapse of sixty-five years from the time of purchase of certain lands, during which time no application had been made to the company to inrol conveyances, the Court refused to grant a mandamus to compel them. (*Reg. v. The Leeds Canal Company*, 11 Adol. & Ell. 316; S. C., 3 Per. & D. 174; and see *R. v. Staniforth*, 1 M. & S. 32; *Reg. v. The Commissioners of Cockermouth*, 1 B. & Adol. 378, 386).

Where, by an act of Parliament (7 Will. 4 & 1 Vict. c. 30), a company was established, with powers to make calls, and to sue and be sued in the name of their treasurer or any director; and an action was brought against the treasurer, and judgment entered up against the company, who appeared to have no assets, the Court refused to grant a mandamus commanding the company to pay the sum recovered and costs. (*Reg. v. The Victoria Park Company*, 1 Adol. & Ell., N. S., 288; see *Reg. v. The St. Katherine's Dock Company*, 4 B. & Adol. 360). So, the Court refused to issue a mandamus requiring the company to make calls to enable them to satisfy the debt, it appearing that calls sufficient to satisfy the judgment had been made, but not paid, and that the company had not now the proper officers for making such calls. (*Reg. v. The Victoria Park Co.*, supra). Quere,

\* Sect. 117. And be it further enacted, that in all cases where in exercise of the powers, &c., any part of any carriage or horse road, &c., shall be found necessary to be cut through, raised, sunk, &c., or so much injured as to be impassable or inconvenient, &c., the company shall, at their own expense, before any such road shall be cut through, sunk, &c., cause another good and sufficient road to be set out and made instead thereof, and such new road shall be as convenient for passengers and carriages as the road so to be cut through, &c., or as nearly so as may be; and where the road cut through, raised, sunk, or injured shall be a turnpike road, the substituted road, if temporary, shall be set out and made, and the principal road shall be restored within six calendar months after the commencement of the operation.

whether, if these circumstances had not appeared, a mandamus would have gone commanding the company to make the calls?) The Court will not grant a mandamus to a private trading company to compel a transfer of stock, standing in their books in the name of a bankrupt, to that of his assignees. (*Rex v. The London Assurance Company*, 5 B. & Ald. 899; S.C., 1 D. & R. 510; *Anon.*, 2 Ld. Raym. 989). Nor to the Bank of England to compel them to transfer stock, because an action would lie if they refused. (*Rex v. The Bank of England*, Doug. 506). Nor to a trading corporation, at the instance of one of its members, to compel them to produce their accounts for the purpose of declaring a dividend of the profits. Abbott, C.J., said, "It is, in effect, an application on behalf of one of several partners to compel his co-partners to produce their accounts of profit and loss, and to divide their profits, if any there be. The examination of the accounts of a trading company may be effectually entered into in the Court of Chancery; but this Court is a very unfit tribunal for such a subject. A mere trading corporation differs materially from those which are intrusted with the government of cities and towns, and, therefore, have important public duties to perform. No instance has been cited in which the Court has granted a mandamus to a corporation like the present; and I think we ought not now to establish the precedent." (*Rex v. The Bank of England*, 2 B. & Ald. 620, 622).

(To be continued).

### London Gazette.

TUESDAY, FEBRUARY 15.

#### BANKRUPTS.

THOMAS PHIPPS, High Holborn, Middlesex, saddler, dealer and chapman, Feb. 24 at 12, and March 30 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Abbott & Co., 8, New-inn.—Fiat dated Feb. 9.

HENRY BURRELL, Bull and Mouth-street, London, lodging-house keeper, dealer and chapman, Feb. 23 at 1, and March 31 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Young, 10, Warwick-square, Newgate-street.—Fiat dated Feb. 11.

JAMES HADDON BROWNLIE, Richmond-st., Princes-street, St. James's, Westminster, Middlesex, cabinet maker and upholsterer, Feb. 21 and April 3 at half-past 11, Court of Bankruptcy, London: Off. Ass. Tarquand; Sol. Kinsey, Bloomsbury-square.—Fiat dated Feb. 14.

HENRY HARVEY, Stock Exchange, London, and St. Paul's-terrace, Islington, Middlesex, stock and share dealer, dealer and chapman, Feb. 21 at half-past 1, and March 31 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Harrison, Walbrook.—Fiat dated Feb. 11.

CHARLES SLADE, Grange, otherwise Grench, next Gillingham, Kent, market gardener, Feb. 21 at 2, and April 3 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Galsworthy & Co., Cook's-court, Lincoln's-inn.—Fiat dated Feb. 4.

HENRY CLARK, Aldermanbury, London, warehouseman, dealer and chapman, Feb. 25 and March 30 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Measrs. Baxter, Lincoln's-inn-fields.—Fiat dated Feb. 9.

ROBERT OAKLEY, Southampton, market gardener, Feb. 24 at half-past 1, and March 30 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Sharpe & Harrison, Southampton; Jones & Co., 1, John-street, Bedford-row.—Fiat dated Feb. 14.

STEPHEN CHARLES TAYLOR, Crescent, New Peckham, Surrey, wine merchant, dealer and chapman, Feb. 25 at half-past 1, and April 1 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Axford, 32, Poultry.—Fiat dated Feb. 12.

THOMAS FREEMANTLE, Bedford New-road, Clapham-rise, Surrey, builder, Feb. 24 and April 1 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Adams, George-street, Mansion-house.—Fiat dated Feb. 14.

GEORGE STOKES the younger, King's Arms-yard, and late of George-yard, Snow-hill, London, and Prestleigh, Somersetshire, cheese dealer, dealer and chapman, Feb. 23 at half-past 11, and March 23 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Buchanan, Basinghall-street.—Fiat dated Feb. 11.

WILLIAM HENRY MANN, Maiden-lane, Cheapside, London, (lead, oil, and colour merchant, dealer and chapman, Feb. 25 at 2, and March 24 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Duncombe, 18, Devereux-court, Strand.—Fiat dated Feb. 9.

MARY EMMA EDWARDS, Bristol, banker, (one of the partners in the North of England Joint-stock Banking Company), Feb. 29 at 12, and March 28 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Smith, Bristol.—Fiat dated Feb. 10.

ELEN EDWARDS, Bristol, banker, (one of the partners in the North of England Joint-stock Banking Company), Feb. 29 at 12, and March 28 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Smith, Bristol.—Fiat dated Feb. 10.

ELIZA ANNE EDWARDS, Bristol, banker, (one of the partners in the North of England Joint-stock Banking Company), Feb. 29 at 12, and March 28 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Smith, Bristol.—Fiat dated Feb. 10.

EVAN PARRY, Pontypool, Monmouthshire, draper, Feb. 28 at 12, and March 27 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. T. G. and J. Phillips, Newport, Monmouthshire.—Fiat dated Feb. 10.

LEWIS POVEY, Wootton-under-Edge, Gloucestershire, printer, bookseller, and stationer, Feb. 28 and March 28 at half-past 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Gray, Bristol.—Fiat dated Feb. 8.

JOHN STEPHENS, Bath, Somersetshire, grocer and tea dealer, Feb. 28 and March 28 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Gray, Bristol.—Fiat dated Jan. 31.

RICHARD JEWELL, Beeralston, Devonshire, boot and shoe maker, beerhouse keeper, dealer and chapman, Feb. 24 at 1, and March 22 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Tucker, Tavistock; Stogdon, Exeter; Jenkinson & Co., Lombard-street, London.—Fiat dated Feb. 5.

WILLIAM STANBURY, Cawsand, Cornwall, grocer, baker, dealer and chapman, Feb. 28 at 11, and March 23 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Rooker, Plymouth; Stogdon, Exeter; Blower & Co., 61, Lincoln's-inn-fields, London.—Fiat dated Feb. 2.

HENRY TUCKER, Colyton, Devonshire, linen draper, dealer and chapman, Feb. 28 at 11, and March 23 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Hancock, Colyton; Terrell, Exeter; Terrell, 14, Gray's-inn-square, London.—Fiat dated Feb. 5.

ROBERT BURNS, Exeter, general draper and tea dealer, Feb. 28 and March 22 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Turner, Exeter; Cowland, 14, Lincoln's-inn-fields, London.—Fiat dated Feb. 9.

ALFRED FURNISS, Derby, grocer and general dealer, Feb. 25 and March 17 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Moss, Derby.—Fiat dated Feb. 9.

THOMAS CATTEL WILCOX, Birmingham, linen draper, dealer and chapman, Feb. 29 and March 21 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Hodgson, Birmingham.—Fiat dated Feb. 11.

THOMAS LOWE the elder and THOMAS LOWE the younger, Whitechurch, Shropshire, bone and guano dealers, dealers and chapmen, Feb. 23 and March 25 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Hodgson, Birmingham.—Fiat dated Feb. 11.

JABEZ RUBERY, Darlaston, Staffordshire, lock manufacturer, dealer and chapman, Feb. 26 and March 25 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Phillips, Wolverhampton; Motteram & Co., Birmingham.—Fiat dated Feb. 7.

WILLIAM HENRY BUSHELL, Manchester, innkeeper, dealer and chapman, Feb. 26 and March 17 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Wilson, Manchester; Chester & Co., Staple-inn, London.—Fiat dated Feb. 9.

**THOMAS BUTTERWORTH**, Greenbooth-mills, near Rochdale, Lancashire, woollen manufacturer, dealer and chapman, Feb. 25 and March 17 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Woods & Jackson, Rochdale; Norris & Co., 20, Bedford-row, London.—Fiat dated Feb. 7.

**SIMON RUTLAND**, Hoasthorpe, Lincolnshire, coachmaker, wheelwright, and farmer, dealer and chapman, March 1 and 22 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Stansfeld; Sols. Staniland & Chapman, Boston; Tooke & Co., Bedford-row, London.—Fiat dated Feb. 4.

#### MEETINGS.

**Chas. Gream**, Painswick, Gloucestershire, scrivener, March 9 at half-past 12, District Court of Bankruptcy, Bristol, pr. d.—**Jonas M'George**, Wardour-street, Soho, Middlesex, ironmonger, Feb. 26 at 11, Court of Bankruptcy, London, last ex.—**Henry Serle**, Oxford, tailor, March 3 at 12, Court of Bankruptcy, London, last ex.—**Anthony Harrison**, Friar's Goose Alkali Works, near Gateshead, Durham, alkali manufacturer, Feb. 25 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Christopher Martin**, Darlington, Durham, painter, Feb. 28 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**George Douglas**, Bury, Lancashire, draper, Feb. 28 at 11, District Court of Bankruptcy, Manchester, last ex.—**John Gilbert**, Boston-street, Hackney-road, Middlesex, millwright, March 9 at 12, Court of Bankruptcy London, aud. ac.—**Edward G. Shackell**, Leadenhall-street, London, grocer, March 9 at 12, Court of Bankruptcy, London, aud. ac.—**Rich. Baker**, Cheapside, London, tailor, March 9 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Thomas Brooks**, Hoxton Old-town, Middlesex, baker, March 9 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Thos. Pope**, Cockspur-st., Charing-cross, Westminster, Middlesex, and Lombard-street, London, coal merchant, March 9 at 11, Court of Bankruptcy, London, aud. ac.—**Chas. Stuart**, Herbert-street, New North-road, Middlesex, wholesale milliner, March 10 at 12, Court of Bankruptcy, London, aud. ac.—**Charles W. Macbryde**, Watling-st., London, wine merchant, March 7 at 1, Court of Bankruptcy, London, aud. ac.; March 10 at 12, div.—**Wm. Sandilands**, South Lambeth, and Walnutt-tree-walk, Lambeth, Surrey, piano-forte key manufacturer, March 15 at 11, Court of Bankruptcy, London, aud. ac.—**John Vevers**, Cheapside, London, woollen warehouseman, March 16 at 12, Court of Bankruptcy, London, aud. ac.—**James Pasley**, Cannon-street, St. George's in the East, Middlesex, ship owner, March 8 at 2, Court of Bankruptcy, London, aud. ac.—**George Workman**, Brixton, Surrey, beer-shop keeper, March 8 at 12, Court of Bankruptcy, London, aud. ac.—**Richard Wis Philips**, Dorking, Surrey, agent to the Royal Exchange Corporation, London, March 15 at 12, Court of Bankruptcy, London, aud. ac.—**Aron Israel** and **Wm. Turner**, Gt. Tower-street, London, merchants, March 8 at 12, Court of Bankruptcy, London, aud. ac.—**Rob. Hayward**, Landport, Portsea, Southampton, brewer, Feb. 8 at 11, Court of Bankruptcy, London, aud. ac.—**Richard H. Pugh**, Aldermanbury, London, warehouseman, March 8 at 11, Court of Bankruptcy, London, aud. ac.—**R. Yates** and **Thos. H. Williams**, Manchester, merchants, March 7 at 11, District Court of Bankruptcy, Manchester, aud. ac. sep. est. of **R. Yates**; March 8 at 11, div.—**Jonathan Lupton**, Bishop Thornton, Yorkshire, oil merchant, March 7 at 12, District Court of Bankruptcy, Leeds, aud. ac.—**W. Howard**, Leeds, Yorkshire, cloth merchant, March 7 at 12, District Court of Bankruptcy, Leeds, aud. ac.—**Peter Loyall**, Kingston-upon-Hull, miller, March 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. and div.—**James Brett**, Spilaby, Lincolnshire, grocer, March 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—**Thos. Skipworth**, Belton, Lincolnshire, clerk, March 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—**John Robinson**, Beverley, Yorkshire, spirit merchant, March 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. and fin. div.—**Arthur James**, Newcastle-upon-Tyne, oil merchant, March 7 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**Wm. Richardson**, Newcastle-upon-Tyne, glass manufacturer, March 7 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**Sydney Pilling** and **Robert G. Watson**, Gateshead, Durham, wine merchants, March 10 at half-past 10, District Court of Bankruptcy, Newcastle-upon-

Tyne, aud. ac.—**William Buckland**, Chippenham, Wiltshire, innkeeper, March 9 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**Thomas H. Holford**, Dudley, Worcestershire, grocer, March 13 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**James Burt** and **James Burt** the younger, Manchester, and **Wm. T. Watson**, Leeds, Yorkshire, commission agents, March 7 at 12, District Court of Bankruptcy, Manchester, aud. ac.; March 8 at 12, div. sep. est. of **W. T. Watson**.—**John C. Draper**, Liverpool, corn merchant, March 7 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; March 10 at 11, div.—**Wm. D. Scurfield**, Liverpool, shawl man, March 7 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; March 10 at 12, div.—**Nathaniel Bishop** the younger, Honiton, Devonshire, victualler, March 14 at 11, District Court of Bankruptcy, Exeter, aud. ac.; March 15 at 11, div.—**George Edwards**, Newton Abbott, Devonshire, coach builder, March 7 at 11, District Court of Bankruptcy, Exeter, aud. ac.; March 8 at 11, div.—**J. W. Falslow**, Berks, grocer, March 7 at 2, Court of Bankruptcy, London, div.—**John Sedman**, Queen-st., Cheapside, London, colour merchant, March 7 at 2, Court of Bankruptcy, London, div.—**John Walton Robey**, Upper John-st., Fitzroy-square, Middlesex, builder, March 8 at half-past 1, Court of Bankruptcy, London, div.—**George Spearman**, Leeds, Yorkshire, silk mercer, March 8 at 2, Court of Bankruptcy, London, div.—**Jas. Flint**, Lewes, Sussex, linen draper, March 9 at 2, Court of Bankruptcy, London, div.—**John Tittley**, High-street, Southwark, Surrey, woollen draper, March 9 at 2, Court of Bankruptcy, London, div.—**Sam. Handcomb** and **Ebenezer Handcomb**, Woburn, Bedfordshire, dealers in watches, March 15 at 11, Court of Bankruptcy, London, div.—**Ed. Seppings**, Cromer, Norfolk, victualler, March 7 at half-past 10, Court of Bankruptcy, London, div.—**Peter Pattison**, Cornhill, London, tailor, March 7 at 12, Court of Bankruptcy, London, div.—**John Shea**, Aldermanbury, London, woollen warehouseman, March 7 at 2, Court of Bankruptcy, London, div.—**Matthew Johnson**, Leeds, Yorkshire, spindle maker, March 7 at 11, District Court of Bankruptcy, Leeds, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**Aron Israel** and **Wm. Turner**, Great Tower-st., London, merchants, March 8 at 11, Court of Bankruptcy, London.—**Joseph Windle Cole**, Great Winchester-st., London, merchant, March 8 at 12, Court of Bankruptcy, London.—**T. Raymond**, Bishop's-road, Paddington, Middlesex, builder, March 8 at 12, Court of Bankruptcy, London.—**Thomas Carter**, Leeds, Yorkshire, currier, March 7 at 11, District Court of Bankruptcy, Leeds.—**Walter Sheppard**, Manchester, wine merchant, March 9 at 12, District Court of Bankruptcy, Manchester.—**Sam. Dethick**, Newton-heath, near Manchester, common brewer, March 7 at 11, District Court of Bankruptcy, Manchester.—**Geo. Edwards**, Newton Abbott, Devonshire, coach builder, March 8 at 11, District Court of Bankruptcy, Exeter.—**Robert Roberts**, Denbigh, innkeeper, March 7 at 11, District Court of Bankruptcy, Liverpool.—**S. Knight**, Primethorpe, Broughton Astley, Leicestershire, hosier, March 9 at 11, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before March 7.

**John Morison**, Railway-place, Fenchurch-street, London, dealer in sacking.—**Jos. Henry Page**, Pancras-lane, London, auctioneer.—**Wm. Hammer** and **Jno. Hammer**, Whitechapel-road, Middlesex, coach makers.—**Wm. Knight**, Reading, Berkshire, wine merchant.—**Jon. Murray**, Edgware-road, Middlesex, stationer.—**Geo. Wm. Longridge**, Sunderland, Durham, ironmonger.—**John Jones** and **Alice Brown**, Shoeditch, Middlesex, licensed victuallers.—**Christopher Holt**, Bouverie-st., Fleet-st., London, hotel keeper.—**Jas. Butler**, Saffron Walden, Essex, upholsterer.—**George Heath**, Canterbury, draper.—**Thos. Oldaker**, High-st., Southwark, Surrey, hop merchant.

#### FIATS ANNULLED.

**John Bond Cooke** and **George Shaw**, Denton, Lancashire, hat manufacturers.—**Robert Murray**, Liverpool, woollen draper.

#### PARTNERSHIPS DISSOLVED.

**James Matteram** and **Thos. Knowles**, Birmingham, attor[ne]ys

nies and solicitors.—*Robert Fiske* and *Robt. Welham Clarke*, Beccles, Suffolk, attorneys, solicitors, and money scriveners.

#### SCOTCH SEQUESTRATIONS.

*Wm. Gray*, Pleasance, Edinburgh, grain merchant.—*Wm. Marjoribanks Jamieson*, Edinburgh, draper.—*David Yellow-lee*, Edinburgh, coach builder.—*Cumming & Co.*, Dumfries, storekeepers.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*James Wharton*, Manchester, innkeeper, Feb. 25 at 1, County Court of Lancashire, at Manchester.—*Matthew Steel* the younger, Hulme, Manchester, tailor, Feb. 25 at 1, County Court of Lancashire, at Manchester.—*George Paice*, St. Lawrence, Kent, porter to the South-eastern Railway Company, Feb. 25 at 10, County Court of Kent, at Ramsgate.—*John Dainton*, Newport, Monmouthshire, out of business, Feb. 22 at 10, County Court of Monmouthshire, at Newport.—*T. Lee*, Charlestown, Stansfield, Halifax, Yorkshire, innkeeper, Feb. 29 at 11, County Court of Yorkshire, at Todmorden.—*Daniel Walters*, Llwynycroes, Llangunnor, Carmarthenshire, farmer, Feb. 24 at 10, County Court of Carmarthenshire, at Carmarthen.—*Henry Samuel Morris*, Landport, Hampshire, draper, Feb. 21 at 10, County Court of Hampshire, at Newport.—*John May*, Ventnor, Newchurch, Isle of Wight, dairyman, Feb. 21 at 10, County Court of Hampshire, at Newport.—*James White*, Brading, Isle of Wight, Southampton, shoemaker, Feb. 21 at 10, County Court of Hampshire, at Newport.—*Sarah Wright*, Salford, Manchester, out of business, Feb. 25 at 1, County Court of Lancashire, at Manchester.—*Robert Felton Ditchett*, Balsall-leath, near Birmingham, accountant clerk, March 6 at 11, County Court of Warwickshire, at Birmingham.—*Julius Caesar Bradford*, King's Norton, Worcestershire, retail brewer, March 6 at 11, County Court of Warwickshire, at Birmingham.—*George Simmons* the younger, Sandwich, Kent, publican, Feb. 24 at 10, County Court of Kent, at Deal.—*Hannah Couldwell*, Wellgate, Rotherham, Yorkshire, shopkeeper, Feb. 25 at 2, County Court of Yorkshire, at Rotherham.—*Thos. Ankreth*, Walsall, Staffordshire, brassfounder, Feb. 26 at 12, County Court of Staffordshire, at Walsall.—*George Offord*, Coddendam, near Ipswich, Suffolk, blacksmith, Feb. 29 at 10, County Court of Suffolk, at Ipswich.—*Stephen Hayward*, Harrieston, Kent, assistant to a licensed victualler, March 1 at 10, County Court of Kent, at Maidstone.—*J. G. F. Baine*, Ipswich, Suffolk, out of business, Feb. 29 at 10, County Court of Suffolk, at Ipswich.—*Wm. Knight*, Brighton, Sussex, bath keeper, Feb. 19 at 10, County Court of Sussex, at Brighton.—*Thos. Griffiths*, Wolverhampton, Staffordshire, blacksmith, Feb. 28 at 9, County Court of Staffordshire, at Wolverhampton.—*James Pendrell*, Wolverhampton, Staffordshire, out of business, Feb. 28 at 9, County Court of Staffordshire, at Wolverhampton.—*Thomas Gibson* the elder, Liverpool, cabinet maker, Feb. 21 at 10, Liverpool District County Court, at Liverpool.—*Wm. Wells*, Liverpool, assistant schoolmaster, Feb. 21 at 10, Liverpool District County Court, at Liverpool.—*William Holmes*, Bilston, Wolverhampton, Staffordshire, japanner, Feb. 28 at 9, County Court of Staffordshire, at Wolverhampton.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Feb. 29 at 11, before Mr. Commissioner HARRIS.*

*Charles Pearce*, Adam's-row, Hampstead-road, St. Pancras, Middlesex, pie-man.—*George Spankhurst*, Ellis-street, Sloane-st., Chelsea, Middlesex, out of business.—*Charles Pollard*, Wellington-street North, Strand, Middlesex, assistant to a licensed victualler.—*Wm. Hance*, Margaret-street, Spa-fields, Middlesex, baker.—*Joe Williams*, Chapel-street, Stockwell, Surrey, summer-house and Swiss-cottage builder.

*March 1 at 10, before Mr. Commissioner PHILLIPS.*

*John Baker*, Horsley-st., Walworth-common, Surrey, licensed retailer of beer.—*James R. Veal*, Elm-cottage, Old Brompton, Middlesex, warehouseman.

*March 2 at 11, before the CHIEF COMMISSIONER.*

*Geo. Butler*, Park-cottages, Hammersmith, Middlesex, commission agent.—*Geo. Cocker*, Chenies-st., Bedford-sq., Middlesex, Derbyshire spar manufacturer.—*Joseph Brooks*, Packfield-st., Liverpool-road, Islington, Middlesex, officer in the County Court of Requests, Duncan-terrace, Islington.—*Jas. Pidgeon*, Northampton-st., Cambridge-road, Bethnal-green, Middlesex, carman.—*Jas. W. Webster*, John's-place, Marlborough-road, Chelsea, Middlesex, omnibus driver.—*W. Bishop*, Bedford-row, Streatham, Surrey, saddler.

*Saturday, Feb. 12.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*George Wheaton*, Suffolk-st., Cambridge-road, Mile-end, Middlesex, baker, No. 59,422 T; *Fred. Vines*, assignee.—*Sam. Howard*, James-st., Oxford-st., Middlesex, farmer, No. 59,258 T; *Wm. Tombs*, assignee.—*Edw. Russell*, Darlaston, Staffordshire, bricklayer, No. 68,609 C; *Geo. Johnson*, assignee.

*Saturday, Feb. 12.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Edw. J. Hebdin*, East-st., Red Lion-sq., Middlesex, following no trade: in the Debtors Prison for London and Middlesex.—*Geo. Crouch*, Carlton-sq., Old Kent-road, Surrey, London Parcel booking-office keeper: in the Queen's Prison.—*John Brown*, Harrow-road, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Benjamin Berliner*, Duke-st., Aldgate, London, baker: in the Debtors Prison for London and Middlesex.—*Geo. Egleton*, Buttesland-st., Hoxton, Middlesex, paper hanger: in the Debtors Prison for London and Middlesex.—*Wm. Egerton*, Jubilee-st., Mile-end-road, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*John Allen*, Burnham-place, Neate-st., Coburg road, Old Kent-road, Surrey, carpenter: in the Queen's Prison.—*Edwin Hyrons*, New North-street, Red Lion-square, Middlesex, piano-forte manufacturer: in the Debtors Prison for London and Middlesex.—*Charles M. Gannell*, Piccadilly, Middlesex, clerk in the House of Commons: in the Queen's Prison.—*Chas. Riddick*, Loughborough-place, Brixton-road, Surrey, cabinet maker: in the Gaol of Surrey.—*Edw. Frownes*, Beakhephen-st., Long-lane, Bermondsey, Surrey, in no business: in the Queen's Prison.—*Chas. Hallet*, Princes-road, Lambeth, Surrey, beer-shop keeper: in the Queen's Prison.—*Fred. H. Gascayne*, Bruton-street, Bond-st., Middlesex, hair dresser: in the Debtors Prison for London and Middlesex.—*John Datchena*, Camden-place, Southampton-street, Camberwell, Surrey, fruiterer: in the Debtors Prison for London and Middlesex.—*Matthew Tratlies*, Orchard-st., Holland-st., Kensington, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Wm. Phipps*, Church-street, Stoke Newington, Middlesex, straw hat manufacturer: in the Queen's Prison.—*Francis Smith*, Britannia-st., City-road, Middlesex, out of business.—*John Sanders*, Peckham-rye, Surrey, beer-shop keeper: in the Gaol of Horse-monger-lane.—*John H. Williamson*, Fleet-street, London, engraver: in the Debtors Prison for London and Middlesex.—*Jean B. Rover*, Featherstone-buildings, High Holborn, Middlesex, commission agent for the sale of French fancy goods: in the Debtors Prison for London and Middlesex.—*George Prior*, Brading, Isle of Wight, Southampton, innkeeper: in the Gaol of Winchester.—*Edw. W. Williams*, Bristol: in the Gaol of Bristol.—*Joseph Lambert*, Hall-hill, Longframlington, Northumberland, farmer: in the Gaol of Morpeth.—*Sophia W. Wolf*, widow, Southampton, flag maker: in the Gaol of Southampton.—*Edward Maylor*, Crewe, Cheshire, plumber: in the Gaol of Chester.—*Wm. Jones*, Bollington, near Macclesfield, Cheshire, grocer: in the Gaol of Chester.—*Samuel Hanson*, Oldham, Lancashire, joiner: in the Gaol of Lancaster.—*John Osburn*, Pendleton, Salford, Lancashire, shoemaker: in the Gaol of Lancaster.—*John Dyson*, Holme, near Holmfirth, Yorkshire, clothier: in the Gaol of York.—*Wm. Hinchliffe*, Holme, near Holmfirth, Yorkshire, clothier: in the Gaol of York.—*William Wilson*, Golcar, near Huddersfield, Yorkshire, clothier: in the Gaol of York.—*Elizabeth Huggon*, Leeds, Yorkshire, eating-house keeper: in the Gaol of York.—*Jas. A. Fynmore*, Minerva-place, King-st., Woolwich, Kent, lieutenant in her Majesty's

Royal Marines: in the Gaol of Maidstone.—*Elizabeth Jane Morten*, Chorlton-upon-Medlock, Manchester, out of business: in the Gaol of Lancaster.—*Wm. K. Ferguson*, Manchester, commercial traveller: in the Gaol of Lancaster.—*Peter Kirkham*, Salford, Lancashire, butcher: in the Gaol of Lancaster.—*Jos. Wilson*, Batley Carr, near Dewsbury, Yorkshire, cloth finisher: in the Gaol of York.—*John Murray*, Undercliffe, near Bradford, Yorkshire, innkeeper: in the Gaol of York.—*Sam. Hooper*, Brookthorp, Gloucestershire, farmer: in the Gaol of Gloucester.—*Jas. Powis*, Milton, near Gravesend, Kent, lodging-house keeper: in the Gaol of Maidstone.—*Wm. Wearing*, Plymouth, Devonshire, carpenter: in the Gaol of St. Thomas the Apostle.—*Thos. Hughes*, Birkenhead, Cheshire, commission agent: in the Gaol of Chester.—*Seth Hawkyard*, Birkenhead, Cheshire, no business: in the Gaol of Chester.—*Thos. Barningham*, Manchester, rope maker: in the Gaol of Lancaster.—*John Hudson*, Hulme, Manchester, engraver to calico printers: in the Gaol of Lancaster.—*Wm. B. Brewer*, Salford, Manchester, hop merchant: in the Gaol of Lancaster.—*Robt. Green*, Hulme, Manchester, cab proprietor: in the Gaol of Lancaster.—*Evan Owen*, Hafoducha, Llanaber, Merionethshire, farmer: in the Gaol of Dolgelly.

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

*Feb. 29 at 11, before the CHIEF COMMISSIONER.*

*Hen. Fisher*, Ship-yard, Temple-bar, Middlesex, out of business.

*March 1 at 10, before Mr. Commissioner LAW.*

*Chas. Curtis*, Ray-street, Clerkenwell, Middlesex, coach maker.

*At the County Court of Yorkshire, at YORK, Feb. 29 at 11.*

*Thomas T. Smith*, Malton, tea dealer.—*Francis Wilson*, Horbury, near Wakefield, out of business.—*William Wood*, Wakefield, shoemaker.—*Wm. Austerfield*, Wakefield, innkeeper.—*John Farrar*, Leeds, cotton spinner.—*James Davy*, Stanningley, near Leeds, shoemaker.—*Wm. Freeman*, Huddersfield, stone mason.—*Wm. Russell*, Seaton Ross, near Pocklington, brick maker.—*John Brierty*, Wall-hill-barn, near Dobcross, Saddleworth, weaver.—*Jos. Crossley*, Leeds, labourer.—*Joseph Day*, Tong, Birstal, near Bradford, woolcomber.—*Robt. Williamson*, York, out of business.—*Abraham Gambles*, Pudsey Town-end, in Bramley, near Leeds, cloth maker.—*Benj. Standing*, Barwick in Elmet, near Tadcaster, farmer.—*John Wilkinson*, Bowling-lane, near Bradford, stone mason.—*John Fletcher*, Dewsbury, linen draper.—*J. Hodgson*, Beeston, near Leeds, baker.

*At the County Court of Worcestershire, at WORCESTER.*  
*March 15 at 10.*

*Wm. Knowles*, Dudley, cast iron moulder.—*Chas. Hartland*, Twynning, near Tewkesbury, carpenter.—*Edw. Blount*, Bewdley, dealer in cordwood timber.—*Wm. Latham*, Worcester, tailor.

*At the County Court of Kent, at MAIDSTONE, March 1 at 10.*

*Jas. Powis*, Milton, next Gravesend, dealer in toys.

*At the County Court of Suffolk, at IPSWICH, Feb. 29 at 10.*

*John Green*, Combs, near Stowmarket, wheelwright.

*At the County Court of Leicestershire, at LEICESTER,*  
*March 7.*

*John Wright*, Lutterworth, flour dealer.

*At the County Court of Warwickshire, at WARWICK,*  
*March 8.*

*Thomas Green*, Leamington Priors, in no business.

INSOLVENT DEBTOR'S DIVIDEND.

*Thos. Warner*, Feb. 14, Smith's, 15, Wilmington-square: 3s. 5½d. in the pound.

FRIDAY, FEB. 18.

BANKRUPTS.

**JOHN SAUNDERS RAYMENT**, Thomas-st., Millwall, Poplar, Middlesex, builder, dealer and chapman, Feb. 25 and March 31 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Wallis, New Broad-street, City.—Fiat dated Feb. 17.

**JOHN EDWARD SMITH, JAMES RAIT BEARD**, and **RICHARD TEW SMITH**, Cheapside, London, warehousemen, dealers and chapmen, Feb. 25 and March 31 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Hensman, Basing-lane, London.—Fiat dated Feb. 8.

**JOHN BROCKLEHURST**, High Holborn, Middlesex, lamp and gas fitting manufacturer, also manufacturer and engraver of zinc and brass plates manufacturer, dealer and chapman, Feb. 25 at 2, and March 24 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Edwards, 61, Nelson-sq., Blackfriars-road.—Fiat dated Feb. 17.

**STEPHEN STRINGER**, Northumberland-street, New-road, Middlesex, coach plater and lamp maker, dealer and chapman, March 2 and 28 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Abrahams, 4, Lincoln's-inn-fields.—Fiat dated Feb. 14.

**JAMES SCOTT**, Strand, Middlesex, chemist and druggist, manufacturer of medical instruments, dealer and chapman, Feb. 25 at 2, and March 31 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Lewis, New-inn.—Fiat dated Feb. 11.

**JOHN BENTLEY**, St. John-street-road, Clerkenwell, Middlesex, linen and woollen draper, March 1 at 1, and March 31 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Tucker & Stevenson, Sun-chambers, Thread-needle-st.—Fiat dated Feb. 17.

**WILLIAM PAIN BEECHAM**, Hawkhurst, Kent, money scrivener, banker, dealer and chapman, March 2 at 12, and March 28 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Palmer & Co., Bedford-row.—Fiat dated Feb. 15.

**ROBERT MARTIN**, Plymouth, Devonshire, ale and porter merchant, dealer and chapman, March 6 and April 12 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Lavers, jun., Plymouth; Stogdon, Exeter; Ked-dell & Co., 34, Lime-st., London.—Fiat dated Feb. 14.

**CHARLES WESTBROOK**, Stafford, and Shiffnal, Shropshire, shoe manufacturer, March 1 and 29 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Bowen, Stafford.—Fiat dated Feb. 10.

**JOHN BIRCH GREGORY**, Birmingham, straw plait dealer, Feb. 26 and March 25 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Powell, Birmingham; Stanley, 11, Millman-street, Bedford-row, London.—Fiat dated Jan. 31.

**JOHN BINCH**, Nottingham, grocer, dealer and chapman, March 3 and 31 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated Feb. 14.

**FRANCIS BLAIR HENDERSON**, Toxteth-park, Liverpool, ironmonger, dealer and chapman, Feb. 29 and March 22 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Canove; Sols. Woodcock, Hartingdon; Francis & Co., Liverpool; Milne & Co., Temple, London.—Fiat dated Feb. 10.

**JOHN PACKER**, Cheltenham, Gloucestershire, quarryman, dealer in stone, dealer and chapman, March 2 at 12, and April 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Packwood, Cheltenham; Lindo, King's Arms-yard, London.—Fiat dated Feb. 12.

**CHARLES JAMES CHALLENGER**, Quay, Bristol, dealer in salt and fire bricks, dealer and chapman, March 6 and April 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Hartley, Bristol; White & Co., Bedford-row, London.—Fiat dated Feb. 14.

**GEORGE GARTON**, Sheffield, Yorkshire, stock and share broker, dealer and chapman, March 3 and 31 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. W. & H. Rodgers, Sheffield; Rodgers & Co., Cheapside, London.—Fiat dated Feb. 2.

**RALPH DARLING**, Darlington, Durham, miller, dealer and chapman, Feb. 25 at half-past 10, and April 7 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Wilson & Faber, Stockton; Wilde & Co., 21, College-hill, Queen-street, London.—Fiat dated Feb. 5.

**JEHU TOWNLEY**, Manchester, commission-agent, yarn dealer, dealer and chapman, March 3 and 22 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Joynson & Bromiley, Manchester; Bower, Tokenhouse-yard, Lothbury, London.—Fiat dated Feb. 11.

**ALEXANDER MACNAUGHTAN PATTERSON, JOHN WALKER, JAMES BOYDELL, and CHARLES BLAYNEY TREVOR ROPER**, Oak Farm Works, Kingswinford, Staffordshire, iron foundry, iron masters, and edge tool manufacturers, dealers and chapmen, March 4 and April 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Collis, Stourbridge; Motteram & Co., Birmingham.—Fiat dated Feb. 11.

**JAMES JACKSON FERENS and ROBINSON FERENS**, Durham, drapers, grocers, dealers and chapmen, Feb. 24 at half-past 10, and April 3 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Marshall, Durham; Harle, Newcastle-upon-Tyne.—Fiat dated Jan. 26.

**PETER CRUIKSHANK**, Ardwick, Manchester, coal dealer, dealer and chapman, March 4 and 22 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Moseley, Manchester; Mitton & Co., 23, Southampton-buildings, Chancery-lane, London.—Fiat dated Feb. 15.

**JAMES BIRBECK**, Manchester, hackney coach proprietor, livery-stable keeper, dealer and chapman, Feb. 29 and March 22 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Taylor, Manchester; Johnson & Co., Temple, London.—Fiat dated Feb. 15.

**HENRY GULLY FOY**, Taunton, Somersetshire, surgeon and apothecary, Feb. 28 at 11, and March 23 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Reeves & Son, Taunton; Turner, Exeter; Gregory & Co., Bedford-row, London.—Fiat dated Feb. 14.

**THOMAS PAYNE**, Falkingham, Lincolnshire, licensed victualler, dealer and chapman, March 3 and 31 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated Feb. 10.

**RICHARD MARTIN**, Tavistock, Devonshire, tanner, dealer and chapman, Feb. 28 and March 22 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Elworthy, Plymouth; Stogdon, Southernhay, Exeter; Surr & Gribble, Lombard-street, London.—Fiat dated Feb. 10.

#### MEETINGS.

*Richard Harris Pugh*, Aldermanbury, London, warehouseman, March 3 at 11, Court of Bankruptcy, London, last ex.—*George Heath and Geo. Denn*, Canterbury, drapers, March 11 at 11, Court of Bankruptcy, London, last ex. of *George Denn*.—*Wm. McNaught*, Parson's-mead, near Croydon, Surrey, draper, March 4 at 12, Court of Bankruptcy, London, last ex.—*Ed. Snow*, Nottingham, draper, March 17 at 11, District Court of Bankruptcy, Birmingham, last ex.—*Wm. Shiers*, Manchester, paper hanger, March 1 at 12, District Court of Bankruptcy, Manchester, last ex.—*Wm. Draper*, Basingstoke, Southampton, coach maker, March 13 at 1, Court of Bankruptcy, London, and ac.—*Lealey Alexander and Wm. Bardgett*, Old Broad-street, London, merchants, March 13 at 11, Court of Bankruptcy, London, and ac.—*A. Carter*, Romford, Essex, saddler, March 10 at 11, Court of Bankruptcy, London, and ac.—*J. Geale*, New Burlington-mews, Regent-st., Middlesex, job master, March 10 at 2, Court of Bankruptcy, London, and ac.—*G. Bradford*, Bridport, Dorsetshire, baker, March 13 at 11, District Court of Bankruptcy, Exeter, and ac.—*Jas. Edwards*, Allington, Dorsetshire, sack manufacturer, March 13 at 11, District Court of Bankruptcy, Exeter, and ac.—*G. D. Ewens*, Axminster, Devonshire, butter merchant, March 13 at 11, District Court of Bankruptcy, Exeter, and ac.—*Jas. Harper*, Dudley, Worcestershire, and Walsall, Tipton, and Bilston, Staffordshire, mercer, March 14 at 11, District Court of Bankruptcy, Manchester, and ac.; March 15 at 11, div.—*Richard Scholes*, Bury, Lancashire, grocer, March 15 at 11, District Court of Bankruptcy, Manchester, and ac.; March 21 at 11, div.—*John Blackburne*, Liverpool, tailor, March 13 at 12, District Court of Bankruptcy, Liverpool, and ac.—*Wm. Nicholson*, Leeds, Yorkshire, innkeeper, March 21 at 11, District Court of Bankruptcy, Leeds, and ac.—*John Lee*, Coventry, Warwickshire, watch manufacturer, March 15 at 11, District Court of Bankruptcy, Birmingham, and ac.; March 16 at 11, div.—*Richard Linsell*, Shrewsbury, Shropshire, grocer, March 15 at 11, District Court of Bankruptcy, Birmingham, and ac.; March 18 at 11, div.—*Thomas Brooke*, Hoxton Old-town, Middlesex, baker, March 11 at 11, Court of Bankruptcy, London, div.—*Jos. Baker and J.*

*Baker*, Fore-st., London, machinists, March 11 at 11, Court of Bankruptcy, London, div. sep. est. of *J. Baker*.—*E. Baker*, Cheapside, London, tailor, March 11 at half-past 11, Court of Bankruptcy, London, div.—*George Gale*, Winchester, Southampton, corn chandler, March 11 at 1, Court of Bankruptcy, London, div.—*Ed. Goddard Shackel*, Leadenhall-st., London, grocer, March 11 at 12, Court of Bankruptcy, London, div.—*Francis Clark* the younger, Bury St. Edmunds, Suffolk, innkeeper, March 13 at 2, Court of Bankruptcy, London, div.—*Alex. Beattie and Francis Macnaghten*, Nicholas-lane, Lombard-st., London, merchants, March 10 at half-past 12, Court of Bankruptcy, London, div. sep. est. of *F. Macnaghten*.—*Sam. May*, Myddleton-st., Clerkenwell, Middlesex, watch manufacturer, March 10 at 2, Court of Bankruptcy, London, div.—*Philip Blackmore*, Little James-street, Bedford-row, Middlesex, saddler, March 10 at 2, Court of Bankruptcy, London, div.—*David Williams*, Ruthin, Denbighshire, cattle salesman, March 10 at 12, District Court of Bankruptcy, Liverpool, div.—*Sam. Stott, J. Stott, and Wm. Stott*, Rockliffe-vale-mill, near Bacup, Lancashire, cotton spinners, March 14 at 11, District Court of Bankruptcy, Manchester, div. sep. est. of *Sam. Stott*.—*Wm. Richardson*, Newcastle-upon-Tyne, glass manufacturer, March 10 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Arthur James*, Newcastle-upon-Tyne, oil merchant, March 10 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Isaac N. Pearce*, Liverpool, stationer, March 13 at 11, District Court of Bankruptcy, Liverpool.—*Charles Hall*, Uxbridge, Middlesex, grocer, March 10 at half-past 11, Court of Bankruptcy, London.—*Richard Chaplin*, Weatherfield, Essex, straw plait dealer, March 13 at 12, Court of Bankruptcy, London.—*John Phillips*, Cambridge, shoe maker, March 11 at 12, Court of Bankruptcy, London.—*François Dupouy*, Cross-lane, St. Dunstan's-hill, London, wine merchant, March 11 at 1, Court of Bankruptcy, London.—*John Geale*, New Burlington-mews, Regent-street, Middlesex, job master, March 10 at 2, Court of Bankruptcy, London.—*Ch. Stuart*, Herbert-street, New North-road, Middlesex, wholesale milliner, March 10 at 12, Court of Bankruptcy, London.—*James Parker*, Princes-road, Notting-hill, Middlesex, coach proprietor, March 10 at 1, Court of Bankruptcy, London.—*Henry Ashley*, Fleet-street, London, and Little Carter-lane, Doctors'-commons, London, carrier, March 10 at half-past 2, Court of Bankruptcy, London.—*Arthur James*, Newcastle-upon-Tyne, oil merchant, March 10 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Rich. Porritt*, Huddersfield, Yorkshire, banker, March 25 at 11, District Court of Bankruptcy, Leeds.—*Wm. Bedells*, Leicester, paper dealer, March 21 at 11, District Court of Bankruptcy, Nottingham.—*Edward Lee*, Shrewsbury, Shropshire, ironmonger, March 25 at 11, District Court of Bankruptcy, Birmingham.—*George Blake and Jas. Blake*, Liverpool, and Dublin, soap manufacturers, March 10 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Gregory*, Liverpool, hosier, March 10 at 11, District Court of Bankruptcy, Liverpool.—*Eliz. Mooney*, Egremont, Wallasey, Cheshire, upholsterer, March 10 at 11, District Court of Bankruptcy, Liverpool.—*George Lupton*, St. Helen's, Lancashire, tailor, March 9 at 11, District Court of Bankruptcy, Liverpool.—*Chas. Williams*, Liverpool, victualler, March 10 at 11, District Court of Bankruptcy, Liverpool.—*Jas. Edwards*, Allington, Dorsetshire, sack manufacturer, March 13 at 11, District Court of Bankruptcy, Exeter.—*Jos. Tyte*, Clenham-mill, Netherbury, Dorsetshire, flax spinner, March 13 at 11, District Court of Bankruptcy, Exeter.—*Thomas Law*, Manchester and Salford, Lancashire, corn dealer, March 13 at 12, District Court of Bankruptcy, Manchester.—*John Collins*, Manchester, common brewer, March 15 at 11, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 10.*

*Henry W. Frampton*, Bideford, Devonshire, grocer.—*Jos. Boucher*, Bridgnorth, Shropshire, draper.—*Wm. Carruthers*, Desborough-terrace, Harrow-road, Middlesex, builder.—*Sam. Rich*, Kedward, Clifton-street, Fitzroy-square, Middlesex, licensed victualler.—*George Kialmark*, Hampstead-street, St. Pancras, Middlesex, music seller.—*Sam. Hobbs*, Camber-



well-green, Surrey, cook.—*Nathaniel Batho*, Manchester, machine maker.—*Francis H. Agar*, New Windsor, Berkshire, grocer.—*Sarah Sherratt* and *George Sherratt*, Hilton, Marston-upon-Dove, Derbyshire, blacksmiths.—*Wm. Reece* and *Richard Reece*, New Bond-street, Westminster, upholsterers.—*Francis Smith*, Manchester, innkeeper.—*Robert F. Gower* the younger, New Broad-street, London, and Valparaiso, Chili, merchant.—*James Basire*, Red Lion-square, and North Hyde, near Southall, Middlesex, brick maker.—*Rowland Turner*, Old Cavendish-street, St. Marylebone, Middlesex, tailor.—*T. Stott*, Liverpool, laceman.—*Julius Johanning*, Newman-st., Oxford-street, Middlesex, commission agent.—*Samuel Street*, Bedford, draper.—*Thomas Burnell* and *Wm. S. Fitzwilliam*, King William-street, London, merchants.—*John Welsh*, Carlisle, Cumberland, tailor.

## SCOTCH SEQUESTRATIONS.

*William Fearn*, Edinburgh, leather merchant.—*David Stirrat*, junior, Glasgow, merchant.—*Rob. Hall*, Edinburgh, grocer.—*George Armstrong*, Edinburgh, tea dealer.—*Robert Laing*, Woodhall-mill, Edinburgh, paper manufacturer.—*Jas. Wright*, Strathblane, Stirlingshire, wright.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Joseph Drury*, Wellingore, Lincolnshire, labourer, March 11 at 11, County Court of Lincolnshire, at Seaford.—*Michael Weetman*, Dodderhill, Worcestershire, blacksmith, March 17 at 1, County Court of Worcestershire, at Droitwich.—*Josiah Thomas*, Huddersfield, Yorkshire, grocer, March 9 at 10, County Court of Yorkshire, at Huddersfield.—*W. Williams*, Birmingham, earthenware dealer, March 6 at 11, County Court of Warwickshire, at Birmingham.—*Edward Mead*, Birmingham, button maker, March 6 at 11, County Court of Warwickshire, at Birmingham.—*Nathan Levi*, Birmingham, traveller, March 6 at 11, County Court of Warwickshire, at Birmingham.—*John T. Flynn*, Birmingham, collector, March 6 at 11, County Court of Warwickshire, at Birmingham.—*Wm. Marment*, Stroud, Gloucestershire, out of business, March 9 at 10, County Court of Gloucestershire, at Stroud.—*John Bridle*, Milborne, St. Andrew, Dorsetshire, victualler, March 23 at 11, County Court of Dorsetshire, at Blandford.—*Joseph Smith*, Bristol, in no business, March 31 at 11, County Court of Gloucestershire, at Bristol.—*James Bryant*, Hanham, Oldland, Bitton, Gloucestershire, labourer, March 31 at 11, County Court of Gloucestershire, at Bristol.—*Thos. Haynes*, Grantham, Lincolnshire, gardener, March 9 at 10, County Court of Lincolnshire, at Grantham.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

March 3 at 11, before Mr. Commissioner HARRIS.

*Thomas Edward Wall*, Kennington-green, Kennington, Surrey, out of business.

March 3 at 10, before Mr. Commissioner LAW.

*Wm. Edgar*, Newgate-street, London, warehouseman.—*Wm. Roberts*, Fore-street, Cripplegate, London, butcher.—*Joseph Barton*, Winchester-street, Borough-market, Southwark, Surrey, carman.

March 6 at 10, before Mr. Commissioner PHILLIPS.

*F. A. Forster*, Cobourg-place, Queen-street, Hammer-smith, Middlesex, schoolmaster.—*Edw. K. Brewer*, Judd-place East, New-road, Marylebone, Middlesex, commission agent.—*George T. Arnold*, Bristow-street, New North-road, Middlesex, fringe warehouseman.—*Catherine Thomas*, Southbank, Notting-hill, Bayswater, Middlesex, boarding-house keeper.

March 6 at 10, before Mr. Commissioner LAW.

*Cavendish Sturt Lapslie*, Bryanstone-square, Middlesex, in no business.—*Charles James Wilson*, Castle-street, Long-acre, Middlesex, furniture dealer.

Saturday, Feb. 12.

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

(On their own Petitions).

*Wm. Richardson*, Bryan-street, Caledonian-road, Isling-

ton, Middlesex, attorney at law: in the Debtors Prison for London and Middlesex.—*Hen. Mason*, Pembroke-place, Chapel-street, Grosvenor-place, Middlesex, cowkeeper: in the Debtors Prison for London and Middlesex.—*William Coots*, Little Pulteney-street, Golden-square, Middlesex, chimney sweeper: in the Debtors Prison for London and Middlesex.—*Robert Marsh*, Lucas-place, Commercial-road East, Middlesex, ladies' shoe manufacturer: in the Queen's Prison.—*G. F. Taylor*, Wells-row, Upper-street, Islington, Middlesex, fancy stationer: in the Queen's Prison.—*J. H. Morgan*, Acton-street, Gray's-inn-road, Middlesex, in no business: in the Debtors Prison for London and Middlesex.—*Wm. Batt*, Tower-dock, Tower-hill, Middlesex, lighterman: in the Debtors Prison for London and Middlesex.—*Edw. Weekes*, Rochester, Kent, barge master: in the Debtors Prison for London and Middlesex.—*Horatio K. Hughes*, Byron-cottage, Bloomfield-street North, Dalston, Middlesex: in the Debtors Prison for London and Middlesex.—*Walter Miller*, Providence-place, Kentish-town, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Edw. Mitchell* the younger, Ave Maria-lane, Paternoster-row, London, commercial lodging-house keeper: in the Debtors Prison for London and Middlesex.—*L. P. Cowen*, Belinda-cottages, Cannonbury-square, Islington, Middlesex, out of employment: in the Debtors Prison for London and Middlesex.—*Thos. H. Buxton*, Wood-street, Cheapside, London: in the Queen's Prison.—*Wm. Palmer*, Barking, Essex, market gardener: in the Debtors Prison for London and Middlesex.—*Edward J. Stannard*, Singleton East-road, City-road, Middlesex, spirit merchant: in the Debtors Prison for London and Middlesex.—*Wm. Turner*, Myddleton-street, Clerkenwell, Middlesex, goldsmith: in the Queen's Prison.—*Joseph Fair*, Marlborough-row, Golden-square, Middlesex, green grocer: in the Debtors Prison for London and Middlesex.—*John Phillips*, Finner's-court, Old Broad-street, London, tailor: in the Debtors Prison for London.—*Wm. Smith*, Shouldham-street, Bryanstone-square, Middlesex, coach maker: in the Debtors Prison for London and Middlesex.—*John Neeves*, Coles-terrace, Barnsbury-road, Islington, Middlesex, builder: in the Debtors Prison for London and Middlesex.—*Robert Lewis*, Compton-street, Brunswick-square, Middlesex, carrier: in the Debtors Prison for London and Middlesex.—*Wm. Rowe*, Cambridge-road, Cambridge-heath-road, Middlesex, builder: in the Debtors Prison for London and Middlesex.—*Thomas Marshall*, Church-row, Southampton-street, Camberwell, Surrey, dealer in building materials: in the Queen's Prison.—*J. Moorey*, Deptford-bridge, Greenwich, Kent, veterinary surgeon: in the Queen's Prison.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

March 3 at 11, before Mr. Commissioner HARRIS.

*Isaac Stacy*, Clarendon-street, Camberwell New-road, Surrey, retailer of beer.

March 3 at 10, before Mr. Commissioner PHILLIPS.

*John Jones*, King-street, Soho, Middlesex, cork cutter.—*Richard Penn*, Lambeth-walk, Surrey, out of business.

March 6 at 11, before Mr. Commissioner HARRIS.

*Henry Brown*, Union-row, New Kent-road, and Woking, Surrey, carpenter.—*Geo. Greenwell*, Frederick-place, Mile-end-road, Stepney, Middlesex, delivery foreman in the London Docks.—*David Law*, Crooked-lane-chambers, London-bridge, accountant.—*H. K. Hughes*, Byron-cottage, Bloomfield-st., North Dalston, Middlesex, attorney's clerk.—*John Chapman*, Gloucester-terrace, Vauxhall-bridge-rd., Middlesex, plumber.—*Thomas Smith*, Baker's-row, Walworth-road, Surrey, and St. Swithin's-lane, London, commission agent.

March 6 at 10, before Mr. Commissioner LAW.

*Thomas Miller*, White Hart-street, Drury-lane, Middlesex, out of business.—*James Mitchell*, Redcross-street, Cripplegate, London, trimming manufacturer.

*At the County Court of Lancashire, at LANCASTER, March 4 at 10.*

*W. Gough*, Eccleston, glass bottle manufacturer.—*E. Jane Morten*, Chorlton-upon-Medlock, Manchester, out of business.—*Wm. Croasdill*, Colne, draper.—*Peter Kirkham*, Salford, out of business.—*Wm. K. Ferguson*, Manchester, out of business.—*F. B. Lamb*, Salford, out of business.—*Samuel Hanson*, Oldham, joiner.—*John Osburn*, Pendleton, Salford,



boot maker.—*Ernest Barlow*, Ashton-under-Lyne, licensed victualler.—*Amelia Varley*, widow, Cheetham, near Manchester, out of business.—*Edw. Tomlinson*, Clitheroe, labourer.—*James Haworth*, Burnley-lane-head, near Burnley, labourer.—*W. B. Brewer*, Salford, hop merchant.—*J. Hudson*, Hulme, out of business.—*Robert Green*, Hulme, cab proprietor.—*T. Barningham*, Manchester, rope manufacturer.—*Thos. Davies*, Manchester, tobacconist.—*J. G. Lockett*, Hulme, Manchester, commission agent.—*W. Ebbelwhite*, Hulme, Manchester, out of employment.—*Philip Hitching*, Liverpool, tailor.—*T. Wallworth*, Manchester, out of business.—*Cuthbert Fisher*, Preston, out of business.—*James Rawthorne*, Manchester, wheelwright.

At the County Court of Cheshire, at CHESTER CASTLE, March 4 at 10.

*Wm. Bennett*, Waters-green, Macclesfield, brewer.—*Robt. Harkness*, Birkenhead, joiner.—*Isaac Gee*, Macclesfield, in no business.—*John Howard*, Birtles, near Macclesfield, miller.—*Thos. Williams*, Chester, hair dresser.—*Edward Mayler*, Crewe, plumber.—*Wm. Jones*, Bollington, near Macclesfield, out of business.—*Wm. Kirk*, Sutton, near Macclesfield, time keeper to a contractor on the North Staffordshire Railway.—*Seth Hawkyard*, Birkenhead, out of business.—*T. Hughes*, Birkenhead, commission-agent.

At the County Court of Cornwall, at BODMIN, March 8 at 10.

*John Harris*, Luxulion, Cornwall, farmer.

At the County Court of Warwickshire, at COVENTRY, March 6.

*Wm. Kempster*, Duddeston, Birmingham, servant to one of the messengers of the Court of Bankruptcy, at Birmingham.

At the County Court of Lancashire, at LIVERPOOL, March 6 at 10.

*Thos. Harrison* the elder, Kirkdale, near Liverpool, builder.—*Parker Unsworth*, Liverpool, butcher.

INSOLVENT DEBTORS' DIVIDEND.

*Chas. Green*, Heath's, Manchester: 1s. 6d. in the pound.

MEETING.

*Zachariah Smith*, Margaret-street, Cavendish-square, Middlesex, assistant to a publican, March 4 at 11, Child & Kelly's, 32, Bedford-row, London, sp. aff.

MEMBER RETURNED TO SERVE IN PARLIAMENT.—*John Whitehall Dod*, Esq., for the Northern Division of the county of Salop, in the room of Edward James Herbert, commonly called Viscount Clive, now Earl of Powis, called up to the House of Peers.

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# The Jurist

No. 581—VOL. XII.

FEB. 26, 1848.

Price 1s., with Supplement, 2s.

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Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Cases in Bankruptcy ....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, FEBRUARY 26, 1848.

A CASE of a very singular character (*Green v. Green*, V. C. E. 1840) is reported in a note in the 5th vol. of Hare's Chancery Reports, p. 400. The bill stated a settlement on the marriage of S. F. Green and Ann Green, by which certain leasehold houses, and certain furniture and other chattels, and some money deposited in a savings' bank, were settled to the separate use of the wife, remainder to the husband for life, with remainders over. It then stated that the husband, Samuel Francis Green, without the consent of the plaintiff (his wife) had entered into receipt of the rents and profits of the settled premises, had distrained the goods of some of the tenants, and had possessed himself, and sold and disposed of some of the furniture and effects, and had applied such rents and proceeds to his own use; that he had also taken possession of the house No. 2, *Whiting-street*, and threatened in like manner to possess himself of a sum of 30*l.* belonging to the plaintiff in the Lambeth Savings' Bank, being part of the settled property. The plaintiff, upon affidavit of these facts, obtained an ex-parte injunction, restraining the defendant Samuel Francis Green and his agents from receiving or taking any proceedings to recover possession of the money in the savings' bank, or interest thereof, and from taking any further or other proceedings by distress or otherwise, against the tenants or occupiers of the pieces or parcels of ground, messuages or tenements, hereditaments and premises, or other the trust estates, and from receiving the rents and profits thereof, or otherwise intermeddling or interfering with the trust estates, furniture, effects, monies, and premises, and from continuing in possession of the house and premises, No. 2, *Whiting-street*.

On a motion to dissolve this injunction upon the coming in of the answer, it was admitted that the hus-

band had possessed himself of the furniture and effects, and occupied the house No. 2, *Whiting-street*, where the plaintiff (the wife) resided, but the husband said it was with the wife's consent.

It was argued, for the husband, that the injunction, at any rate so far as it restrained the husband from continuing in possession of the house in which the wife resided, and from interfering with the furniture comprised in the settlement, could not be sustained, as it operated as a divorce à mensa et thoro. But the Vice-Chancellor said, "The Court had only to consider whether a trust for the separate use of the wife was created. There was nothing unlawful in the settlement, and he saw nothing to prevent the Court from protecting the interests of the parties under it. If the injunction had the effect attributed to it, a question which he could not determine, the husband would not be without his remedy in the Ecclesiastical Court."

The consequence of this decision might be very singular. It is clear, that restraining the husband from continuing in possession of the house inhabited by his wife, would have the practical effect, if the wife insisted upon inhabiting it, of a divorce à mensa et thoro. Now, if the husband were to take proceedings in the Ecclesiastical Court, and obtain a decree for restitution of conjugal rights, so as to compel the wife to live with him, he of course would be obliged, unless she waived her right to the injunction, to remove her to another house. So that if it happened, as it might happen, that the wife was unable to obtain a tenant for her house, the effect of the injunction and decree of the Ecclesiastical Court, would be to protect her separate property, by rendering it wholly unprofitable. It is clear that the Ecclesiastical Court can have no authority to enforce its decree in such a manner as to nullify the order of the Court of Chancery. It is equally clear that the Court of Chancery does not usually make

an order, where it sees that the regular proceedings of another court over which it has no control, may render the order perfectly useless; nor is there any ground for conceiving that the Court of Chancery, applying its doctrine as to separate estate, possesses any jurisdiction to control the marital right of the husband, in regard to compelling his wife to cohabit with him. Assuming, therefore, that a husband has a right to insist upon his wife cohabiting with him, it might, perhaps, be doubted whether the Court, looking to the protection of a married woman in the enjoyment of her separate estate, is right in making an order which must virtually drive her from that enjoyment, if the husband enforce, on his part a common-law right with which the Court of Chancery does not pretend to interfere.

It may, perhaps, also be doubted as matter of law, whether the doctrine of equity with regard to separate estate, goes so far as to protect the wife in the enjoyment of property, so as to exclude the husband from any other right than such rights of *property* as would otherwise accrue to him in respect of his wife's property. We do not doubt, of course, that the Court has jurisdiction to protect the wife from any interference by the husband with her property, which would subtract from her rights of ownership over it *merely as property*. But if she thinks fit to use it in a form in which she can only be protected in her exclusive enjoyment, by excluding the husband from being in the same locality with herself, then is not restraining the husband doing something more than restraining him from interfering with her separate enjoyment of *property*? Is it not, in fact, restricting his common-law right of being in the presence of his wife? We are aware it may be answered to this, that the wife's separate house is in the legal ownership of her trustees, and that any person but a *cetui que trust*, insisting upon entering such house, is in the nature of a trespasser. But that does not solve the real difficulty, which is, whether a wife, *celle que trust* for her separate use of a house, and having herself a right to the use of such house, does not take it subject to the right of her husband of being present wherever she has a right to be. If, as incident to his right of being present, there is an inevitable user of her property, as by sitting in her chairs, or writing at her table, we apprehend it may be contended, that if the Court cannot sever the right from its incident, the right ought to be allowed to take effect. We believe there is no authority on this point, except *Green v. Green*, which does not appear to have been much argued, and which certainly does not seem to be wholly free from objection.

#### COURT OF QUEEN'S BENCH.

The Court will, on Saturday, February 26, give judgment in the following cases at 12 o'clock:—

<i>Dec d. Lord Egremont v. Langdon</i>	<i>Reg. v. Phillips</i>
<i>Same v. Courtenay</i>	<i>Same v. Inhabitants of Dun-</i>
<i>Same v. Williams and another</i>	<i>kenfield</i>
<i>Hothouse v. James</i>	<i>Same v. Justices of Wilts</i>
<i>Lewis v. Harris</i>	<i>Cannop v. Levy</i>
<i>Jones v. Blount</i>	<i>Blundell v. Drummond</i>
<i>Reg. v. Ryalls</i>	<i>Steven v. Peacock</i>
<i>Dec d. Biddulph v. Poole</i>	<i>Fearon v. Nowall</i>
	<i>Lawrence v. Bradbury</i>

#### ANALYSIS OF THE BILL FOR PROMOTING THE PUBLIC HEALTH.

(*Brought in by Viscount Morpeth, Lord John Russell, Sir George Grey, and Mr. Attorney-General*).

The extent of the interests involved in this measure, and the anxious endeavours of its promoters to conceal from the public its true objects and tendencies, render it important that some easy means should be afforded of knowing and understanding what those objects and tendencies really are. Such means the following analysis of its main provisions will afford. The bill is heavily backed by her Majesty's ministers, but not disproportionately to its real importance. It is, in fact, one vast Political Inclosure Bill—a bill to suppress and inclose all the "open and common fields" provided by our Saxon constitution for the exercise and enjoyment by the subject of those rights and privileges of self-government which have always been recognised as the root and firm basis of English liberties—a scheme strangely out of harmony with the loud outcries of the same class of reformers for public walks, and parks and places for physical exercise and recreation. It is a proposal: take away from every municipal corporation and local jurisdiction in England and Wales the principal part of its powers of managing its own affairs, and regulating its local taxation and expenditure. It is also its first proposal that has been made to give an extensive power of taxation to a non-representative and irresponsible body.

The preamble recites the importance of placing the supply of water, the sewerage\*, drainage, and paving of towns, &c., under one local management, *subject to general central supervision*. What is attempted by the bill is, however, more extensive than this.

Sect. 4 constitutes a *central board of five*, to which the subsequent sections give absolute power.

Sects. 5, 6, and 7, provide for a host of officers of this board and their salaries.

Sect. 8 declares this to be *not* a general act, but a mere partial and local one, the putting in operation of which in any place is to depend on the mere arbitrary will and pleasure of this *central board of five*. As a colour to conceal this arbitrary power, any *five* householders of any town or place, whether large or small, may, without any public meeting, present a petition, upon which the central board may act, "*if and when they shall think fit*."

Sect. 9 provides for inquiries and report to be made by a "superintending inspector," sent down to any place by the *central board of five*.

Sect. 10 gives absolute power to consider the effect of such report (which, from the necessity of the case, can never be a reliable one) to the *central board of five*.

Thus an absolute and irresponsible power is given to the *central board of five* to determine whether or not, and when, means shall be adopted for promoting public health in any town or place throughout all England and Wales.

Sects. 11 to 23 prescribe how the local body which is to do the work of the central board shall be constituted. All the main functions of town councils are taken away from them, and lodged in a local committee; yet the town councils are suffered to exist, stripped of all their powers and authority. A more bungling piece of legislation it would be difficult to conceive.

Care is taken to avoid stating how large the number of the local board shall be, that being left to the Queen in council, which means of course to the will and plea-

\* The authors of the act are evidently not aware of the functions of commissioners of sewers, which is, perhaps, not surprising, as the metropolitan commission is so new, and already craving additional powers.

sure of the *central board of five*, and will be what shall be thought most convenient and subservient to it. So far is this carried, that even the mode of voting for members of the local board and the allowance of expenses are all to depend on the will and pleasure of the *central board of five*, who take care to reserve to themselves also a frequent direct influence in the appointment of the chairman of the body whose constitution is thus entirely placed under their control.

Sect. 24, which, like many others in this act, is contradictory in its parts, allows the local board to appoint officers *subject to the approval of the central board of five*. They have no power to appoint any one on their own authority. All salaries are also to be subject to the will and pleasure of the same *central board of five*.

Sect. 27 orders levels and plans to be taken and made, *as shall be prescribed by the central board of five*.

Sects. 28 to 32 relate to sewers and drains; all works as to which are to be entirely dependent on the consent and approval of the *central board of five*.

Sects. 33 to 35 relate to drains and privies. But no local board, from Berwick to Land's End, is to have authority to enforce the wholesome mode of building a single privy without the express sanction, first had and obtained, of the *central board of five*.

Sect. 36 gives power to the surveyor, in any place, to enter the house of any man in England on a nominal notice of twenty-four hours, without any cause or reason assigned, with any number of workmen, and there to remain as long as he likes, and to open any drains, &c., without any check or power of restraint, and without making any compensation whatever for any damage done or annoyance occasioned. *It is to be his regular duty to do this without cause*, for it is expressly provided, that "if the drain, privy, water-closet, or cess-pool in respect of which such examination is made, *be found to be in proper order and condition*, he shall cause the ground to be closed, and any damage done to be made good as soon as can be;" the expense of the interference or job (not any compensation for it) being defrayed out of the district rate.

Sects. 37 to 41 relate to surface cleansing of streets, &c., and forbid covering or making a single drain in any place in England without the express approval and permission of the *central board of five* first had and obtained. (All soil, filth, &c., collected is *vested in the local board*).

Sect. 42 gives very imperfect powers as to the smoke nuisance; and those only to be put in operation with the consent of the *central board of five*.

Sects. 43 to 47 relate to slaughter-houses, &c.; and the *approval and prescribed rules of the central board of five*, are again indispensable.

Sect. 48 places all the ventilation under the immediate control of the *central board of five*, without even the nominal ministry, as elsewhere, of its tool, the local board. No court of justice, church, chapel, or theatre, or other place of public entertainment, or for the assemblage of large numbers of people (very definite!) is to be built until the *central board of five* has seen the plan, or at all, if they disapprove of the plan. This is an improvement on the Building Act, in simplicity at least.

Sects. 49 and 50 contain inconsistent and unintelligible provisions as to public lodging-houses and underground rooms.

Sects. 51 to 57 relate to streets, &c.; not one of which can be levelled, nor can premises be purchased "for the purpose of widening, opening, enlarging, or otherwise improving it," without the previous consent of the *central board of five*.

Sects. 58 to 65 relate to the supply of water. The most important provisions are contradictory and utterly unintelligible; leaving it only plain that the supply shall be just such as shall be *directed by the central board of five*.

Sects. 66 to 69 relate to burials and burying grounds, of the propriety of which last in any place the *central board of five*, and not the local board, is to be sole judge.

Sect. 70 contains tautological provisions as to purchase of lands by local boards; all which, however, is carefully ordered to be only permissible by *consent of the central board of five*.

Sect. 71 forbids a single contract to the amount of more than 200*l.* being entered into without being first submitted to, and sanctioned by, the *central board of five*.

Sects. 72 to 92 relate to rates, with respect to which our space will only allow us to say, that they are "to be collected and paid in such manner and form, to such extent, and at such times," as the *central board of five* "shall from time to time think proper to direct."

Sect. 94 gives most extraordinary and unheard of powers to the Queen in Council (practically to the *central board of five*) to repeal at pleasure all or any local acts, and to make any new enactments they may please, under the name of "such further directions as may be necessary for adapting any such local act or enactment to the *machinery and provisions of this act*."

Sects. 95 to 98 relate to compensation to ousted officers, surveyors of roads, &c.

Sects. 100 to 105 enforce the arbitrary powers of the *central board of five* over every place brought within the operation of the act; and, in sect. 103, is contained a sweeping clause,—lest by any accident (a groundless fear) any independent powers might seem to be lodged in the local board,—that, in certain cases named, "*and in such other cases as may, from time to time, be directed by the said*" *central board of five*, all particulars which *such central board* shall itself direct shall be submitted to the said *central board of five* as a necessary preliminary to any local proceedings whatever! Thus, not the least thing of any sort can be done by any local board, in any place from Berwick to Land's End, however pressing the emergency, and however obvious the necessity to all familiar with the place, without previous submission to and permission of the mere arbitrary caprice of a *central board of five men in London*, overworked and testy, to speak only of condition and temper, as such unfortunate central board must necessarily be. And lest, by accident, any local board should, at any time, feel disposed to fulfil its real duties, this power to put on the screw is carefully reserved to themselves by the *central board of five*.

Having embodied such an enactment, any further enabling provisions become clearly unnecessary; and, accordingly, the remaining sections of the act relate to mere technical points, arbitrations, legal proceedings, &c.

Not a word is said throughout the act as to the laws now in force for securing public health, or the slightest attempt made to bring those laws into more efficient operation.

On this subject our readers may advantageously refer to Mr. Toulmin Smith's work on the Laws of England relating to Public Health, which we have noticed on a former occasion, and from which we extract the following summary of the author's suggestions:—

"It has been already seen, that effectual and simple measures might readily be adopted for giving full effect to true and real sanitary improvement. It has been seen (pp. 43, 53, &c.), how much and effectually might be done in regard to preventing the accumulation of matters injurious to health, by an amplification, at no additional expense, of the powers of the police. It has also been seen (pp. 106, 107) how the improvement of town and country drainage (the latter of which no proposed measure has touched) might be ensured by simple means, and with no additional public burthen. If the proposed bill in addition to such points and the union of the now scattered functions (see pp. 126, 130)

were to vest in town councils and the local authorities elsewhere, and to make obligatory upon them the regular discharge of the powers by law now vested in courts leet and other various bodies for removal and prevention of nuisances, as well as jurisdiction in all cases in which a right of action or abatement as regards private nuisances now exists, with the addition of the discretionary power to remove such nuisances as have been alluded to in p. 20, on proper compensation being made, together with authority to erect waterworks, &c., (pp. 115, 137); far more and more effectually and simply would be done than is proposed or can be effected by the measure now before Parliament. The carrying out of the suggestion in pp. 128, 130, would effectually secure the efficient enforcement of the duties thus cast on the local authorities."

No government, whether central or local, can be carried on without more or less of jobbing; but we prefer taking our chance of local jobs, against which, as individuals, we may fight with some hope of success, to submitting to vast central jobs as unassailable as windmills; and, above all, we object to an invasion of the Pignies and the Titans at the same time, to the tyranny of a horde of local jobs under the countenance and shelter of five central giants.

We add only one word. If this act, or anything like it, passes into a law, it will have to be recorded in history that the Court of Star Chamber was abolished in 17 Car. 1, A.D. 1641, but was re-established, with greatly increased powers, in 11 Victoria, A.D. 1848.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 62).

Where by an act of Parliament, 7 & 8 Geo. 4, c. 82, (local and personal, public), incorporating a company for supplying a town with water, the company were authorised to make waterworks, weirs, and other like works, in the parish of L., and from time to time regulate and continue the same, subject to certain restrictions therein contained, and to go, enter, and pass in, upon, over, under, and through all or any of the rivers, brooks, streams, waters, highways, &c., and all other lands and places of or belonging to any person or persons, &c., mentioned and specified in the plans and books of reference thereafter mentioned, which plans and books, specifying the lands through which it was intended to pass and the owners, were to be lodged with the clerk of the peace. And the act further empowered them to agree for the purchase of lands, &c.; and the tenants for life, &c., and owners and occupiers of lands through which the works were to pass, were to receive satisfaction for the value of the land and the damages sustained in making the works, the amount to be settled, if necessary, by a compensation jury at the quarter sessions, to be summoned by the company's warrant to the sheriff, on notice to be given, upon which the jury were to assess the purchase-money or compensation, and settle what share was to be allowed to any tenant or person having a particular interest: the sessions were to give judgment for the sum awarded, and the verdict and judgment were to be registered among the records of the quarter sessions, and to be deemed records. Another section of the act further directed the assessment of compensation for any damages not before provided for, accruing by reason of the execution of any of the powers in the act. The company, in carrying out their undertaking, made certain alterations in a weir in L. across a river, which caused a rise in the water so as to damage a mill in L., of which T. was tenant for life: neither the mill, weir, the site, or T.'s name was inserted in the books or plan, nor was the weir within the line of works there described; but that part of the river in which the weir and mill were situated

was. The Court granted a mandamus to the company, commanding them to issue their warrant for a jury to assess the damages sustained by T., upon which the jury assessed a certain sum by way of compensation. On refusal of the company to pay the sum, together with the costs, the Court granted a mandamus to the company to pay the amount so assessed and costs, notwithstanding the statute made the verdict and judgment records of the court of quarter sessions. (*Reg. v. The Company of Proprietors of the Nottingham Old Water Works*, 6 Adol. & Ell. 355). So, where by a statute, 6 & 7 Will. 4, c. 126, the trustees of the Swansea Harbour were empowered to take lands for the purposes of the act, paying a compensation to be assessed by a jury, and the trustees refused to pay after assessment, the Court awarded a mandamus. (*Reg. v. The Trustees of Swansea Harbour*, 8 Adol. & Ell. 430).

Where, by certain acts relating to the navigation of a river, the commissioners were authorised to make such cuts as they should deem necessary for the navigation; it was provided, that if any persons were aggrieved, they were to make complaint to the commissioners, and if on such complaint they were dissatisfied with their order, an appeal was given to the quarter sessions. A person considering himself so aggrieved having applied to the commissioners, without obtaining the relief sought, appealed to the quarter sessions, who awarded him 1600*l.* for damages, and 200*l.* for costs. On refusal by the commissioners to pay this amount, the Court directed a mandamus to issue to compel the payment. (*Reg. v. The Thames Navigation*, 5 Adol. & Ell. 804; S. C., 6 Law Journ., Q. B. 17). So, the Court granted a mandamus to the commissioners of land tax to compel them to proceed to elect a clerk in the department for the rates and duties on windows; (*Reg. v. St. Martin, Westminster*, 1 T. R. 146; see 25 Geo. 3, c. 4); and if elected, a mandamus will go to swear and admit him. (*Reg. v. Thatcher*, 1 D. & R. 246). So, a mandamus lies to the commissioners of the London Court of Requests to hear and determine a suit instituted in their court by the Chamberlain of London. (*Reg. v. The London Court of Requests*, 7 East, 292). So, where a clerk to the commissioners of a court of requests, appointed under a local act, applied for a mandamus to T. H. and the commissioners, to deliver up all books and papers belonging to his office, the Court granted the writ in the first instance. The writ, however, not shewing that the detainer was by a person other than a private individual, was, on argument, held bad. (*Reg. v. Hopkins*, 1 Adol. & Ell., N. S., 161). So, to the commissioners of excise to grant a permit. (*Reg. v. The Commissioners of Excise*, 2 T. R. 385). So, to commissioners of inclosure to set out an occupation road to allotments of land under an inclosure act; but, if a long period is suffered to elapse before applying for the writ, the Court will refuse it. (*Reg. v. Cookermouth*, 1 B. & Adol. 378; *Reg. v. Dean Inclosure*, 2 M. & S. 80; *Reg. v. The Stainforth Canal Company*, 1 M. & S. 32; *Reg. v. Flockwood Inclosure*, 2 Chit. 251). So, to execute an award under an inclosure act, if it distinctly appear by affidavit that the commissioner has been applied to and refused. (*Reg. v. Prior Ditton*, 4 Jur. 193). So to commissioners under a drainage act to administer the oath required to a person elected as a special commissioner. (*Reg. v. Kelt*, 1 Adol. & Ell., N. S., 660; see 41 Geo. 3, c. 136). So, to the Lords Commissioners of the Treasury to issue a Treasury minute or authority for payment of the arrears of a pension, it appearing that the Lords Commissioners of his Majesty's Treasury had granted a retiring pension to a party under the provisions of the 3 Geo. 4, c. 113, and informed him of their intention to submit a vote to Parliament granting him a retired allowance at a certain sum per annum, and the Appropriation Act subsequently granted a sum in gross for the several purposes spe-

cified, amongst which was the pension in question. The party, upon application at different times to the Treasury, was told, that, if he would apply to certain officers named, he would receive his pension and all arrears; but one of those officers stated, that he had no funds, and the other, he had received no authority from the Treasury for that purpose, and refused payment, unless he would enter into a bond to forego certain legal proceedings, which he refused. Lord Denman, C. J., said—The correspondence on the part of the Lords of the Treasury amounts to a recognition that they have the money, and have the control over it; but they seek to annex conditions to the payment, which they have no right to do. If, then, this is only the case of public officers having the control of a sum of money for this particular purpose, there is no reason that a mandamus should not issue. They are officers under the Crown, but the Crown has no more to do with them for this purpose than with any other officers. They are merely parties who have received a sum of money as trustees for an individual, under the provisions of an act of Parliament. (*Reg. v. The Lords Commissioners of the Treasury*, 4 Adol. & Ell. 286, 976; *In re Hand*, Id. 984; *Ex parte Ricketts*, Id. 999). So, the Court will grant a mandamus to the commissioners of tithes, under the Tithe Commutation Act, 6 & 7 Will. 4, c. 71, upon refusal by them to perform any duty assigned by the act. (*Reg. v. The Tithe Commissioners for England and Wales*, 12 Law Journ., Q. B., 109). Where allotments were set out under an inclosure act to a party claiming them, and possession given in or about 1817; there was no road to them, nor any access but through allotments made or land sold under the act to other persons. On motion, in 1829, for a mandamus to the commissioners (who had not yet published their award) to set out an occupation road to the first-mentioned allotments, the Court refused the application, as being too late. (*Reg. v. The Cockermouth Inclosure*, 1 B. & Adol. 378; *Reg. v. Stainforth*, 1 M. & S. 32). Where an act of Parliament authorising commissioners to make a cut for a canal gives them the option of carrying it one of two ways, the Court will not grant a mandamus to make a particular cut. (*Reg. v. The Birmingham Canal Company*, 2 Black. Rep. 708). So, the Court refused a mandamus to commissioners, under a local act, on the application of a company, in order to compel them to perform a contract made with them. So, at the instance of certain ratepayers, ordering them to provide for the execution of the powers under the act, no inconvenience appearing to have been suffered by the inhabitants. (*Reg. v. Cheltenham*, 4 Jur. 1060). So, the Court refused a mandamus to the commissioners of sewers to reimburse the owner of lands a sum of money expended in repairing a sea wall, the damage having arisen by default of the party bound to repair. (*Reg. v. The Sewers in Essex*, 1 B. & C. 477; 1 D. & R. 700). So, to commissioners of bankrupt to certify the bankrupt's conformity to the Lord Chancellor. (*Ex parte John King*, 7 East, 92, n.; 13 Ves. 181; 15 Ves. 120). Nor does a mandamus lie to the commissioners of customs to deliver up certain goods upon which a duty had been paid, but which they held subject to the payment of higher duties, for they were either justified in holding them or not; if not, they were subject to an action; besides which, a mandamus cannot be granted against a party acting merely as officer of the Crown. (*Reg. v. The Customs Commissioners*, 5 Adol. & Ell. 380; S. C., 1 Nev. & P. 536; and see *In re De Bode*, 6 Dow, 776).

Where one of two persons, joint owners of a vessel, died, and the survivor sold the vessel to G., without reference to the deceased owner's claim to a moiety, and after applied to the comptroller of customs to grant a certificate of registry pursuant to the stat. 34 Geo. 3, c. 68, who refused, on the ground that the representa-

tives of the deceased owner did not join in the application, the Court refused to grant the writ. (*Reg. v. The Collector and Comptroller of the Customs of England*, 2 M. & S. 223).

Where the Court for the Relief of Insolvent Debtors, under the 55th section of the 1 & 2 Vict. c. 110, made an order for the payment of a certain portion of an insolvent's pension to his assignees, and had required the commissioners of excise, by whom it was payable, to consent to such order, which they had refused to do, the Court would not grant a mandamus to the commissioners in order to compel them. Williams, J., said, "It appears to me that the words of that section give the commissioners of excise a discretionary power to confer or withhold their consent. I have, therefore, great difficulty in granting a mandamus compelling them to do an act in which the statute says they are to have a discretion." (*In re Philip Hewerd*, 1 Dowl. & L. 753).

Nor does a mandamus lie to the Lords of the Admiralty for payment of the arrears of half-pay of a naval officer, where deductions were made in pursuance of a general order from the Admiralty, although the Lords of the Admiralty, in answer to an application, had given directions for restoring it, but afterwards retracted their consent. (*Ex parte Ricketts*, 4 Adol. & Ell. 999; S. C., 6 Nev. & M. 523; see also *In re Smyth*, 4 Adol. & Ell. 976; and *Re Hand*, Id. 984).

Where a party had a superannuation allowance granted him in pursuance of a Treasury minute, according to 60 Geo. 3, c. 117, in respect of an office; the Treasury minute having been revoked, the Court refused to grant a mandamus to the Lords of the Treasury to restore such minute to their books, and to submit an application to Parliament in the Estimates for the current year for a grant, on account of the allowance sanctioned by the minute. (*Reg. v. The Lords of the Treasury*, *in re Smyth*, 4 B. & Adol. 976; see also *In re Hand*, Id. 984). It is an established rule, that a mandamus will not lie to the Crown or its servants strictly as such, commanding it or them to pay over money in its or their possession, in liquidation of claims on the Crown. (*In re De Bode*, 6 Dow, 776).

Where, by a patent for an invention, it was stipulated that the patentee should supply for his Majesty's service so much of the invented article as should be required, at such reasonable prices as should be settled for that purpose by the Admiralty, the Court refused a mandamus to the Lords of the Admiralty to settle the terms according to the patent, the Court saying they could not grant a mandamus to a public board ordering them to carry a contract into effect. (*Ex parte Paring*, 4 Adol. & Ell. 949; S. C., 6 Nev. & M. 472, per Patteson, J.). Nor does a mandamus lie to the Commissioners of Woods and Forests to compel them to pay a poor-rate in respect of lands holden by them under the Crown. (*Ex parte Reeve*, 5 Dow. 668). Although, as we have before seen, the Court will grant a mandamus in certain cases to the tithe commissioners, still, where an application was made under the 45th section of the act 6 & 7 Will. 4, c. 71, to compel the commissioner to make his award, he having declined, notwithstanding he had inquired into the validity of the modus pending certain tithe suits, the Court refused to grant a mandamus to compel him. (*Re Tithe Commissioners*, 1 Dowl., N. S., 810; *Reg. v. The Tithe Commissioners for England and Wales*, 12 Law Journ., N. S., Q. B., 109).

(To be continued).

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—John Dale Woodburn, of Preston, Lancashire; Edward O' Gard, of Devonport, Devonshire.



## London Gazette.

TUESDAY, FEBRUARY 22.

## BANKRUPTS.

JOHN GODDARD, Outwell, Norfolk, carpenter, dealer and chapman, March 3 at half-past 12, and April 4 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Ollard, Upwell, Norfolk; Hensman, Basing-lane. — Fiat dated Feb. 14.

WILLIAM BULLMORE, Clerkenwell-close, and Bedford-st., Covent-garden, Middlesex, gold and silver wire drawer and thread manufacturer, dealer and chapman, March 2 and April 7 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Wadson & Co., Austin-friars. — Fiat dated Feb. 17.

WILLIAM TANNER and JOHN WARD, Leadenhall-place, and Leadenhall-market, London, leather factors, dealers and chapmen, Feb. 29 at half-past 1, and April 11 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Wire & Child, St. Swithin's-lane. — Fiat dated Feb. 18.

WILLIAM DAVIS, Lock's-bottow, Farnborough, Kent, brewer and innkeeper, dealer and chapman, March 3 at half-past 1, and April 1 at 2, Court of Bankruptcy, London: Off. Ass. Green; Sol. Buchanan, Basinghall-street. — Fiat dated Feb. 21.

WILLIAM BATTEN and ALEXANDER MARSHALL, Ship Tavern-passage, Gracechurch-st., London, cheesemongers, dealers and chapmen, March 1 at 1, and April 5 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Cooper, Old Cavendish-st. — Fiat dated Feb. 19.

WILLIAM CHAMPION STREATFIELD, Cornhill, London, underwriter, a shareholder in, and a director of, the General Maritime Assurance Company, March 7 at 2, and March 31 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lawrance & Plews, Old Jewry-chambers, City. — Fiat dated Feb. 18.

JOSIAH GOODWIN, Birmingham, newspaper proprietor, printer, dealer and chapman, March 1 and April 5 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Bartleet, Birmingham; Holme & Co., New-inn, London. — Fiat dated Feb. 14.

SAMUEL BEDDOE, West Bromwich, Staffordshire, linen draper, March 4 and April 11 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Holland, West Bromwich; Hodgson, Birmingham. — Fiat dated Feb. 16.

JAMES PETER OLDFIELD, Liverpool, commission merchant, March 10 and April 11 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Whitley, Liverpool; Sweeting & Co., Southampton-buildings, London. — Fiat dated Feb. 17.

WILLIAM HANNAH, Liverpool, apothecary, dealer and chapman, March 10 and April 11 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London. — Fiat dated Feb. 17.

THOMAS SIMON JONES, Wrexham, Denbighshire, grocer and provision dealer, March 8 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Hughes, Wrexham; Evans & Son, Liverpool; Philpot, jun., Montague-street, London. — Fiat dated Feb. 17.

WILLIAM MAYLER, Liverpool, clerk to an attorney, (and formerly of Chester, licensed victualler, dealer and chapman), March 7 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Bradley, Liverpool; Walker, Furnival's-inn, London. — Fiat dated Dec. 17.

THOMAS HOLLAND, Bury, Lancashire, provision dealer, tailor and draper, dealer and chapman, March 9 and 30 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Law, Manchester; Gregory & Co., 1, Bedford-row, London. — Fiat dated Feb. 11.

GEORGE ODDY the younger, Dudley-hill, Bradford, Yorkshire, innkeeper, and rope maker, dealer and chapman, March 9 and April 6 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Westmoreland & Taylor, Wakefield; Gregory & Co., Bedford-row. — Fiat dated Feb. 16.

WILLIAM ATKINSON, Colne, and Manchester, Lancashire, cotton and worsted manufacturer, dealer and chapman, (trading under the firm of William Atkinson & Co.), March 3 and 24 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Powdrell; Sols. Cowburn, Settle; Atkinson & Co., Manchester; Cragg & Jeyes, 22, Bedford-row, London. — Fiat dated Feb. 11.

WILLIAM TURPIN, Methley, near Leeds, Yorkshire, builder, dealer and chapman, March 4 and 25 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Turner, Rothwell, near Leeds; Blackburn, Leeds; Cape & Stuart, Gray's-inn, London. — Fiat dated Feb. 17.

WILLIAM DANIEL EWENS, Broadwindsor, Dorsetshire, butter merchant, dealer and chapman, March 7 and 30 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Nicholets & Prout, Bridport; Stogdon, Exeter; Brace & Co., Surrey-street, Strand, London. — Fiat dated Feb. 17.

TRISTRAM WALROND WHITTER, Cullompton and Sampford Peverell, Devonshire, lime burner, dealer and chapman, March 7 and 30 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-street, London. — Fiat dated Feb. 17.

ROBERT DUNN, Devonport, Devonshire, draper, dealer and chapman, March 6 and April 12 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Little, Devonport; Stogdon, Exeter; Soles & Turner, Aldermasbury, London. — Fiat dated Feb. 8.

WILLIAM SKEMP, Bideford, Devonshire, draper, March 6 and 30 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzell; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-street, London. — Fiat dated Feb. 11.

## MEETINGS.

Wm. Barnes, Ludgate-hill, London, bonnet maker, March 17 at 12, Court of Bankruptcy, London, last ex. — *William Burr*, Colham-green, Hillingdon, Middlesex, miller, March 10 at 1, Court of Bankruptcy, London, last ex. — *William Little*, Borough-road, Southwark, Surrey, paper manufacturer, March 10 at 11, Court of Bankruptcy, London, last ex. — *Robt. Brown*, Sutherland-terrace, Cole Harbour-road, Brixton, Surrey, victualler, March 10 at 11, Court of Bankruptcy, London, last ex. — *David E. Colombine*, Regent-street, 8, James's, Westminster, money scrivener, March 10 at 1, Court of Bankruptcy, London, last ex. — *Joseph John Meeds*, Stookport, Cheshire, cotton doubler, March 4 at 11, District Court of Bankruptcy, Manchester, last ex. — *Timothy Fred. Triebner*, Old Broad-st., London, Russia broker, March 14 at 12, Court of Bankruptcy, London, aud. ac. — *J. Cramond*, Lime-st., London, ship broker, March 15 at 12, Court of Bankruptcy, London, aud. ac. — *Charles Skingley*, Maldon, Essex, commission agent, March 15 at 11, Court of Bankruptcy, London, aud. ac. — *Thos. Wood*, Corbet-court, Gracechurch-street, London, attorney at law, March 15 at 11, Court of Bankruptcy, London, aud. ac. — *Rich. Shakespeare*, Banbury, Oxfordshire, tailor, March 14 at 12, Court of Bankruptcy, London, aud. ac. — *Albert P. Owen*, Aylesbury, Buckinghamshire, surgeon, March 14 at half-past 11, Court of Bankruptcy, London, aud. ac. — *Wm. H. Pine*, Honiton, Devonshire, maltster, March 14 at 11, District Court of Bankruptcy, Exeter, aud. ac.; March 15 at 11, div. — *Thos. Slater*, Burnley, Lancashire, pawnbroker, March 14 at 12, District Court of Bankruptcy, Manchester, aud. ac.; March 15 at 12, div. — *John Jacob Flitch*, Newcastle-upon-Tyne, leather dresser, March 14 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; March 16 at 1, div. — *Sampson Langdale* the elder and *Sampson Langdale* the younger, Stockton-upon-Tees, Durham, and Yarm, Yorkshire, corn dealers, March 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac. — *Thomas Hunter*, Bishopwearmouth, Durham, grocer, March 14 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; March 16 at 11, fin. div. — *Robt. Peck*, Newcastle-upon-Tyne, grocer, March 14 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; March 16 at 12, div. — *Fran. Marshall*, Sunderland, Durham, chemist, March 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac. — *Stephen Vertue*, Liverpool, merchant, March 15 at 11, District Court of Bankruptcy, Liverpool, aud. ac. — *George Cappur*, Nantwich, Cheshire, cheese factor, March 15 at 12,



District Court of Bankruptcy, Liverpool, aud. ac.—*John Airt*, Broad-st., Lambeth-butts, Surrey, grocer, March 16 at 2, Court of Bankruptcy, London, div.—*George Clarke*, sham-mills and Burton-mills, Burton Latimer, Northamptonshire, carpet manufacturer, March 14 at 11, Court of bankruptcy, London, div.—*Chas. Stuart*, Herbert-st., New North-road, Middlesex, wholesale milliner, March 14 at 12, Court of Bankruptcy, London, div.—*Wm. Reeve* and *Rich. Reeve*, New Bond-st., Westminster, upholsterers, March 14 at 2, Court of Bankruptcy, London, div.—*Samuel Street*, Bedford, draper, March 14 at 11, Court of Bankruptcy, London, div.—*Jas. Edwards*, Allington, Dorsetshire, sack twine manufacturer, March 15 at 11, District Court of Bankruptcy, Exeter, div.—*Geo. D. Evans*, Axminster, Devonshire, butter merchant, March 15 at 11, District Court of Bankruptcy, Exeter, div.—*Geo. Bradford*, Bridport, Dorsetshire, baker, March 15 at 11, District Court of Bankruptcy, Exeter, div.—*Thos. Howarth*, Rochdale, Lancashire, chemist, March 14 at 12, District Court of Bankruptcy, Manchester, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*John Morrison*, Cheapside, London, tailor, March 15 at 12, Court of Bankruptcy, London.—*Wm. Gribble*, Boston-street, Dorset-sq., Middlesex, builder, March 15 at 12, Court of Bankruptcy, London.—*Chas. Skingley*, Maldon, Essex, commission agent, March 15 at 11, Court of Bankruptcy, London.—*Wm. Tiley*, Reading, Berkshire, common brewer, March 15 at 1, Court of Bankruptcy, London.—*Richard N. Reeve*, Clerkenwell-green, Middlesex, licensed victualler, March 16 at 12, Court of Bankruptcy, London.—*David Watkins*, Abergavenny, Monmouthshire, shoemaker, March 14 at 11, District Court of Bankruptcy, Bristol.—*Albert P. Owen*, Aylesbury, Buckinghamshire, surgeon, March 14 at half-past 11, Court of Bankruptcy, London.—*Thomas M. Inghold*, Ludgate-hill, London, bookseller, March 16 at 11, Court of Bankruptcy, London.—*William Flick*, Oat-lane, London, and Trafalgar-terrace, Mortimer-road, De Beauvoir-square, Middlesex, hosier, March 15 at 1, Court of Bankruptcy, London.—*John Knight*, Waltham St. Lawrence, Berkshire, brewer, March 16 at 11, Court of Bankruptcy, London.—*Geo. Clarke*, Isham-mills and Burton-mills, Burton Latimer, Northamptonshire, carpet manufacturer, March 14 at 11, Court of Bankruptcy, London.—*George Baker*, Newport, Monmouthshire, grocer, March 16 at 11, District Court of Bankruptcy, Bristol.—*J. Lea*, Cheltenham, Gloucestershire, brick maker, March 21 at 11, District Court of Bankruptcy, Bristol.—*Th. Richmond*, Peterborough, Northamptonshire, builder, March 17 at 12, Court of Bankruptcy, London.—*Jose Artus*, Pall-mall, Opera Colonnade, Middlesex, cigar importer, March 17 at 2, Court of Bankruptcy, London.—*Wm. H. Stray*, Lambeth-walk, Surrey, hat manufacturer, March 17 at 1, Court of Bankruptcy, London.—*John Clarke*, Conduit-stables, Conduit-mews, Spring-street, Sussex-gardens, Paddington, Middlesex, job master, March 17 at 11, Court of Bankruptcy, London.—*Charles Wade*, Willsbridge, Bitton, Gloucestershire, miller, March 28 at 11, District Court of Bankruptcy, Bristol.—*John Keddy* and *T. Keddy*, Bridlington, Yorkshire, printers, March 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Francis Marshall*, Sunderland, Durham, chemist, March 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John J. Fitch*, Newcastle-upon-Tyne, leather dresser, March 16 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Wm. Henshall*, Prestbury, Cheshire, and Stoke-upon-Trent, Staffordshire, mineral miller, March 14 at 12, District Court of Bankruptcy, Manchester.—*Eduard Briggs*, Castleton-mills, near Rochdale, Lancashire, hatter, March 16 at 11, District Court of Bankruptcy, Manchester.—*Jos. A. Clarke*, Longton, Stoke-upon-Trent, Staffordshire, china manufacturer, March 21 at 11, District Court of Bankruptcy, Birmingham.—*Jas. Hansor*, Hanley, Staffordshire, hop merchant, March 18 at 12, District Court of Bankruptcy, Birmingham.—*Jonathan Thompson*, Tamworth, Warwickshire and Staffordshire, bookseller, March 16 at 11, District Court of Bankruptcy, Birmingham.—*John D. Blake*, Honiton, Devonshire, innkeeper, March 23 at 1, District Court of Bankruptcy, Exeter.—*Wm. H. Pine*, Honiton, Devonshire, maltster, March 23 at 1, District Court of Bankruptcy, Exeter.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 14.

*John Brittan*, Redlyuch, Wiltshire, market gardener.—*John Jordan*, Coventry, Warwickshire, brewer.—*E. Alanson*, Liverpool, wine merchant.—*James White*, Coventry, Warwickshire, brewer.—*John L. Aldridge*, Coventry, Warwickshire, brewer.—*Robert Price*, Waterloo, Lancashire, dealer in coals.—*Wm. Evans*, Derby, lamp manufacturer.—*T. Howarth*, Rochdale, Lancashire, chemist.—*Geo. Bradford*, Bridport, Dorsetshire, baker.—*Wm. Henry Pitcher*, Guilford-street, Russell-square, Middlesex, dealer and chapman.—*James Hudson*, Newcastle-upon-Tyne, dealer in marine stores.—*John Smith*, South-place, Finsbury-square, Middlesex, surgeon.—*Wm. Harris*, Aberystwith, Cardiganhire, mineral agent.—*Thomas Morley*, Oxford-street, Middlesex, jeweller.—*S. B. Moody*, Fenchurch-street, London, and Georgetown, Demerara, British Guiana, civil engineer.

## FIATS ANNULLED.

*Thomas Parker*, Coventry, Warwickshire, ribbon manufacturer.—*Charles R. Sutton*, Whittlesea, Isle of Ely, Cambridgeshire, corn merchant.

## SCOTCH SEQUESTRATIONS.

*James Macarthur*, Glasgow, merchant.—*Wm. Dick*, Dryburgh Main, Berwickshire, banker.—*Robert and George Dick*, Edinburgh, merchants.—*Thomas Wright*, Glasgow, fruit merchant.—*William Hunter*, Glasgow, merchant.—*B. & J. Crobbie*, Edinburgh, ale merchants.—*J. Hamilton*, Blackland-mill, near Paisley, merchant.—*James Bridge*, Glasgow, coal merchant.—*Murdo M'Leod*, Glasgow, provision merchant.—*Alexander Jamieson*, Stirling, upholsterer.—*Wm. Chalmers*, Edinburgh, commission agent.—*MacIndoe & Bell*, Glasgow, commission merchants.

## DECLARATION OF INSOLVENCY.

*Wm. John Hammond*, Liverpool, comedian, March 6 at 11, District Court of Bankruptcy, Liverpool.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John F. Parker*, West Derby, Walton, Feb. 28 at 10, Liverpool District County Court, at Liverpool.—*A. Snodgrass*, Liverpool, warehouseman, Feb. 28 at 10, Liverpool District County Court, at Liverpool.—*R. Scott*, Lymington, Hampshire, grocer, March 14 at 10, County Court of Hampshire, at Lymington.—*Wm. Fletcher*, Sedgley, Staffordshire, farmer, Feb. 25 at 12, County Court of Worcestershire, at Dudley.—*Wm. Phelps*, Ilminster, Somersetshire, tailor, March 21 at 10, County Court of Somersetshire, at Chard.—*Jas. Tennant*, Bank-parade, Salford, Lancashire, shopkeeper, March 15 at 1, County Court of Lancashire, at Salford.—*James H. Farmer*, Fearnal-beath, Claines, Worcestershire, painter, March 17 at 1, County Court of Worcestershire, at Droitwich.—*Wm. W. Thompson*, Warwick, tobaccoist, March 8 at 10, County Court of Warwickshire, at Warwick.—*Chas. John Chambers*, Leeds, Yorkshire, clerk to a wharfinger, March 8 at 10, County Court of Yorkshire, at Leeds.—*H. Morrison*, Leeds, Yorkshire, out of business, March 8 at 10, County Court of Yorkshire, at Leeds.—*John Moorhouse*, Leeds, Yorkshire, plumber, March 8 at 10, County Court of Yorkshire, at Leeds.—*John Cox*, Leeds, Yorkshire, out of business, March 8 at 10, County Court of Yorkshire, at Leeds.—*Wm. John Bartlett*, Dallington, near Battle, Sussex, out of business, Feb. 28 at 1, County Court of Sussex, at Hastings.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

March 7 at 11, before Mr. Commissioner HARRIS.

*John Warner* the elder, Sussex-street, Tottenham-court-road, Middlesex, carman to a sculptor.—*Samuel Daniel*, Trafalgar-street, Walworth-road, Newington, Surrey, baker.—*M. Conroy*, Richmond-green, Surrey, grocer.—*George Selman*, Strutton-ground, Westminster, Middlesex, soda water manufacturer.

March 9 at 11, before the CHIEF COMMISSIONER.

James Smith, Cavendish-street, New North-road, Hoxton, Middlesex, engineer.—Richard North, Dean-street, Fetter-lane, London, copper-plate printer.—John Nodes, Lindon-place, Notting-hill, Kensington, Middlesex, undertaker.—G. Ross, Great Surrey-street, Christchurch, Surrey, civil engineer.—T. Dobby, Horselydown-lane, Southwark, Surrey, out of employment.

Saturday, Feb. 19.

The following Assignees have been appointed. Further particulars are learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

David Wingfield, Ruscombe, near Stroud, Gloucestershire, lieutenant in the Royal Navy, No. 44,202 C.; Samuel Sturgis, gentleman, new assignee, in the place of Josiah Gardiner, deceased.—Wm. Sherwood, Golden-lane, Cripplegate, London, tailor, No. 59,439 T.; J. B. Mather, assignee.—Wm. Alex. Caldwell, Redditch, Warwickshire, needle dealer, No. 68,103 C.; Robert Wilkes, assignee.—Henry D. Cormack, Davy-hulme, near Manchester, seedsman, No. 68,862 C.; James Lofthouse, assignee.—Jos. Petty, Salford, Lancashire, grocer, No. 68,871 C.; Edward Robinson, assignee.—John Roberts, Manchester, blacksmith, No. 68,904 C.; Henry Elliott, assignee.

Saturday, Feb. 19.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

Simon Coates, Southampton-buildings, Holborn, Middlesex, tavern keeper: in the Debtors Prison for London and Middlesex.—James Robbins, Aldenham-street, St. Pancras-road, Middlesex, wine merchant: in the Debtors Prison for London and Middlesex.—Thomas Flood, Russell-st., Drury-lane, Middlesex, shoe maker: in the Debtors Prison for London and Middlesex.—James Sibley, Felix-place, Shacklewell, Middlesex, baker: in the Debtors Prison for London and Middlesex.—David Terras, Fieldgate-street, Whitechapel, Middlesex, coach smith: in the Debtors Prison for London and Middlesex.—Joseph Braham, Jubilee-place, Commercial-road East, Middlesex, watch maker: in the Debtors Prison for London and Middlesex.—George Laws, Waltham Abbey, Waltham, Essex, paper stainer: in the Debtors Prison for London and Middlesex.—Samuel J. H. Chapman, Seymour-street, Euston-square, Middlesex, plumber: in the Queen's Prison.—Wm. Draper, Newman-street, Oxford-st., Middlesex, upholsterer: in the Queen's Prison.—Fred. A. De Wilde, Wells-street, Oxford-street, Middlesex, ironmonger: in the Queen's Prison.—George Caldwell, Thurlow-sq., Brompton, Middlesex, gentleman: in the Queen's Prison.—Henry L. Howard, Cannon-street, London, gentleman: in the Debtors Prison for London and Middlesex.—Henry Siegenberg, Widegate-street, London, black lead pencil maker: in the Debtors Prison for London and Middlesex.—Isaac Munro, Great George-street, Westminster, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—Giles Stockley, Oxford-street, Middlesex, bookseller: in the Debtors Prison for London and Middlesex.—Joel Lazarus, King-st., Cheap-side, London, importer of foreign goods: in the Queen's Prison.—Wm. Bunker the elder, Mulberry-court, Stepney-green, Middlesex, wheelwright: in the Queen's Prison.—E. Bobbitt, New-street, Golden-square, Middlesex, house agent: in the Queen's Prison.—Wm. Watts, Queen-st., Edgware-road, Middlesex, coal commission agent: in the Debtors Prison for London and Middlesex.—Mary Pryce, Drury-lane, Middlesex, widow, following no business: in the Debtors Prison for London and Middlesex.—Louis Favre, James-st., Haymarket, Middlesex, watch maker: in the Debtors Prison for London and Middlesex.—John Hawkings, Orchard-street, St. Luke's, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—Benjamin Isaacs, Middlesex-street, Spitalfields, Middlesex, dealer in clothes: in the Debtors Prison for London and Middlesex.—Ben. Atkinson, Printer's-place, Bermondsey, Surrey, bricklayer: in the Gaol of Surrey.—William Brown, Waterloo-road, Surrey, baker: in the Gaol of Surrey.—Wm. Wisendon, Strood, Kent, plumber: in the Debtors Prison for London and Middlesex.—Edward Weaver, Paternoster-row, Union-street, Spitalfields, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—Thomas Miller the elder, Long-acre, Middlesex, artist

colour manufacturer: in the Debtors Prison for London and Middlesex.—Thomas Cornwell, Kingland-road, Middlesex, baker: in the Debtors Prison for London and Middlesex.

(On Creditor's Petition).

William Brenning, William-street, Marylebone, Middlesex, waiter: in the Debtors Prison for London and Middlesex.

(On their own Petitions).

Wm. Ebbelwhite, Hulme, Manchester, draper's assistant in the Gaol of Lancaster.—Philip Hitchings, Liverpool, tailor in the Gaol of Lancaster.—Cuthbert Fisher, Preston, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—James G. Lockett, Hulme, Manchester, commission agent: in the Gaol of Lancaster.—James Rawsthorne, Manchester, wheelwright: in the Gaol of Lancaster.—Edward Tomlinson, Citheroe, Lancashire, labourer: in the Gaol of Lancaster.—I. Barlow, Ashton-under-Lyne, Lancashire, licensed victualler in the Gaol of Lancaster.—James Haworth, Burnley-head, near Burnley, Lancashire, labourer: in the Gaol of Lancaster.—Amelia Varley, Cheadam, near Manchester, widow, smallware dealer: in the Gaol of Lancaster.—Thos. Edwards, Ardwick, Manchester, brick maker: in the Gaol of Lancaster.—John Shelmerdine, Heywood, near Bury, Lancashire, licensed victualler: in the Gaol of Lancaster.—W. Cradock, St. Cuthbert, Bedford, carpenter: in the Gaol of Bedford.—Wm. Pinder, Northwam, near Halifax, Yorkshire, excavator: in the Gaol of York.—Thos. Walworth, Manchester, builder: in the Gaol of Lancaster.—Thomas Tomlinson, Chorley, Lancashire, reed maker: in the Gaol of Lancaster.—Richard Lord, Rochdale, Lancashire, green grocer: in the Gaol of Lancaster.—Rob. Lee, Little Clegg, Butterworth, Rochdale, Lancashire, flannel manufacturer: in the Gaol of Lancaster.—John Lindop, Hanley, Staffordshire, in no business: in the Gaol of Stafford.—Benjamin Strickland, East Pennard, near Shepton Mallett, Somersetshire, baker: in the Gaol of Wilton.—May Flower, Litton-mill, Litton, near Radstock, Somersetshire, miller: in the Gaol of Wilton.—Margaret Miller, Bath, Somersetshire, bookseller: in the Gaol of Wilton.—Michael Dunn, Liverpool, provision dealer: in the Gaol of Liverpool.—Chas. M. Browne, Ramsgate, Kent, out of employment: in the Gaol of Dover.—Thomas Jennings, Newent, Gloucestershire, agent and timber dealer: in the Gaol of Gloucester.—James Oram, Brighton, Sussex, baker: in the Gaol of Lewes.—Sarah Medley, Sheffield, Yorkshire, hat seating manufacturer: in the Gaol of Sheffield.—Rich. Bellwin, Burnley, Lancashire, green grocer: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—

March 7 at 11, before the CHIEF COMMISSIONER.

John M. Kingston, Artillery-lane, Bishopsgate-street-without, London, fancy box maker.—Samuel Nison, White Hart-court, Bishopsgate-street-without, London, sculptor.—Jos. C. Bowden, Southchurch, Essex, tailor.—George Round, Cowe King-st., Snow-hill, London, baker.—George Welch, Davis-street, Berkeley-square, Middlesex, shoe maker.—Edward Weekes, Rochester, Kent, barge master.

March 8 at 11, before the CHIEF COMMISSIONER.

John Barnes, Manchester-terrace, Agar-town, St. Pancras, Middlesex, hair dresser.—Robert Marsh, Lucas-place, Commercial-road East, Middlesex, boot maker.

March 8 at 10, before Mr. Commissioner LAW.

Rob. Copeland, Brewer-street, Somers-town, Middlesex, out of business.—Benjamin Berlina, Duke-street, Aldgate, London, baker.

At the County Court of Gloucestershire, at BRISTOL, March 10 at 11.

Edward Wm. Williams, Bristol, cabinet maker.—Charles Chedgroy, Bristol, painter.

At the County Court of Northumberland, at MORPETH, March 25 at 11.

Joseph Lambert, Hall-hill, Long Framlington, farmer.

INSOLVENT DEBTOR'S DIVIDEND.

Edward Telford, 1s. 10d. in the pound: Lowry's, Carlisle.

FRIDAY, FEB. 25.

## BANKRUPTS.

**HENRY BOLTON**, Luton, Bedfordshire, straw manufacturer, dealer and chapman, March 3 and April 7 at 12, Court of Bankruptcy, London: Off. Ass. Cannan: Sols. Lawrance & Plews, Old Jewry-chambers, Old Jewry, London.—Fiat dated Feb. 24.

**JONATHAN BELLCHAMBERS**, Strand, Middlesex, bookseller, dealer and chapman, March 9 at 12, and April 7 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Fry & Co., 80, Cheapside, London.—Fiat dated Feb. 22.

**VALENTINE FRANCIS STRONG** and **WILLIAM HOSKING**, Dye-house-wharf, Clink-street, Southwark, Surrey, coal merchants, March 7 at half-past 12, and April 11 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Miller & Horn, King William-st., City.—Fiat dated Feb. 21.

**GEORGE WILLS**, Tyne-wharf, High-street, Wapping, Middlesex, coal merchant, (trading under the firm of George Wills & Co., at present of No. 5, Pleasant-row, Kentish-town, out of business), March 8 at half-past 12, and April 5 at half-past 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Fourdrinier, College-street, Dowgate-hill.—Fiat dated Feb. 22.

**ROBERT HICKS**, Lower Belgrave-st., Pimlico, Middlesex, apothecary, March 4 and April 14 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Wade & Co., Serjeant's-inn.—Fiat dated Feb. 23.

**HENRY THOMAS STEPHENS**, Rainbow Tavern, French-street, Southampton, licensed victualler, March 2 at 2, and March 31 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Fitch, 23, Southampton-st., Bloomsbury.—Fiat dated Feb. 24.

**GULIELMUS TERTIUS BUTTERFIELD**, the Victory, Oxford-street, Middlesex, drug grinder and dealer in drugs, commercial traveller, victualler, dealer and chapman, March 3 at half-past 12, and April 11 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Minter, Brownlow-st., Holborn.—Fiat dated Feb. 21.

**WILLIAM JOHN BUCKLAND**, the British Queen, East Greenwich, Kent, licensed victualler, March 3 and April 11 at half-past 1, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Dimmock & Co., Clement's-lane.—Fiat dated Feb. 16.

**WILLIAM ASK**, Wakefield, Yorkshire, watchmaker, jeweller, dealer and chapman, March 7 and 28 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Stansfeld; Sols. Reece, Birmingham; Sargent, Norfolk-street, London.—Fiat dated Feb. 21.

**WILLIAM SMITH**, South Stockton, Yorkshire, ship builder, dealer and chapman, March 9 and April 6 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Petty, Stockton; Harle & Clarke, Leeds; Wright, New-inn, Strand.—Fiat dated Feb. 9.

**ROBERT HOOD**, Smethwick, Staffordshire, draper, dealer and chapman, March 4 and April 1 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. T. R. T. Hodgson, Birmingham; Holland, West Bromwich.—Fiat dated Feb. 23.

**EDWARD REES**, Marshfield, Monmouthshire, carpenter and builder, dealer and chapman, March 9 and April 6 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Hassell, Bristol; Irwin & Co., Gray's-inn, London.—Fiat dated Feb. 21.

**THOMAS PLUMLEY** the younger, Bristol, grocer, dealer and chapman, (trading under the style of Plumley & Co.), March 9 and April 6 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Perkins, Bristol; Stevens & Co., Gray's-inn-sq., London.—Fiat dated Feb. 17.

**THOMAS WILMOT**, Moreton in Marsh, Gloucestershire, chemist and druggist, March 14 at 11, and April 11 at 2, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Tilsley, Moreton in Marsh; Sharpe & Co., Bedford-row, London.—Fiat dated Feb. 12.

**JOHN WALLACE**, Liverpool, corn and provision merchant and broker, March 10 and April 7 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Little-dale & Bardwell, Liverpool; Vincent, Temple, London.—Fiat dated Feb. 19.

**JOHN RIDSDALE**, Manchester, share broker, dealer and chapman, March 8 and 28 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Ray, Leeds, Yorkshire; Lewis & Cooke, Barnard's-inn, London.—Fiat dated Feb. 22.

**BENNETT WILLIAMS**, Dyffryn, Merionethshire, North Wales, grocer, March 17 and April 11 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Mason, Liverpool; Bower, Tokenhouse-yard.—Fiat dated Feb. 8.

**WILLIAM FALLOWS**, Middlesbrough, Yorkshire, coal fitter and ship broker, dealer and chapman, (lately carrying on business in partnership with Gratton Fossick, of the same place, now deceased, as coal fitters and ship brokers, at Middlesbrough, under the firm of Fallows & Fossick), March 9 and 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Newsam, Middlesbrough; Bond & Barwick, Leeds; Williamson & Co., Gray's-inn.—Fiat dated Feb. 2.

## MEETINGS.

*Thomas Burton*, Commercial-road, Lambeth, Surrey, builder, March 7 at 11, Court of Bankruptcy, London, last ex.—*J. Starkey*, Horseferry-road, Westminster, Middlesex, builder, March 17 at 12, Court of Bankruptcy, London, last ex.—*G. Hargreaves* and *Jos. Hargreaves*, Manchester, and Liverpool, merchants, March 8 at 12, District Court of Bankruptcy, Manchester, last ex.—*James Harper*, Dudley, Worcestershire, and Walsall Tipton and Bilston, Staffordshire, mercer, March 13 at 11, District Court of Bankruptcy, Manchester, last ex.—*Wm. Marshall*, St. John's Wood-terrace, Portland-town, Middlesex, carpenter, March 18 at 11, Court of Bankruptcy, London, aud. ac.—*Robert Whitman*, Colchester, Essex, draper, March 17 at 12, Court of Bankruptcy, London, aud. ac.—*Thos. Joshua Fenton*, Falcon-square, Aldersgate, London, wine merchant, March 22 at 11, Court of Bankruptcy, London, aud. ac.—*Francis Mackie*, Southampton-row, Russell-square, Middlesex, tailor, March 23 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Hoole* and *John Lockyer*, St. James's-walk, Clerkenwell, Middlesex, metal tool merchants, March 22 at 1, Court of Bankruptcy, London, aud. ac.—*Robert Arthur*, Wilson-street, Finsbury, Middlesex, leather seller, March 22 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Wm. James*, Stone, Berkeley, Gloucestershire, builder, March 23 at 12, District Court of Bankruptcy, Bristol, aud. ac.—*Patrick Hare*, Liverpool, tallow chandler, March 17 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Thomas Chatto*, Morpeth, Northumberland, linen draper, March 17 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*James Hansor*, Hanley, Staffordshire, hop merchant, March 18 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Bradnock Davies*, Birmingham, druggist, March 21 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*John Ensor Pople*, Union-row, Newington-butts, Surrey, licensed victualler, March 17 at 1, Court of Bankruptcy, London, div.—*John Morris*, Crown-st., Finsbury, and Old-st., St. Luke's, Middlesex, leather seller, March 17 at half-past 12, Court of Bankruptcy, London, div.—*Dominique Andrew Morel*, Langham-place, Marylebone, Middlesex, dentist, March 17 at 12, Court of Bankruptcy, London, div.—*Jonathan Knights*, Great Melton and Thurgarton, Norfolk, cattle dealer, March 17 at half-past 11, Court of Bankruptcy, London, div.—*F. Kirkham Fowell* and *Edmund Thos. Cranford*, Boulogne-sur-Mer, France, and Piccadilly, Middlesex, wine merchants, March 17 at 11, Court of Bankruptcy, London, div. sep. est. of *F. Kirkham Fowell*.—*Alex. Fletcher*, Shaftesbury-terrace, Pimlico, Middlesex, bookseller, March 20 at 11, Court of Bankruptcy, London, div.—*Robert Mayow Herbert*, Truro, Cornwall, tea dealer, March 20 at half-past 11, Court of Bankruptcy, London, div.—*John Jones* and *Alice Brown*, Shoreditch, Middlesex, licensed victuallers, March 17 at 11, Court of Bankruptcy, London, div.—*John Clarke*, Conduit-stables, Conduit-mews, Spring-st., Sussex-gardens, Paddington, Middlesex, job master, March 17 at 11, Court of Bankruptcy, London, div.—*Henry Tamlyn*, Totten, Eling, Hampshire, coal merchant, March 17 at 11, Court of Bankruptcy, London, div.—*Geo. Harrison*, Ebury-st., Pimlico, Middlesex, builder, March 17 at 12, Court of Bankruptcy, London, div.—*Isaac Boyd* and *Richard Harmer*, Spital-squares, Middlesex, silk manufacturers, March 17 at 2, Court of Bankruptcy, London, div.—*John Henry Denner*, Nottingham,

pawnbroker, March 17 at 11, District Court of Bankruptcy, Nottingham, aud. ac.; March 24 at 11, div.—*Benj. Walton*, Wolverhampton, Staffordshire, japanner, March 21 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; March 28 at 11, div.—*John Harford* and *Wm. Weaver Davies*, Bristol, and *Ebbw Vale*, and *Sirhowy*, Monmouthshire, iron masters and iron merchants, March 30 at 11, District Court of Bankruptcy, Bristol, div. sep. est. of *John Harford*.—*Alfred Tunstall* and *John Walker Cash*, Bristol, oil merchants, March 17 at 11, District Court of Bankruptcy, Bristol, div.—*George Cappur*, Nantwich, Cheshire, cheese factor, March 20 at 12, District Court of Bankruptcy, Liverpool, div.—*Stephen Virtue*, Liverpool, merchant, March 20 at 11, District Court of Bankruptcy, Liverpool, div.—*S. Langdale* the elder and *Sampson Langdale* the younger, Stockton-upon-Tees, Durham, and *Yarm*, Yorkshire, corn dealers, March 17 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*James Hansor*, Hanley, Staffordshire, hop merchant, March 22 at 12, District Court of Bankruptcy, Birmingham, div.—*George Holford*, Wolverhampton, Staffordshire, jeweller, March 18 at 11, District Court of Bankruptcy, Birmingham, div.—*Thomas Bishton*, Kilsale, and *Dawley*, Shropshire, iron master, March 28 at 12, District Court of Bankruptcy, Birmingham, div.—*William Butcher*, Bell Sauvage-yard, Ludgate-hill, London, cap manufacturer, March 17 at 2, Court of Bankruptcy, London, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Richard Pope* and *John B. Pope*, Adelaide-place, London-bridge, London, and *Criggleston*, Yorkshire, tile manufacturers, March 18 at 11, Court of Bankruptcy, London.—*W. S. Smith*, Reading, Berkshire, scrivener, March 18 at half-past 11, Court of Bankruptcy, London.—*Francis Adamson*, Bond-court, Walbrook, London, merchant, March 18 at 11, Court of Bankruptcy, London.—*M. M. Wildbore*, Newcastle-street, Strand, Middlesex, and *Cour de Guise*, Calais, France, importer of ornamental papers, March 17 at 1, Court of Bankruptcy, London.—*Peter Clausen*, Newman-street, Oxford-st., Middlesex, manufacturer, March 20 at 1, Court of Bankruptcy, London.—*George Wood*, Trafalgar-place, Kentish-town, Middlesex, commission agent, March 17 at half-past 1, Court of Bankruptcy, London.—*Thomas Davies*, Aberavon, Glamorganshire, draper, March 21 at 11, District Court of Bankruptcy, Bristol.—*Sampson Langdale* the elder and *Sampson Langdale* the younger, Stockton-upon-Tees, Durham, and *Yarm*, Yorkshire, corn dealers, March 17 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Samuel Smith*, Manchester, and *Salford*, Lancashire, grocer, March 24 at 11, District Court of Bankruptcy, Manchester.—*George Edwards*, Drayton in Hales, Shropshire, innkeeper, March 25 at 11, District Court of Bankruptcy, Birmingham.—*Thomas Sadler*, Birmingham, licensed victualler, March 21 at 12, District Court of Bankruptcy, Birmingham.—*Nathaniel Barnsdall*, Nottingham, timber merchant, March 17 at 11, District Court of Bankruptcy, Nottingham.—*Wm. Bedells*, Leicester, general dealer, April 7 at 11, District Court of Bankruptcy, Nottingham.—*W. Bluck*, Leominster, Herefordshire, grocer, March 18 at 12, District Court of Bankruptcy, Birmingham.—*William D. Scurfield*, Liverpool, shawlmaker, March 17 at 12, District Court of Bankruptcy, Liverpool.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 17.*

*Robert Davies Evans*, Wrexham, Denbighshire, draper.—*D. B. Smith* the younger, Birmingham, grocer.—*Thomas Marriott*, Moor-street, Seven-dials, Middlesex, licensed victualler.—*Thomas Wallis*, Oxford-street, Middlesex, woollen draper.—*Wm. Thomas*, Catherine-street, Strand, Middlesex, publisher.—*J. Barrett*, Blackfriars-road, Surrey, and *Strand*, Middlesex, machine printer.—*Thomas Holmes*, Pendleton, Lancashire, bleacher.—*Edw. May*, Oxford-street, Middlesex, ironmonger.—*Fras. Beeston*, Stockport, Cheshire, carpenter.—*Wm. Barton*, Old Brentford, Middlesex, grocer.—*Samuel Griffiths*, Wolverhampton, Staffordshire, wholesale druggist.—*Wm. S. Brown* the elder, Broad-street, Ratcliff, Middlesex, sail maker.—*Jackson Prince*, Coxhoe, Durham, grocer.—*C. Tabor*, Nottingham, lace manufacturer.—*James Archer*, Old King-street, Deptford, Kent, baker.—*Benj. Edward Walker*,

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*Thomas Flint*, Dunfermline, merchant.—*James Dunlop* Esq., Edinburgh, writer to the signet.—*Wm. Potter*, Dumfries, draper.—*James Cowan*, Glasgow, tailor.—*Wm. Leach & Co.*, Glasgow, wholesale stationers.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection from Process.*

*James Wild*, Oldham, Lancashire, cotton spinner, March 14 at 10, County Court of Lancashire, at Oldham.—*Thos. Jones*, Crickhowell, Brecknockshire, innkeeper, March 3 at 1, County Court of Brecknockshire, at Brecknock.—*Thos. Smallwood*, Wellington, Shropshire, attorney, March 10 at 10, County Court of Shropshire, at Wellington.—*J. Schofield*, Rochdale, Lancashire, shopkeeper, March 16 at 12, County Court of Lancashire, at Rochdale.—*Jonathan Cook*, Doncaster, Yorkshire, out of business, March 13 at 10, County Court of Yorkshire, at Doncaster.—*Thomas Howarth*, Rochdale, Lancashire, painter, March 16 at 12, County Court of Lancashire, at Rochdale.—*John Bass*, Canterbury, Kent, coal merchant, Feb. 28 at 10, County Court of Kent, at Canterbury.—*J. Coles*, Staplegrave, Somersetshire, butcher, March 14 at 10, County Court of Somersetshire, at Taunton.—*James Paul*, Taunton St. James, Somersetshire, baker, March 14 at 10, County Court of Somersetshire, at Taunton.—*J. Dinham*, Taunton St. James, Somersetshire, builder, March 14 at 10, County Court of Somersetshire, at Taunton.—*David Thomas*, Winslow, Buckinghamshire, lithographic and letter-press printer, March 30 at 10, County Court of Buckinghamshire, at Buckingham.—*Benjamin Pearce*, Truro, Cornwall, sculptor, March 10 at 10, County Court of Cornwall, at Truro.—*John Henderson*, Tranmere, Bebbington, Cheshire, joiner, March 7 at 10, County Court of Cheshire, at Birkenhead.—*S. Anne Harding*, Leicester, out of business, March 16 at 11, County Court of Leicestershire at Leicester.—*Thos. Norman Gilbert*, Leicester, machine maker, March 16 at 12, County Court of Leicestershire, at Leicester.—*Thomas Way*, Silveston, Devonshire, yeoman, March 16 at 10, County Court of Devonshire, at Tiverton.—*Elizabeth A. Shorey*, widow, Sandridge, Kent, butcher, April 15 at 10, County Court of Kent at Seven-oaks.—*Thos. Islip*, Bedford, butcher, March 24 at 12, County Court of Bedfordshire, at Bedford.—*Hen. Every*, Sheepwash, Devonshire, shoe maker, March 10 at 10, County Court of Devonshire, at Great Torrington.—*Thomas Lee*, Wellington, Shropshire, licensed victualler, March 10 at 10, County Court of Shropshire, at Wellington.—*Thomas Huxfrey*, Stanmore, Middlesex, out of business, March 24 at 12, County Court of Bedfordshire, at Bedford.—*Thos. Atkins*, Scamer, Yorkshire, mason's labourer, March 17 at 10, County Court of Yorkshire, at Scarborough.—*Thomas Hardy*, Newbold, Chesterfield, Derbyshire, labourer, March 22 at 11, County Court of Derbyshire, at Chesterfield.—*Sam. Munroley*, Lower Bebbington, Bebbington, Cheshire, shoe maker, March 7 at 10, County Court of Cheshire, at Birkenhead.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*March 10 at 10, before Mr. Commissioner LAW.*

*John F. Parnell*, Cumberland-place, New-road, Middlesex, clerk to an auctioneer.—*Chas. W. Hallett*, Earl-street East, Marylebone, Middlesex, omnibus driver.—*Wm. Fenoulth*, Arundel-street, Strand, Middlesex, landscape painter.—*Heag. Keach*, Bentley-crescent, Kingsland-road, Middlesex, manufacturing fancy stationer.

*March 13 at 10, before Mr. Commissioner LAW.*

*Robert Thomson*, Elim-st., Long-lane, Southwark, Surrey, and *Woolwich-common*, Kent, out of business.—*Richard I. Powell*, Lea-bridge-road, Middlesex, beer-shop keeper.—*Rd.*

*Wm. G. Douglas*, York-chambers, George-street, Adelphi, Middlesex, of no business.

*March 13 at 10, before Mr. Commissioner PHILLIPS.*

*George Bull*, Hunt-street, Mile-end New-town, Middlesex, hair maker.—*Robert Read*, Gray's-inn-lane, Holborn, Middlesex, law writer.—*Wm. Brooks*, Shaftesbury-street, New North-road, Hoxton New-town, Middlesex, tea dealer.—*Edward Smith*, Portland-place, Albany-rd., Camberwell, Surrey, furniture dealer.—*James Haywood*, Old Boswell-court, St. Clement Danes, Strand, Middlesex, carpenter.—*W. Gallant*, Brooksbury-walk, Homerton, Hackney, Middlesex, cowkeeper.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*March 10 at 11, before Mr. Commissioner HARRIS.*

*Wm. Smith*, Hambley-place, Lower-road, Rotherhithe, Surrey, carpenter.—*Chas. M. Gunnell*, Piccadilly, Middlesex, clerk in the House of Commons.

*March 10 at 10, before Mr. Commissioner PHILLIPS.*

*John Bennett*, Lower Ebury-street, Pimlico, Middlesex, out of business.—*Wm. Coots*, Little Pulteney-street, Golden-square, Middlesex, chimney sweeper.—*Joseph H. Roby*, New Bond-street, Piccadilly, out of business.—*Isaac Munro*, Gt. George-street, Westminster, Middlesex, carpenter.—*Aaron Woolf*, Worthing, Sussex, dealer in furniture.—*William J. Glover*, Rivington-street, City-road, Middlesex, foreman to a ribbon dresser.

*March 13 at 11, before Mr. Commissioner HARRIS.*

*David Terras*, Fieldgate-street, Whitechapel, Middlesex, coach smith.—*Mary Evans*, widow, Grove-lane, Camberwell, Surrey, schoolmistress.—*Thos. H. Buxton*, Wood-st., Cheap-side, London, commission agent.

*March 13 at 10, before Mr. Commissioner LAW.*

*Boyd Alex. Johnston*, Polygon, Somers-town, Middlesex, master mariner.—*Henry Mason*, Pembroke-place, Chapel-st., Grosvenor-place, Middlesex, cowkeeper.—*Thomas S. Toller*, St. Ann's-place, St. Ann's-road, Brixton, Surrey, clerk to the Mines Royal Copper Company.

*At the County Court of Berkshire, at READING, March 13.*

*John Wyatt*, Reading, corn dealer.

*At the County Court of Somersetshire, at TAUNTON, March 14 at 10.*

*Henry Leaker*, Bridgewater, out of business.

*At the County Court of Buckinghamshire, at AYLESBURY, March 15 at 1.*

*Thomas Langley* the younger, Upton-cum-Chalvey, baker.

*At the County Court of Lancashire, at LIVERPOOL, March 13 at 10.*

*John Casement*, Liverpool, painter.—*Michael Dunn*, Liverpool, blacksmith.—*Rowland Hughes*, Tranmere, stone mason.

*At the County Court of Cardiganshire, at CARDIGAN, March 15 at 10.*

*David Edwards*, Penbontgogoyan, Llanddewybrefy, Cardiganshire, farmer.

#### MEETING.

*William Davis*, Buckingham, out of business, March 1 at 1, Court-house, Portugal-street, Lincoln's-inn-fields, sp. aff.

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**  
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**REPEAL of the CERTIFICATE DUTY.** The LAW TIMES of this day contains a full Report of the Proceedings at the Meeting of the Attornies of London, at Lyon's Inn Hall, on Wednesday last—Richard Brembridge, Esq., M. P., in the Chair.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 7, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, February 26, 1848.



# The Jurist

No. 582—VOL. XII.

MARCH 4, 1848.

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LONDON, MARCH 4, 1848.

THERE are several Chancery lawyers in the House of Commons who are already engaged on a committee of inquiry into divers matters of great importance to Chancery suitors. It would be a useful addition to their field of this labour, if they were directed by the House to inquire into the propriety and feasibility of importing into Chancery practice the *viva-voce* examination of witnesses at the hearing of a cause. It is now some years since, on this subject, the Chancery Commission expressed itself as follows:—

“An objection that has been often made to the present mode of taking proofs in the Court of Chancery is, that it deprives the judge who is to decide the cause, of the benefit of an oral examination, and an observation of the demeanour and conduct of the witnesses; but this objection cannot be removed, because it is obviously impossible for the Lord Chancellor, Master of the Rolls, and Vice-Chancellor to take all examinations in person. But if it were otherwise, it would be necessary either to have a Court of Chancery perpetually going the circuits of the country, or to bring all witnesses to London, which would be attended with serious inconvenience and heavy expense. Another objection is, that the parties have not the opportunity of being present, by their counsel, to question and cross-examine witnesses *viva voce*. But we very much doubt, whether any alteration in this respect could be introduced which would, upon the whole, operate as an improvement. In the first place, such an alteration would increase the costs of a suit, and the time employed would also be lengthened by objections taken, and by arguments raised upon points of evidence; and a judge would be required of sufficient weight and authority to control the course of examination within legal and proper limits. And even if such a judge were provided, the

full benefit which results from the *viva-voce* examination before a judge and jury in a court of law could not be obtained from oral examinations in a Court of Chancery, inasmuch as such examinations could not be taken in the presence of the judge who is to decide the cause. In cases of much doubt upon the facts, resort must still be had to the trial of issues before a jury, which course is now taken in all such cases where that mode of trial is properly required. If we could feel satisfied that the increase of delay and expense which would probably follow from having open and public examinations conducted by counsel could lead to any material saving of either in the ultimate decision of a cause, we should be inclined to recommend the experiment; but we do not think that this would be the case.”

One traces in the language of this report, the optimism of that Eldonian school of Chancery lawyers, who, while professing occasionally a perception of defects in existing practice, always came somehow to the conclusion, that nothing established, and above all, nothing established in Chancery, could be touched, without letting in evils so far exceeding in number those that were removed, that, practically, the existing system must be taken to be the best of all possible systems, and must be let alone. In the short passages that we have extracted, there are assertions and expressions of opinion, which, whatever might be thought of them at the time, will not now probably be received with implicit deference, unsupported as they are by either evidence or argument. It is in the first place taken for granted, that the evidence cannot be heard by the judges themselves; but why it cannot is not explained. There seems no greater difficulty in an equity judge hearing evidence taken *viva voce*, than in his hearing, as he does, all the written depositions read by counsel. The time consumed might or might not be greater. There is no very good reason to suppose that

REVISED EDITION



it would, for it does not take longer to ask a plain question and receive a plain answer to it, than it does to read the lengthy answer to an involved written interrogatory. But if the time consumed in court were greater, the time consumed out of court would be very much less, and there is much ground for believing that the total expense to the suitor would be diminished.

Again, it is assumed by the Chancery Commissioners, as an unanswerable objection, that it would be necessary either to have a Court of Chancery going circuits perpetually, or else to bring all witnesses to London. Now, waiving for the present the consideration whether it would be more absurd or even more inconvenient for the Court of Chancery to go circuits than for the judges of the common law to do so, and assuming that such a proceeding is altogether inadmissible, the alternative mischief, viz. that of bringing witnesses to London, is in fact the proceeding actually adopted in a considerable portion of the causes heard in Chancery. And if in comparing expenses, the expense of commissions to examine witnesses in the country; the expense of preparing the written examinations of the witnesses, whether town or country witnesses; and the expenses of the examiner's office, all of which would be saved if the witnesses were simply produced and examined in court as they are at common law, it is a question whether expense would not on the whole rather be saved than increased by bringing witnesses to London to be examined *vivâ voce*.

A few years ago there was no practical instance of a superior judge in equity hearing *vivâ-voce* evidence, so that the Chancery Commissioners had it all their own way, at least, so far as this, that while they theorized at their pleasure *against* the feasibility of introducing that mode of doing business in equity, they could stigmatize as mere theory all suggestions for introducing it. But the practice of the Court of Review, in which a judge sitting alone and trying bankruptcy cases after the fashion of equity, has, with the utmost success, administered justice as occasion required it, by hearing *vivâ voce* instead of written evidence—has established the fact that that system of procedure may be most advantageously used in a court constituted, and in other respects proceeding, in the same manner as the Court of Chancery.

Of the gross defects of the Chancery system of taking evidence, by administering to the witness written interrogatories in the solitude of the examiner's office, and presenting that evidence to the judge in all its stiff formality, without the aid of effective cross-examination, and without the aid of personal observation of the manner of the witness, there is and can be but one opinion. It is, indeed, as judges have expressed it, a frail and imperfect mode of arriving at the truth.

That it is enormously expensive, is perfectly well known. That it leads to great *unnecessary* expense, is also well known to Chancery practitioners, and will be easily conceived by those unlearned in the ways of Chancery, when they are told, that, in general, the counsel who prepare the interrogatories are not informed what any particular witness can be called to prove, and, consequently, prepare the interrogatories not with a view to extract the particular evidence, but with a

view to prove a given case out of the mouths of a set of imaginary witnesses, not half of whom may ever come to light; so that when a set of Chancery depositions is read, a large portion of it consists of answers stating in lengthy terms the witness's ignorance of facts, as to which he never would have been interrogated, or at least would have been interrogated with the utmost brevity, if counsel had the advantage of examining him personally. That this system is, therefore, not only very expensive, but very unnecessarily expensive, we again assert is proved by experience.

That it would be more expensive to bring witnesses into court, and there examine them *vivâ voce*, remains to be tried; and it is at least worth the trial. And if be remembered that wherever there is a conflict of evidence, in other words, wherever there is really anything to try upon the evidence, the parties are now sent to law through the medium of an issue, through which medium they rarely get back into Chancery under a twelvemonth, or without an immense increase of expense, it may be fairly doubted whether a public examination of the witnesses at the hearing of a case in equity, would not, generally speaking, save instead of increasing both time and expense. At any rate, we apprehend a fair *prima facie* case is made out for an inquiry into the propriety of introducing this mode of taking evidence into equity practice; and we do trust that the talents and knowledge of the able and energetic Chancery lawyers who are at present in Parliament, will be pressed into the public service to consider and report to the House on this subject.

#### COURT OF QUEEN'S BENCH.

##### SITTINGS IN BANC AFTER HILARY TERM.

Feb. 26.—Coleridge, J., delivered the judgment of the Court in—

*Doe d. Lord Egremont v. Williams*—Rule discharged.

*Doe d. Lord Egremont v. Courtenay*—Rule to enter nonsuit absolute.

*Lockwood v. Wood*—Rule for new trial absolute.

*Pye v. Mumford*—Verdict for defendant on the fifth and tenth pleas, with liberty to plaintiff to amend on payment of costs, and to have a new trial on those terms.

*Hobhouse v. James*—Rule absolute to enter nonsuit.

*Lilley v. Elwin*—Rule absolute to enter a verdict for defendant on all the issues except the second.

*Reg. v. Ryalls*—Judgment affirmed.

*Connop v. Levi*—Judgment for defendant.

*Reg. v. Phillips*—Verdict for the Crown on all the issues.

Erle, J., delivered the judgment of the Court in—

*Doe d. Biddulph v. Poole*—Judgment for defendant.

*Lewis v. Harris*—Judgment for defendant.

*Stevens v. Jenkins*—Judgment arrested.

*Jones v. Blunt*—Rule discharged.

*Reg. v. The Inhabitants of Dukingfield*—Order of assizes confirmed.

*Reg. v. The Justices of Wilts*—Rule for certiorari discharged.

The judgment in *Doe d. Lord Egremont v. Langdon* was not delivered, on account of the illness of Wightman, J.

Erle, J., also delivered judgment in the following cases, argued before him in the Bail Court:—

*Lawrence v. Bradbury*—Rule absolute.

*Fearon v. Norwell*—Rule discharged, with costs.

The Queen has been pleased to appoint Edmund Murray Dodd, Esq., to be Puisne Judge of the Supreme Court of the province of Nova Scotia.

## PUBLIC HEALTH BILL.

*Speech of Viscount Morpeth in the House of Commons on Tuesday, 10th February, 1848, on moving for Leave to bring in a Bill for promoting the Public Health.*

[Ridgway.]

We return to this bill, of which we gave an analysis in our last Number, on account of its extreme importance as regards both its immediate and its prospective consequences, and because the public and its readers, the press, seem to be still as profoundly ignorant of the tendency of the bill and the designs of those who are at the bottom of it, as are the respectable and well-intentioned part of its promoters.

The pretext for the measure is the existence throughout the country of considerable and removable causes of disease, a fact which we never heard disputed. We did not need a commission to parade before us the details of cesspools and foul drains, with which every man was sufficiently familiar from his own observation. What we wanted was an inquiry into the existing laws for the removal of such nuisances—an investigation of the causes which have prevented those laws from more perfectly effecting their object, and of the means of improving and infusing vigour into them, and securing their proper administration. What has been done? After taking a vast amount of evidence upon matters perfectly well understood, we have a measure prepared in profound ignorance of the existing laws, superseding an ancient, elaborately organised system of local government and management, which has subsisted in this country from the times immediately following the Norman Conquest—a system to which we owe the gradual acquisition of our liberties, and, what is of equal importance, the capacity of our constitution for progressive amendment without revolution and with stability—a system peculiar to this country, and for want of which a neighbouring great people, though possessing abundance of courage and love of independence, find themselves at the end of half a century of struggle no further advanced towards the settlement of a free constitution than when they began. This system of local management, by which the people are trained and accustomed to self-government, so that when, upon the emergency of any popular movement, they become possessed of extraordinary power, they are able to restrain themselves in the exercise of it—this system, co-equal at least in importance with our representative system, the framers of this bill coolly propose to sweep away, without even a passing allusion to its existence. The proposal on the part of the honest promoters of the scheme is to be explained only by their absolute ignorance of the matter they are meddling with; but there are others to whom the benefit of this charitable construction cannot be extended. In casting about to see what use could be made of the fashionable sanitary cant, they found that improving and facilitating the application of the existing laws would not answer their end. The common law afforded no means of bringing to a focus the stray materials of jobbing that lay scattered up and down the country. No job worth having could be had without centralization on the Prussian and Louis-Phillipian system, without separating the power of taxation from responsibility to the tax-payers. Now, to get subscribers to a job, it is necessary to *rig the market*, and accordingly all the well-meaning but not over-wise philanthropists of the day were set to work to preach a crusade against disease and infection, as if it were a thoroughly new idea, and as if the common law knew no such head as that of *Nuisance*. Novelty being the grand object, we had not only a new terminology, but a new mode of spelling introduced. Until Mr. Toulmin Smith, by his well-timed publica-

tion on the Laws relating to Public Health, set the matter forth in a popular, but at the same exact and business-like manner, it was not known to a tithe of those who joined in the cry for sanitary legislation, that the law of England, from the earliest period, had the most careful regard to the public health\*, not theoretically, but practically,—that in former times, when business was more attended to than cant, simple but effective acts of Parliament were passed, declaratory of the ancient law and enforcing it. As a single instance, we may refer to a statute of Richard II., quoted by Mr. Smith, (p. 22), most remarkable as to its declared objects and provisions. If these laws are useless, it would be but decent at least to repeal them, and not to leave upon the statute book two conflicting sets of provisions for the same object. But the fact is, that the existing laws are neither obsolete nor useless. They are in full vigour and operation, and it is to them that we owe, among other blessings, our pre-eminence over all other people in cleanliness and health. They are enforced as far as the enforcement of them is called for by the desires and habits of the people; and if the result is not perfection, it is because the millennium is still at a distance. Mr. Smith has shewn, that every cause of disease which has been denounced by the Sanitary Commissioners is a nuisance within the meaning of the existing law, and removable by the simplest and most inexpensive means. While we write, nuisances are being put down in various directions, which have been hitherto permitted, not because they were irremovable, but because no one thought it important to remove them.

In order to terrify the public into a hasty assent to the first measure that might be proposed, and to shut the mouth of all opposition, a cry was raised, without any foundation, that the cholera was come; and when it was perceived that those who inquired into the matter had ascertained that the cholera, when actually present, in its greatest virulence, (in 1832), *did not increase the rate of mortality*†, but merely took the place of other diseases, and that moreover the cholera had not come, and was not coming, another ground was taken, and the influenza, an epidemic much more fatal in England than the cholera, was called in aid, though every one knows that that epidemic, unlike our friends the alarmists, has never distinguished itself by haunting the localities of bad drainage.

Personality is to be carefully excluded from the discussion of every general question, but in the business of a job the characters and motives of its promoters are the main part of the investigation. We therefore proceed without apology to the principal actor in this revival of the *Malade Imaginaire*, who has obligingly undertaken the parts of Beline and M. Purgon both at once. The Drs. Diafoirus, père et fils, though very amusing, are inferior artists, whom we must pass over. Who is it that promises “nettoyer notre corps, et en évacuer entièrement les mauvaises humeurs;—vider le fond du sac,” (though we hope that the public will think with Toinette “qu’il est indigne de ses soins”)—that threatens that if we do not submit to his “cly-

\* The following extract from the Journals of the House of Commons, under date “Mercurii, xii Junii, xii Jacobi,” proves incontestably that the public health engaged the attention of Parliament at a very early period:—

“Sir Ro. Owen.—That orders in Parliament, temp. H. VI., that no butcher should kill any meat nearer London, eastward, than *Stratford-bow*, nor westward, than *Kensington*, be enforced.”

† See the First Report of the Metropolitan Sanitary Commission. From the evidence printed by the commissioners, it appears that the men who are constantly employed in the London sewers are as healthy as any class of workmen. Not one of them died in the great cholera year. They were not frightened.

stère," "inventé et formé dans toutes les règles de l'art," we shall fall into "le bradipepsie; de la bradipepsie dans la dispepsie; de la dispepsie dans l'apepsie; de l'apepsie dans la lienterie; de la lienterie dans la dissenterie; de la dissenterie dans l'hydropisie; de l'hydropisie dans la privation de la vie, où nous aura conduit notre folie?"—It is our old friend the Ex-Secretary to the Poor Law Commission.

Mr. Chadwick is a gentleman who has long been known to possess considerable abilities, not, perhaps, of the highest order, but practical and capable of being turned to good account. More recently the public has recognised in the same gentleman the existence of other abilities, not inconsiderable, though of less obvious public utility,—for a description of which we refer our readers to Sir F. Lewis's evidence before the Andover Committee, or, what may be nearer to hand, the *Paradise Lost*, but not in the place where Abdiel is spoken of.

Mr. Chadwick, then, thus qualified, having recently buried one job, to which, with all its drawbacks, he was sincerely attached, is naturally seeking its successor. In such a search it would be useless to apply to history, to law, or to sound policy. The promoter of a job has no concern with such speculations, and hence that otherwise inexplicable disregard of all three which has characterised the affair from its commencement. But though Mr. Attorney-General, who indorses this bill, has not been at the pains to look into it, it shall not be our fault if the public do not. It behoves our professional readers to take notice, and to proclaim, that this is a bill of greater importance than any which has been proposed since the bill of rights—a bill affecting in no inconsiderable degree the property, the domestic privacy, and the daily comfort of every man in England.

A measure of such importance, if brought forward in good faith, should, and probably would, have been carefully considered and clearly expressed. For good work we require good tools; but any rusty ill-formed weapon will serve to do mischief, and accordingly Mr. Chadwick arms himself with a bill which might have been drawn by a village schoolmaster, simply contemptible as a piece of drafting, confused, rambling, verbose, contradictory, unintelligible to a degree without example even in the statute book. None the worse for setting up a job, rather the better, for it repels perusal, and is scarcely open to definite attack. *Dolosus versatur in generalibus*. Traces of the master hand are not, however, wanting. Commissions and centralization being unpopular, the words are carefully excluded from a bill, of which the sole object is to establish a central commission. Local boards are paraded through 130 sections only to be made in each the conduit pipes of some new arbitrary power to the Central Commission, which Commission appears as unobtrusively as may be under the modest title of "the general board," as if it were merely the silken thread that it is to give connexion to these scattered pearls. No cursory glance into this repulsive farrago would enable any one to discover that the only object for which it provides with any certainty is to paralyse all the local, elected, and responsible authorities throughout the country, and to transfer their powers of management and taxation, with great additions, to five irresponsible nominees of the Crown.

We rejoice to hear, that already several corporations, distinguished for what they have done towards sanitary improvement, are preparing to petition Parliament to be heard by counsel against Mr. Chadwick and his job—a demand which cannot be refused. We believe it would not be difficult to name the five defendants, who are already complaisantly discussing among themselves the distribution of the spoil. How competent the Government is to make a selection for such a purpose may be seen in their new Metropolitan Commission of

Sewers, from among the members of which it would not be easy to select even a small minority possessed of the slightest practical or even theoretical knowledge of their business. Indeed, a glance at the names of the men now in office under this and similar commissions, is enough to suggest an objection to schemes of the kind, which would be conclusive, even if an honest administration of them could be secured. Sanitary improvement is a matter of science, of experience, of invention, of progress, which should be free to ingenuity and enterprise throughout the country. To place the control of the matter in the hands of two or three persons is to annihilate competition, and to limit the whole nation to the measure of their capacity and discretion. Let us fancy for a moment the consequences, if Dr. Reid, who, in his own opinion, has exhausted the subject of ventilation, were appointed to a place in this central board; or suppose that Mr. Roe (one of the Council of Five in expectancy, we believe,) were to insist on building egg-shaped drains with the big end downwards, (and men as eminent as Mr. Roe have been known to persist in more absurd crotchets than that), what would be the state of our ventilation and drainage during the reign of those gentlemen? This is not the way to do what Lord Morpeth promises,—to make the *Imperial* knowledge, science, and skill—our best heads and most adroit hands—available for the public service. Heaven defend the length and breadth of the land from the heads and hands, science and adroitness of Drs. Reid and Toynbee!

Means of ventilation are to be provided under the direct superintendence of the central board, and consistency (without which centralization is nothing) requires that the board should have power to see that its contrivances do not lie idle. It will, therefore, be necessary to quarter upon every district a corps of sanitary *trappers*, acting under orders from head quarters, and working our doors and windows as if they were the jib and foresail of a "highly disciplined" ship. A patient recovering from the pleurisy may then expect to be called up in February by the sanitary police to open his windows, back and front—"for" (he will be told) "Dr. Toynbee says the atmosphere has been highly deleterious during the week, and Dr. Reid finds that the salubrious stratum has just descended to the level of your bed-room."

We have written with a hearty desire to promote the cause of sanitary improvement, by opposing a measure which we are convinced would be no less detrimental to the common health than to the common wealth. We repeat, that the country is already in possession of laws which require but a little revision and simplification (but the hands must be pure that undertake the task) to be made perfectly efficient for the removal of nuisances (a rude expression of the common law for what are now more elegantly spoken of as "causes injurious to public health")—laws which are in full operation, though the fact is not adverted to, because it is so familiar, and is carefully kept out of sight by the promoters of Mr. Chadwick's job.

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**—Lieutenant Colonel James Bucknall Bucknall Esq., for the borough of Devizes, in the room of William Heald Ludlow Bruges, Esq., who has accepted the office of Steward of her Majesty's Chiltern Hundreds.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Richard Greenwood, of Skipton, Yorkshire; Thomas Charles Augustus Brine, of Wimborne Minster, Dorsetshire; Henry Jubb, of Herringthorpe, near Rotherham, Yorkshire; George Wells Snell, of Callington, Cornwall; Charles Frederick Shackles, of Kingston-upon-Hull; James Pratt the younger, of York.

**LIST OF SHERIFFS AND UNDER-SHERIFFS,  
WITH THEIR DEPUTIES AND AGENTS,  
FOR 1848.**

*\*\*\* In consequence of there existing some doubt as to the correctness of the names in a few instances, they have been omitted, and will be supplied in next week's Number.*

- Bedfordshire**—Thomas Abbott Green, Esq., Pavenham, Bury.  
*Undersh.*, Theed Pearse, jun., Esq., Bedford.  
*Depts.*, Maples, Pearse, Stevens, & Maples, Frederick's Place, Old Jewry.
- Berkshire**—John Hopkins, Esq., Tidmarsh House, Berks.  
*Undersh.*, John Jackson Blandy, Reading, Berks.  
*Depts.*, Gregory, Faulkner, Gregory, & Skirrow, 1, Bedford Row.
- Berwick-upon-Tweed**—George Kerr Nicholson, Esq., Berwick-upon-Tweed.  
*Undersh.*, R. Weddell, Esq., Berwick-upon-Tweed.  
*Dep.*, John Stevenson, 3, King's Rd., Bedford Row.
- Bristol (City of)**—Edward Sampson, jun., Esq., Bristol.  
*Undersh.*, W. O. Hare, Esq., 3, Small St., Bristol.  
*Depts.*, Bridges, Mason, & Bridges, Princes Street, Red Lion Square.
- Buckinghamshire**—William Lowndes, Esq., The Bury, Chesham, Bucks.  
*Undersh.*, Acton Tindal, Esq., Aylesbury.  
*Depts.*, Messrs. Baxter, 48, Lincoln's Inn Fields.
- Camb. and Hunts.**—J. M. Heathcote, Esq., Conington Castle.  
*Undersh.*, George Game Day, Esq., St. Ives.
- Canterbury (City of)**—R. G. Chipperfield, Esq., Canterbury.  
*Undersh.*, William Sladden, Esq., Canterbury.  
*Depts.*, Rickards & Walker, 29, Lincoln's Inn Fields.
- Cheshire**—Henry Brooke, Esq., Grange, Cheshire.  
*Undersh.*, { Messrs. Hostage & Blake, Northwich.  
J. Hostage, Esq., Chester. A. U.  
*Dep.*, John Frogatt, Clifford's Inn.
- Chester (City of)**—John Trevor, Esq., Chester.  
*Undersh.*, John Hostage, Esq., Chester.  
*Depts.*, Chester, Toulmin, & Chester, 11, Staple Inn.
- Cinque Ports**—His Grace the Duke of Wellington.  
*Undersh.*, Thomas Pain, Esq., Dover.  
*Depts.*, Wright & Kingsford, 23, Essex-st., Strand.
- Cornwall**—Augustus Coryton, Esq., Pentillie Castle.  
*Undersh.*, Peter Glubb, Esq., Liskeard.  
*Depts.*, Capes & Stuart, 1, Field-court, Gray's Inn.
- Coventry (City of)**—Act 5 & 6 Vict. c. 110, s. 10, abolished the Office of Sheriff of this City, and Warrants are now granted by the Sheriff of Warwickshire.
- Cumberland**—Henry Dundas Maclean, Esq., Lazonby.  
*Undersh.*, John Nanson, Esq., 9, Castle-st., Carlisle.  
*Depts.*, Plucknett & Adams, 17, Lincoln's Inn Fields.
- Derbyshire**—Sir Robert Burdett, Bart., Foremark.  
*Undersh.*, Simpson, Frear, & Simpson, Derby.  
*Dep.*, W. G. Taylor, 14, John-street, Bedford-row.
- Devonshire**—John Sillifant, Esq., Combe, near Crediton.  
*Undersh.*, Mark Kennaway, Esq., Exeter.  
*Depts.*, Finch, Dobinson, & Geare, 57, Lincoln's Inn Fields.
- Dorsetshire**—J. Goodden, Esq., Over Compton, Dorsetshire.  
*Undersh.*, John Young Melmoth, Esq., Sherborne.  
*Depts.*, Warry & Robins, 7, New Inn.
- Durham**—Sir William Eden, Bart., Windlestone Hall.  
*Undersh.*, William E. Wooler, Esq., Durham.  
*Dep.*, H. M. Vane, Carlton Chambers, 12, Regent-st.
- Essex**—Beale Blackwell Colvin, Monkham Park, Waltham Abbey, Essex.  
*Undersh.*, Joseph Jessopp, Esq., Waltham Abbey.  
*Depts.*, Nelson & Wynne, 2, Gresham-place, Lombard-street.
- Exeter (City of)**—John Pollett, Esq., Exeter.  
*Undersh.*, Edmund William Paul, Esq., Exeter.  
*Depts.*, Beaver & Buckley, 2, Gray's Inn-square.
- Gloucestershire**—Wm. Capel, Esq., The Grove, Painswick.  
*Undersh.*, John Burrup, Esq., Berkeley-street, Gloucester.  
*Depts.*, Jones, Trinder, Tudway, & Eyre, 1, John-street, Bedford-row.

- Gloucester (City of)**—George Jones, Esq., Gloucester.  
*Undersh.*, Anthony Gilbert Jones, Esq., Gloucester.  
*Depts.*, Goodman & Watts, 8, Coleman-st., City.
- Hampshire**—John Wood, Esq., Theddon Grange, Alton.  
*Undersh.*, Charles Seagrim, Esq., Winchester.  
*Dep.*, W. Braikenridge, Bartlett's-bdgs., Holborn.
- Herefordshire**—Robert Maulkin Lingwood, Esq., Lyston, near Hereford.  
*Undersh.*, Francis Lewis Bodenham, Esq., Hereford.  
*Depts.*, Overton & Hughes, 25, Old Jewry.
- Hertfordshire**—William Parker, Esq., Ware Park, Ware.  
*Undersh.*, Longmore & Sworder, Hertford.  
*Depts.*, Hawkins, Bloxam, Stocker, & Bloxam, 2, New Boswell-court.
- Hunt. & Camb.**—John Moyer Heathcote, Esq., Conington Castle.  
*Undersh.*, George Game Day, Esq., St. Ives.
- Kent**—John Ashley Warre, Esq., The Cliffe, Ramsgate.  
*Undersh.*, Palmer, France, & Palmer, 24, Bedford-row, London.  
*Depts.*, Palmer, France, & Palmer, 24, Bedford-row.
- Kingston-upon-Hull**—John Malam, Esq., Elm Tree House, Hull.  
*Undersh.*, George Lawrence Shackles, Esq., Hull.  
*Depts.*, Westmacott & Co., 28, John-street, Bedford-row.
- Lancashire**—Sir Thomas George Hesketh, Rufford Hall, Lancaster.  
*Undersh.*, J. W. R. Wilson, Esq., Preston.  
*Depts.*, Wigglesworth, Ridsdale, & Craddock, 5, Gray's Inn-square.
- Leicestershire**—H. Freeman Coleman, Esq., Evington Hall.  
*Undersh.*, R. & G. Toller, Leicester.  
*Dep.*, Thomas Toller, 6, Gray's Inn-square.
- Lincolnshire**—Richard Ellison, Esq., Sudbrooke Holme.
- Lincoln (City of)**—Thos. J. Nath. Brogden, Esq., Lincoln.  
*Undersh.*, Richard Mason, Esq., Lincoln.  
*Depts.*, Taylor & Collinson, 28, Great James-street, Bedford-row.
- Lichfield (City of)**—William Parker, Esq., Lichfield.  
*Undersh.*, C. Grealey, Esq., The Close, Lichfield.  
*Depts.*, Maples, Pearse, Stevens, & Maples, Frederick's-place, Old Jewry.
- London (City of)**—W. Cubitt, Esq., Bedford Hill, Balham.
- Middlesex**—Charles Hill, Esq.  
*Undersh.*, { D. W. Wire, Esq., St. Swithin's-lane.  
T. France, Esq., 24, Bedford-row.  
*Depts.*, { Secondaries' Office, 5, Basinghall-street.  
James & William Burchell, 24, Red Lion-square.
- Monmouthshire**—Edw. H. Phillips, Esq., Trosnant Cottage.  
*Undersh.*, { C. B. Fox, Esq., Newport.  
Prothero, Towgood, & Fox, Newport.  
A. U.  
*Depts.*, George Hall, 11, New Boswell-court.
- Newcastle-upon-Tyne**—James Dent Weatherley, Esq., Newcastle-upon-Tyne.  
*Undersh.*, William Lockey Harle, Esq., Newcastle-upon-Tyne.  
*Depts.*, Chisholme, Hall, & Gibson, Lincoln's Inn Fields.
- Norfolk**—Wyrley Birch, Esq., Wreham.  
*Undersh.*, { H. W. Birch, Esq., 1, Lincoln's Inn Fields.  
Adam, Taylor, & Sons, Norwich. A. U.  
*Depts.*, Roper & Birch, 68, Lincoln's Inn Fields.
- Norwich (City of)**—James Watson, Esq., Castle Ditches, Norwich.  
*Undersh.*, George Jay, Esq., Norwich.  
*Dep.*, George Jay, 27, Bucklersbury.
- Northamptonshire**—The Hon. Henry Eley Hutchinson, Lois Weedon, near Towcester.  
*Undersh.*, Henry P. Markham, Esq., Northampton.  
*Dep.*, R. C. Yarborough, 44, Lincoln's Inn Fields.
- Northumberland**—George Burdon, Esq., Heddon House.  
*Undersh.*, W. Chater, Esq., Newcastle-upon-Tyne.  
*Dep.*, Bell, Brodick, & Bell, Bow Church-yard.
- Nottinghamshire**—
- Nottingham (Town of)**—James Roe, Esq., Nottingham.  
*Undersh.*, Christopher Swan, Esq., Nottingham.  
*Dep.*, Holme, Loftus, & Young, 10, New Inn.

**Oxfordshire**—Matthew Piers W. Boulton, Esq., Great Tew.  
*Undersh.*, S. Cooper, Esq., Henley-upon-Thames.  
*Dep.*, Charles Berkely, 52, Lincoln's Inn Fields.

**Poole (Town of)**—Fabian Street, Esq., Parade, Poole.  
*Undersh.*, H. M. Aldridge, Esq., Poole.  
*Dep.*, Skilbeck & Hall, 19, Southampton-buildings.

**Rutlandshire**—The Hon. Charles George Noel, commonly called Lord Viscount Campden, Flittemer Park.

**Shropshire**—Wm. Henry F. Plowden, Esq., Plowden, Shropshire, and Leamington, Warwickshire.  
*Undersh.*, Joshua J. Peele, Esq., Shrewsbury.  
*Dep.*, Harvey B. Jones, 22, Austin-friars.

**Somersetshire**—Edward Ayahford Sanford, Esq., Nynhead Court, near Wellington.  
*Undersh.*, John Nicoletts, Esq., South Petherton.  
*Dep.*, W. & E. Dyne, 61, Lincoln's Inn Fields.

**Southampton (Town of)**—J. Lankester, Esq., Southampton.  
*Undersh.*, James C. Sharp, Esq., Southampton.  
*Dep.*, Jones, Trinder, Tudway, & Eyre, 1, John-street, Bedford-row.

**Staffordshire**—The Hon. Frederick Gough, Perry, Barr Hall.  
*Undersh.*, Keen & Hand, Stafford.  
*Dep.*, White, Eyre, & White, 11, Bedford-row.

**Suffolk**—Right Hon. C. Andrew Lord Huntingfield, Haverham, near Halesworth.  
*Undersh.*, { J. Crabtree, Esq., Halesworth.  
 { Wayman, Green, & Smithies, Bury St. Edmunds, A. U.  
*Dep.*, N. Stevens & Goaling, 1, Gray's Inn-square.

**Surrey**—Lee Steere, Esq., Jayes, Dorking.

**Sussex**—Sir Sotherton Branthwayt Peckham Micklethwait, Bart., Iridge.  
*Undersh.*, Palmer, France, & Palmer, 24, Bedford-row.  
*Dep.*, Palmer, France, & Palmer, 24, Bedford-row.

**Warwickshire**—T. Dilke, Esq., R.N., Maxtoke Castle, Coles-hill.  
*Undersh.*, John Welchman Whateley, Birmingham.  
*Dep.*, Maples, Pearse, Stevens, & Maples, 6, Frederick's-place, Old Jewry.

**Westmoreland**—The Right Hon. the Earl of Thanet.  
*Undersh.*, John Heelis, Esq., Appleby.  
*Dep.*, George Mounsey Gray, 9, Staple Inn.

**Wiltshire**—John Henry Campbell Wyndham, Esq., College, Salisbury.  
*Undersh.*, Gabriel Goldney, Esq., Chippenham.  
*Dep.*, Wm. Lewis, 6, Raymond-buildings.

**Worcestershire**—Joseph F. Ledam, Esq., North Field House.  
*Undersh.*, { John Tymbs, Esq., Worcester.  
 { Hydes & Tymbs, Worcester. A. U.  
*Dep.*, George Hall, 11, New Boswell-court.

**Worcester (City of)**—Richard Padmore, Esq., Worcester.  
*Undersh.*, Robert Gillam, Esq., Worcester.  
*Dep.*, Cardale, Iliffe, & Russell, 2, Bedford-row.

**Yorkshire**—Y. Gream, Esq., Sowerby House, Bridlington.  
*Undersh.*, William Gray, Esq., York.  
*Dep.*, Bell, Brodrick, & Bell, Bow Church-yard.

**York (City of)**—Benjamin Dodsworth, Esq., Burton Grange, near York.  
*Undersh.*, George Hicks Seymour, Esq., York.  
*Dep.*, Capes & Stuart, 1, Field-court, Gray's Inn.

## NORTH WALES.

**Anglesey**—Sir Harry Dent Goring, Bart., Trysglwyn, Anglesey and Highben, Sussex.  
*Undersh.*, R. Pritchard, Esq., Llwydiarth.  
*Dep.*, Gregory, Faulkner, Gregory, & Skirrow, Bedford-row.

**Carnarvonshire**—George Augustus Huddart, Esq., Brynkir.

**Denbighshire**—Simon Yorke, Esq., Erthig, near Wrexham.  
*Undersh.*, John James, Esq., Wrexham.  
*Dep.*, James Molyneux Taylor, 11, Furnival's Inn.

**Flintshire**—Sir William Henry Clerke, Bart., Martyn.  
*Undersh.*, Arthur Troughton Roberts, Esq., Mold.  
*Dep.*, Milne, Parry, Milne, & Morris, Harcourt-buildings, Temple.

**Merionethshire**—Hugh Jones, Esq., Woodland Cottage, near Ruthen, Denbigh.

**Monigomeryshire**—William Leutener, Esq., Dolerw.

## SOUTH WALES.

**Breconshire**—Perry Williams, Esq., Penpont.  
*Undersh.*, Maybury, Williams, & Cobb, Brecon.  
*Dep.*, Gregory & Son, Clement's Inn.

**Cardiganshire**—James Bowen, Esq., Twedyraur, near New-castle Emlyn.  
*Undersh.*, Thomas Morgan, Esq., Cardigan.  
*Dep.*, Jones, Trinder, Tudway, & Eyre, 1, John-street, Bedford-row.

**Carmarthen (Borough of)**—James Needle, Esq., Queen-street, Carmarthen.  
*Undersh.*, George Thomas, jun., Esq., Carmarthen.  
*Dep.*, Rickards & Walker, 29, Lincoln's Inn Fields.

**Carmarthenshire**—Sir James Williams, Bart., Edwinsford.  
*Undersh.*, Daniel Price, Esq., Talby, near Llandilla.  
*Dep.*, Abbott, Jenkins, & Abbott, 8, New Inn.

**Glamorganshire**—Thomas William Booker, Esq., Velindra.  
*Undersh.*, Thomas Evans, Esq., Cardiff.  
*Dep.*, Gregory & Son, Clement's Inn.

**Haverfordwest (Town of)**—John Green, Esq., Bridge-street, Haverfordwest. To whom all writs must be sent. No agent ever appointed.

**Pembrokeshire**—Owen Owen, Esq., Cwmgloyne.  
*Undersh.*, J. Crymes James, Esq., Haverfordwest.

**Radnorshire**—John Abraham Whittaker, Esq., Newcastle Court (appointed).

\* \* Warrants are granted in Town for Breconshire, Carmarthen (Borough), Cardiganshire, Radnorshire, and all places except Canterbury, Cinque Ports, Chester, Derbyshire, Durham, Gloucestershire, Gloucester (City), Herefordshire, Kingston-upon-Hull, Lancashire, Lichfield (City), Monmouthshire, Poole, Southampton, Worcester (City), York (City), and the Welch Counties, not before named. Office Hours, in Term, from 11 till 4; and in Vacation, from 11 till 3.

## London Gazettes.

TUESDAY, FEBRUARY 29.

## BANKRUPTS.

**WILLIAM HURST** the younger, Baker-street, Bagnigge-wells-road, Middlesex, licensed victualler, dealer and chapman, March 9 and April 14 at 1, Court of Bankruptcy. London: Off. Ass. Whitmore; Sols. Lawrance & Pews, Old Jewry-chambers, Old Jewry, London.—Fiat dated Feb. 25.

**DANIEL ROSS** and **EDWARD TATHAM**, Union-street, Southwark, Surrey, hat manufacturers, March 10 at 1 and April 17 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Hartley, Southampton-street.—Fiat dated Feb. 25.

**GEORGE FAIR ARNOLD**, Apsley Guise, Bedfordshire, carpenter and builder, and straw hat manufacturer, dealer and chapman, March 10 and April 17 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Gant, Nicholas-lane.—Fiat dated Feb. 24.

**CHARLES TOTTMAN CHAPMAN**, Cambridge, livery-stable keeper, dealer and chapman, March 10 at 2, and April 4 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Beville, Cambridge; Thorndike, 2, Staple-inn.—Fiat dated Feb. 25.

**JAMES LEWIS KENNABY**, King-street, Snow-hill, London, dealer in corks, cork cutter, dealer and chapman, March 10 and April 12 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Bickley, Moorgate-street.—Fiat dated Feb. 21.

**JOHN ATKINS**, West Cowes, Isle of Wight, Hampshire, wine and spirit and ale and porter merchant, dealer and chapman, March 7 at half-past 12, and April 7 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Harpur, Kennington-cross.—Fiat dated Feb. 24.

**JOSEPH BEAMAN**, Smethwick, Staffordshire, iron manufacturer, dealer and chapman, March 15 and April 8 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Dudley, Dudley; Motteram & Co., Birmingham.—Fiat dated Feb. 15.

**WILLIAM WOOD**, Waddington, Lincolnshire, licensed victualler, March 17 and April 7 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Bowley, Nottingham; Brown, Lincoln.—Fiat dated Feb. 23.

**VEY HAWKESFORD** and **JOHN HAWKESFORD**, Bilston, Staffordshire, iron founders, dealers and chapmen, March 15 and April 13 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Sparrow, Wolverhampton; Motteram & Co., Birmingham.—Fiat dated Feb. 23.

**LLIAM FRANCIS CHAPMAN**, Worcester, corn, seed, and hop factor, dealer and chapman, March 15 and April 13 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Rea, Worcester; Wright, Birmingham.—Fiat dated Feb. 22.

**MES LEWIS**, Hereford, mercer and draper, March 14 and April 18 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Davies, Hereford; Fuller, Birmingham; Jones, 11, Gray's-inn-square, London.—Fiat dated Feb. 23.

**IOMAS BATT SHUTTLEWORTH**, Sheffield, Yorkshire, shopkeeper, brush maker, and toy dealer, dealer and chapman, March 10 and April 22 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Binney, Sheffield; Nixon, Clifford's-inn.—Fiat dated Feb. 23.

**JOHN SANKEY**, Birkenhead, Cheshire, blacksmith, March 17 and April 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Atkinson, Liverpool; Messrs. Vincent, Temple, London.—Fiat dated Feb. 24.

**ILLIAM HENRY RAINS**, Liverpool, wine and commission merchant, dealer and chapman, (trading under the style or firm of W. H. Rains & Co.), March 17 and April 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Banner, Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Feb. 19.

**GEORGE WILKINS**, Bristol, builder, March 16 and April 11 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Ayre, jun., Bristol.—Fiat dated Feb. 24.

**EPHEN BENNETT**, College-green, Bristol, teazle dealer, March 16 and April 11 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Crosby, Bristol.—Fiat dated Feb. 21.

**ILLIAM CARTER**, Exeter, innkeeper, March 9 at 12, and April 7 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Daw, Exeter; Terrell, 14, Gray's-inn-square, London.—Fiat dated Feb. 23.

#### MEETINGS.

*John Laston*, Rickmansworth, Hertfordshire, coal merchant, March 10 at half-past 11, Court of Bankruptcy, London, last ex.—*Matthew Marshall*, St. John's Wood-terrace, orlond-town, Middlesex, carpenter, March 18 at 11, Court of Bankruptcy, London, last ex.—*John Gates*, *Jos. Coates*, *Robert T. Bartlett*, and *Geo. Beck*, Watling-street, London, arehousemen, March 11 at 11, Court of Bankruptcy, London, last ex.—*Edward Norris*, Manchester, commission agent, March 9 at 11, District Court of Bankruptcy, Manchester, last ex.—*James Wade*, Lisson-grove, Middlesex, draper, March 22 at 11, Court of Bankruptcy, London, and ac.—*Isaiah Levy Benrusan*, *Samuel L. Benrusan*, *Jacob Levy Benrusan*, and *Joshua L. Benrusan*, Magdalen-row, Gt. Prescott-street, Goodman's-fields, Middlesex, merchants, March 2 at 11, Court of Bankruptcy, London, and ac.—*William Tibbitt*, New Bond-street, Middlesex, butcher, March 22 at half-past 1, Court of Bankruptcy London, and ac.—*William P. Rickard*, Regent's-st., Mile-end-road, Middlesex, chemist, March 23 at 11, Court of Bankruptcy, London, and ac.—*Thomas Bromley*, Leighton Buzzard, Bedfordshire, grocer, March 21 at 12, Court of Bankruptcy, London, and ac.—*W. Ty*, *Daniel Frost*, and *Donald Oliver Matheson*, Swaffham, Norfolk, railway contractors, March 21 at 11, Court of Bankruptcy, London, and ac.—*Thomas W. Martin*, Oxford, sailor, March 21 at 11, Court of Bankruptcy, London, and ac.—*Robt. Nenebault*, East Retford, Nottinghamshire, draper, March 24 at 10, District Court of Bankruptcy, Sheffield, and ac.—*Wm. Beaumont*, Rotherham, Yorkshire, provision dealer, March 24 at 10, District Court of Bankruptcy, Sheffield, and ac.—*W. Astill*, Lenton, Nottinghamshire, ironmonger, March 24 at 10, District Court of Bankruptcy, Sheffield, and ac.—*Orias Day*, Devizes, Wiltshire, baker, March 23 at 11, District Court of Bankruptcy, Bristol, and ac.—*R. Law*, Bristol, ironmonger, March 21 at 11, District Court of Bankruptcy, Bristol, and ac.—*Wm. T. Morgan*, Neath, Glamorganshire, Iraper, March 30 at half-past 11, District Court of Bankruptcy, Bristol, and ac.—*Wm. Blain*, Liverpool, corn merchant, March 27 at 11, District Court of Bankruptcy, Liver-

pool, and ac.—*John Hind* and *Roger Warbrick*, Liverpool, carriers, March 27 at 11, District Court of Bankruptcy, Liverpool, and ac.—*John Jarvie* and *James Rowley*, Nutsford-vale Print-works, Newton, Manchester, silk manufacturers, March 22 at 11, District Court of Bankruptcy, Manchester, and ac.—*John Wetherell*, Manchester, publican, March 22 at 12, District Court of Bankruptcy, Manchester, and ac.—*Thomas Asant*, Dawlish, Devonshire, upholsterer, March 22 at 11, District Court of Bankruptcy, Exeter, and ac.; March 23 at 1, div.—*Wm. W. Spence*, Newcastle-upon-Tyne, woolen draper, March 21 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; March 23 at 11, fin. div.—*T. N. Benard*, Newcastle-upon-Tyne, merchant, March 23 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Thomas Snaith* and *George Snaith*, Bishop Auckland, Durham, ironmongers, March 21 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; March 23 at 11, fin. div.—*Gilbert Brown*, Shiffnal, Shropshire, banker, March 22 at 11, District Court of Bankruptcy, Birmingham, and ac.; March 23 at 11, div.—*R. H. Pugh*, Aldermanbury, London, warehouseman, March 21 at 11, Court of Bankruptcy, London, div.—*John M. Machin*, Waterloo-place, Pall-mall, Middlesex, wine merchant, March 21 at 1, Court of Bankruptcy, London, div.—*Richard More* and *B. W. Blake*, Norwich, coal merchants, March 21 at half-past 12, Court of Bankruptcy, London, div. sep. est. *R. More*—*E. B. Smithies* and *J. A. T. Matheson*, Great Dover-road, Newington, Surrey, glass merchants, March 23 at 12, Court of Bankruptcy, London, div.—*John Wetherell*, Manchester, publican, March 23 at 12, District Court of Bankruptcy, Manchester, first and fin. div.—*Thomas Chatto*, Morpeth, Northumberland, linen draper, March 21 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*George Windle*, Judd-street, Brunswick-square, Middlesex, haberdasher, March 21 at 12, Court of Bankruptcy, London.—*Thomas Bromley*, Leighton Buzzard, Bedfordshire, grocer, March 21 at 12, Court of Bankruptcy, London.—*H. J. Hammon*, Threadneedle-street, London, architect, and Greek-st., Soho, jewel case maker, March 23 at 11, Court of Bankruptcy, London.—*T. T. Cattley*, Cousin-lane, Upper Thames-street, London, and Vimiera-place, Wandsworth-road, Surrey, colour merchant, March 23 at 11, Court of Bankruptcy, London.—*Jonas M'George*, Wardour-street, Soho, Middlesex, ironmonger, March 23 at 12, Court of Bankruptcy, London.—*John Sawyer*, Egham, Surrey, butcher, March 23 at half-past 12, Court of Bankruptcy, London.—*Wm. T. Rickard*, Regent's-st., Mile-end-road, Middlesex, manufacturing chemist, March 23 at half-past 1, Court of Bankruptcy, London.—*W. Giblett*, New Bond-street, Middlesex, butcher, March 22 at half-past 1, Court of Bankruptcy, London.—*T. N. Benard*, Newcastle-upon-Tyne, merchant, March 23 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Richards*, Merthyr Tydvil, Glamorganshire, woollen draper, March 23 at half-past 11, District Court of Bankruptcy, Bristol.—*T. Sartain the younger*, Holt, Bradford, Wiltshire, sheep dealer, March 23 at 11, District Court of Bankruptcy, Bristol.—*Wm. Thos. Morgan*, Neath, Glamorganshire, draper, March 30 at 11, District Court of Bankruptcy, Bristol.—*G. Burr*, St. Helen's-farm, East Farleigh, Kent, market gardener, March 22 at half-past 12, Court of Bankruptcy, London.—*George Garner*, Noble street, London, commission agent, March 22 at 12, Court of Bankruptcy, London.—*Thos. C. Medwin*, Holland-street, Clapham-road, Surrey, engineer, March 22 at 1, Court of Bankruptcy, London.—*J. M. Lee*, Cornhill, London, underwriter, March 24 at 2, Court of Bankruptcy, London.—*Fras. Mackie*, Southampton-row, Russell-square, Middlesex, tailor, March 22 at 12, Court of Bankruptcy, London.—*Thomas Burley the elder*, Wolverhampton, Staffordshire, grocer, March 22 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Sutton*, Stockport, Cheshire, cotton waste dealer, March 22 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before March 21.*

*Wm. Walker*, Birmingham, hosier.—*Edmund Maude* and *George Maude*, Northfleet, Kent, Portland cement manufacturers.—*John Hughes*, Frohnshlog, Islanddeinolan, Carnar-

vonshire, miller.—*Wm. Trice*, High-street, Stepney, Middlesex, grocer.—*Thomas Pope*, Cockspur-street, Charing-croft, Westminster, Middlesex, and Lombard-street, London, coal merchant.—*Wm. Bale*, Bridgnorth, Shropshire, millwright.—*Wilson Jones*, Liverpool, merchant.—*T. Berridge*, Manchester, dealer in cigars.—*Wm. I. Barker*, Sunderland, Durham, auctioneer.—*Henry Edw. Field*, Mark-lane, London, eating-house keeper.—*John Russell*, Leamington Priory, Warwickshire, grocer.—*Wm. Fitzpatrick*, Walsall, Staffordshire, railway contractor.—*Wm. H. Hodding*, Gloucester-place, Portman-square, Middlesex, surgeon.—*Joseph Hill* the younger, Southampton, builder.—*George Miners*, Winchelsea, Sussex, wine merchant.—*Thomas Barnes Figures*, Blockley, Worcestershire, corn dealer.—*John Hills*, Billericay, Essex, auctioneer.

#### PARTNERSHIP DISSOLVED.

*Alfred Mayhew* and *T. A. F. Reynolds*, Carey-street, Lincoln's-inn, Middlesex, attorneys, solicitors, and conveyancers.

#### SCOTCH SEQUESTRATIONS.

*James Steel*, Sanquhar, merchant.—*Francis Borland*, Glasgow, merchant.—*Andrew Richardson*, Abbey, near North Berwick, farmer.—*George Campbell*, Edinburgh, cattle salesman.—*Thomas Dunn*, Port Dundas, Glasgow, merchant.—*Wm. Paul*, Edinburgh, accountant.—*George Brownlee*, Mid-Calder, merchant.—*Jeremiah Borrowes*, Glasgow, baker.—*J. & A. Porteous*, Kilmarnock, and Canonmills, near Edinburgh, tanners.—*E. M'Leitchie*, Glasgow, wine merchant.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Silas Cressey*, Fiddleford, Child Okeford, Dorsetshire, hosier, March 24 at 10, County Court of Dorsetshire, at Shaftesbury.—*Peter Mullen*, Newcastle-upon-Tyne, publican, March 16 at 11, County Court of Northumberland, at Newcastle.—*Wm. Baillie*, Liverpool, painter, March 6 at 10, Liverpool District County Court, at Liverpool.—*Woodgate Durrant*, Fryer's Farm, near Matfield-green, Brencley, Kent, farmer, March 11 at 10, County Court of Kent, at Tonbridge Wells.—*Wm. Gwillim*, Newport, Monmouthshire, surgeon, March 16 at 10, County Court of Herefordshire, at Hereford.—*Thos. Hine* and *Henry Hine*, Sidmouth, Devonshire, cabinet makers, March 15 at 10, County Court of Devonshire, at Honiton.—*John Bill*, Birmingham, baker and shopkeeper, March 20 at 11, County Court of Warwickshire, at Birmingham.—*John Biddle*, Birmingham, butcher and dealing in horses, March 20 at 11, County Court of Warwickshire, at Birmingham.—*Hector Parsonage*, Birmingham, paper hanger, March 13 at 11, County Court of Warwickshire, at Birmingham.—*Luke Lock Packwood*, Birmingham, coal dealer, March 13 at 11, County Court of Warwickshire, at Birmingham.—*Thomas Vaughan*, Birmingham, stone mason, March 20 at 11, County Court of Warwickshire, at Birmingham.—*Thomas Calderbank*, Broadheath, Altrincham, Cheshire, shopkeeper, March 16 at 11, County Court of Cheshire, at Altrincham.—*John Jowett*, Clayton, near Bradford, Yorkshire, out of business, March 15 at 11, County Court of Yorkshire, at Bradford.—*John Tonge*, Little Bolton, Lancashire, general provision dealer, March 17 at 12, County Court of Lancashire, at Little Bolton.—*Frederick Hale*, Hurst, Wiltshire, general dealer, March 13 at half-past 11, County Court of Berkshire, at Reading.—*Wm. Strangeways*, Richmond, Yorkshire, butcher, March 24 at 10, County Court of Yorkshire, at Richmond.—*Robert Dunn*, Little Budworth, near Tarporley, Cheshire, farmer, March 8 at 1, County Court of Cheshire, at Northwich.—*George Potter*, Kirby-moor-side, Yorkshire, ironmonger, March 16 at 11, County Court of Yorkshire, at Helmsley.—*John Webster*, Harum, near Helmsley, Yorkshire, farmer, March 16 at 11, County Court of Yorkshire, at Helmsley.—*John Newby*, Kirby-moor-side, Yorkshire, innkeeper, March 16 at 11, County Court of Yorkshire, at Helmsley.—*Thos. Dewhurst*, Liverpool, grocer, March 6 at 10, Liverpool District County Court, at Liverpool.—*Richard George Bibby*, Liverpool, inspector of police, March 6 at 10, Liverpool District County Court, at Liverpool.—*Wm. Hayes*, Liverpool, shopman to an ironmonger, March 6 at 10, Liverpool District County Court, at Liverpool.—*Samuel Young*, Loughborough, Leicestershire, warehouseman, March 13 at 11, County Court of Leicestershire, at Loughborough.—*Ed. Waters*, Liverpool, boarding-house keeper, March 6 at 10,

Liverpool District County Court, at Liverpool.—*J. Symington*, Welford, Northamptonshire, tea dealer, April 7 at 11, County Court of Leicestershire, at Lutterworth.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

March 14 at 11, before Mr. Commissioner HARRIS.

*George Pearson Clark*, Shepperton-st., Islington, Middlesex, attorney's clerk.—*Charles Coates*, Smith-st., Northampton-square, Middlesex, omnibus conductor.—*Charles Addison*, Lansdowne-terrace, South Lambeth, Surrey, out of business.—*Chas. Laurence*, John-st., Berkeley-square, in John's-court, Farm-street, Berkeley-square, Middlesex, in Coombe Abbey, Coventry, Warwickshire, groom.—*Georg Vinter Holmes*, Alfred-place, Bedford-square, Middlesex, clerk in the Inland Department of her Majesty's General Post office, St. Martin's-le-Grand, London.—*Catherine Carpentier*, Somers'-place, New-road, St. Pancras, Middlesex, officer's widow.—*Thos. Killick Horlock*, Uxbridge, Middlesex, dealer in fish.

March 15 at 10, before Mr. Commissioner LAW.

*Stephen Cox*, Hatfield, Hertfordshire, stationer.

March 15 at 10, before Mr. Commissioner PHILLIPS.

*Joseph Edward Teverham*, Star-corner, Bermondsey, Surrey, cheesemonger.—*John James Loweth*, New Inn-yard, Shoreditch, Middlesex, dealer in coals.

March 16 at 11, before the CHIEF COMMISSIONER.

*Andrew Burdett Vyse*, Liverpool-st., Walworth, Surrey, out of business.—*John Game*, Tyson's-road, Stoke Newington, driver of an omnibus.—*John Tudor*, Kingsgate-street, Holborn, Middlesex, cowkeeper.—*Wm. Clark*, Union-road, Clapham, Surrey, draper's assistant.

Saturday, Feb. 26.

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Wm. Hattersley*, Windmill-st., Westminster, Middlesex, pianoforte maker, No. 59,059 T.; *Henry Brooks*, assignee.—*Robert Gray Jackson*, Hightown, near Birstall, Yorkshire, woolstapler, No. 68,872 C.; *John Clapham*, assignee.—*Ed. Christopher*, Sedgefield, Durham, farmer, No. 68,928 C.; *Wm. Burford*, assignee.—*John Ralphs*, Manchester, beerhouse keeper, No. 68,969 C.; *Thos. Fullam*, assignee.—*John Tarr*, Torquay, Devonshire, baker, No. 68,849 C.; *William Ball*, assignee.—*Thos. Laach*, Carlton, Nottinghamshire, baker, No. 68,382 C.; *Gersham Reddish*, assignee.—*James Mooney*, Strangeways, Manchester, carver, No. 68,373 C.; *George Sneath*, assignee.

Saturday, Feb. 26.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Thomas Reid*, Old Compton-st., Soho, Middlesex, hairdresser in the Queen's Prison.—*Thos. Garnish*, West-st., St. Martin's-lane, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*George Horne*, Tilsworth, near Dunstable, Bedfordshire, plait dealer: in the Queen's Prison.—*James Payne*, Earl-street, Kensington, Middlesex, cowkeeper: in the Debtors Prison for London and Middlesex.—*Edward Downing*, Victoria-place, Union-street, Southwark, Surrey, furniture dealer: in the Queen's Prison.—*Richard Browne*, High-st., Poplar, Middlesex, hair dresser: in the Debtors Prison for London and Middlesex.—*Robert Birch*, Norwood-green, Hayes, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Peter William Lankston*, Upper Seymour-st., Easton-sq., Middlesex, surveyor: in the Debtors Prison for London and Middlesex.—*Sam. Gale*, Halton-street, Cross-street, Islington, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Thos. Burrows*, George-street, Hampstead-road, Middlesex, assaiist: in the Debtors Prison for London and Middlesex.—*John W. Edridge*, Oxford-st., Middlesex, shopman to a grocer: in the Debtors Prison for London and Middlesex.—*Wm. Thoms* the younger, Strand, Middlesex, operative chemist: in the Debtors Prison for London and Middlesex.—*Josiah J. Butcher*, Everilda-st., Hemingford-terrace, White



conduit-fields, Islington, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Edward Appleton*, Plumstead, Kent, baker: in the Queen's Prison.—*Stephen Bradley*, the younger, Marylebone-lane, Middlesex, green grocer: in the Debtors Prison for London and Middlesex.—*Rob. Marks*, Goscow-road, Bayswater, Middlesex, auctioneer: in the Queen's Prison.—*Henry Leadbitter*, St. John-street, Westminster, Middlesex, porter in the Royal Exchange: in the Debtors Prison for London and Middlesex.—*Jos. Johnson*, Tottenham-court-road, Middlesex, boot maker: in the Debtors Prison for London and Middlesex.—*Wm. Mennell*, Mark-sam-street, Chelsea, Middlesex, hair dresser: in the Debtors Prison for London and Middlesex.—*Jas. Edmonds*, Brewer-street, St. Pancras, Middlesex, shopman to a cheesemonger: in the Debtors Prison for London and Middlesex.—*Chas. A. Brookfield*, Cumming-st., Pentonville, Middlesex, attorney at law: in the Queen's Prison.—*John Pearce*, Lark-hall-lane, Clapham, Surrey, chemist: in the Gaol of Surrey.—*George Todd*, Frimley, near Farnham, Surrey, baker: in the Gaol of Surrey.—*John Little*, Queen's-buildings, Knightsbridge, Middlesex, agent: in the Debtors Prison for London and Middlesex.—*Wm. Gascoyne* the younger, Curtain-road, Middlesex, butcher: in the Debtors Prison for London and Middlesex.

(On Creditor's Petition).

*Wm. Farlar*, Brompton-sq., Middlesex, gentleman: in the Queen's Prison.

(On their own Petitions).

*Richard Eager*, Lewes, Sussex, licensed victualler: in the Gaol of Lewes.—*Thos. Dyer*, Oxford, grocer: in the Gaol of Oxford.—*Jas. Garner*, Hulme, Manchester, baker: in the Gaol of Lancaster.—*Wm. Green*, Hyde, near Manchester, baker: in the Gaol of Lancaster.—*Joseph Hibbert*, Preston, Lancashire, auctioneer: in the Gaol of Lancaster.—*William Sanderson*, Oxford, accountant: in the Gaol of Oxford.—*Rowland Hughes*, Tranmere, Cheshire, stone mason: in the Gaol of Liverpool.—*Anthony Harris*, Leckhampton, near Cheltenham, Gloucestershire, gardener: in the Gaol of Gloucester.—*Thos. Haynard*, Gloucester, out of business: in the Gaol of Gloucester.—*Robert McWhirr*, Lincoln, travelling trapper: in the Gaol of Lincoln.—*Rich. D. Nicholson*, Toxeth-park, Liverpool: in the Gaol of Lancaster.—*Edward Jordan*, Ardwick, Manchester, plumber: in the Gaol of Lancaster.—*Wm. Parter*, Ardwick, Manchester, plumber: in the Gaol of Lancaster.—*James Avery*, Birmingham, needle manufacturer: in the Gaol of Coventry.—*Wm. Outhwaite*, Manchester, joiner: in the Gaol of Lancaster.—*John Parinson*, Blackburn, Lancashire, upholsterer: in the Gaol of Lancaster.—*Wm. Price*, Preston, Lancashire: in the Gaol of Lancaster.—*Wm. Hargrave*, Newcastle-upon-Tyne, saddlere maker: in the Gaol of Newcastle-upon-Tyne.—*Thomas Bryant*, Mayfield, Sussex, grocer: in the Gaol of Lewes.—*Frederick Key*, Oldbury, Tewkesbury, Gloucestershire, pork butcher: in the Gaol of Gloucester.—*Colin MacLeod*, Gateshead, Durham, commission agent: in the Gaol of Newcastle-upon-Tyne.—*Fred. Heath*, Landport, Portsea, Southampton, blacksmith: in the Gaol of Winchester.—*Thomas Robinson*, Oldham, Lancashire, cotton spinner: in the Gaol of Lancaster.—*Wm. Geo. Richards*, Hulme, Manchester, tailor: in the Gaol of Lancaster.—*Samuel Abraham*, North Shields, Northumberlandshire, general dealer: in the Gaol of Newcastle-upon-Tyne.—*Edw. Gill*, Chester, tinman: in the Gaol of Chester.—*John Weston*, Newick, near Uckfield, Sussex, retailer of beer: in the Gaol of Lewes.—*John Wallis*, Colchester, Essex, furniture broker: in the Gaol of Chelmsford.—*Hen. Bulmer*, Wheelgate, Malton, Yorkshire, out of business: in the Gaol of York.—*Wm. G. Harman*, Gloucester, victualler: in the Gaol of Gloucester.—*William Atkinson*, Newcastle-upon-Tyne, out of business: in the Gaol of Newcastle-upon-Tyne.—*Jas. H. Newton*, Southsea, near Portsmouth, Southampton, assistant to a grocer: in the Gaol of Winchester.—*John McConnall*, Holt-town, Manchester, retail dealer in ale: in the Gaol of Lancaster.—*Thomas Saxton*, Manchester, corn dealer: in the Gaol of Lancaster.—*J. Taylor*, Hulme, Manchester, butcher: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—

March 14 at 11, before the CHIEF COMMISSIONER.

*Jean B. Roret*, Featherstone-buildings, Holborn, Middle-

sex, commission agent for the sale of French fancy goods.—*John Neaves*, Coles-terrace, Barnsbury-road, Islington, Middlesex, builder.—*Geo. Hawker*, Manchester-street, Argyle-square, King's-cross, Battle-bridge, Middlesex, baker.—*Sam. J. H. Chapman*, Seymour-street, Euston-square, Middlesex, plumber.—*Fred. H. Gascoyne*, Bruton-st., Bond-st., Middlesex, hair dresser.—*Wm. Wiensden*, Strood, plumber.

March 15 at 11, before the CHIEF COMMISSIONER.

*Jas. Moorey*, Deptford-bridge, Kent, veterinary surgeon.—*Geo. Egleton*, Battlesland-street, Hoxton, Middlesex, paper hanger.

March 15 at 10, before Mr. Commissioner LAW.

*John H. Morgan*, Acton-st., Gray's-inn-road, Middlesex, out of business.—*Jas. Robbins*, Aldenham-st., St. Pancras-road, Middlesex, out of business.

At the County Court of Gloucestershire, at GLOUCESTER, March 17 at 10.

*Thomas Maynard*, Gloucester, coach builder.—*Anthony Harris*, Leckhampton, near Cheltenham, gardener.—*Fred. Key*, Oldbury, Tewkesbury, out of business.—*Sam. Hooper*, Brookthorp, near Gloucester, farmer.—*Thos. Jennings*, Newent, out of business.

At the County Court of Somersetshire, at TAUNTON, March 14 at 10.

*Benj. Stickland*, East Pennard, near Shepton Mallet, out of business.

At the County Court of Northumberland, at NEWCASTLE-UPON-TYNE, March 16 at 11.

*Colin MacLeod*, Pipewellgate, Gateshead, Durham, commission agent.—*Samuel Abraham*, North Shields, dealer in glass.—*Wm. Atkinson*, Quayside, out of business.—*William Hargrave*, Newcastle-upon-Tyne, saddle-tree maker.

MEETINGS.

*Mary Jones*, spinster, Gloucester, March 14 at 11, Court-house, Portugal-street, Lincoln's-inn-fields, London, pr. d.—*Thos. Fildes*, Salford, Lancashire, victualler, March 16 at 12, Parry's, Manchester, sp. aff.

FRIDAY, MARCH 3.

BANKRUPTS.

THOMAS HAWKES, Bocking, Essex, whitesmith and locksmith, March 10 and April 14 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Lane, Braintree, Essex; Thurgood, Pinner's-hall, Broad-street, London.—Fiat dated Feb. 28.

JOHN SHEPARD the younger, Southampton, plumber, painter, glazier, dealer and chapman. March 10 at half-past 1, and April 14 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Coxwell & Harfield, Southampton; Sowton, Great James-street, Bedford-row.—Fiat dated Feb. 22.

SOPHY WEST, (widow), Hornchurch, Essex, saddler and harness maker, dealer and chapman, March 10 at half-past 1, and April 14 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Buchanan, Basinghall-street, London.—Fiat dated March 1.

CHARLES FARMER, Edgeware-road, Middlesex, ironmonger, dealer and chapman, March 11 at 2, and April 22 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Hunt, 3, New Boswell-court.—Fiat dated Feb. 26.

ROBERT THOMPSON, Little James-street, Gray's-inn-lane, and Henry-street, Pentonville, Middlesex, printer, dealer and chapman, March 14 at half-past 2, and April 14 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Everest & Co., 12, Hatton-garden, Holborn.—Fiat dated Feb. 29.

THOMAS PARTRIDGE and JOHN JORDAN, Luton, Bedfordshire, wine merchants, dealers and chapmen, March 17 at 2, and April 14 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Venning & Co., Tokenhouse-yard, Lothbury.—Fiat dated Dec. 6.

WILLIAM HORTOP, Plymouth, Devonshire, builder, dealer and chapman, March 16 and April 13 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Kelly, Plymouth; Stogdon, Southernhay, Exeter; Harris, 5, Stone-buildings, Lincoln's-inn, London.—Fiat dated Feb. 17.

**WILLIAM MEDLAND**, St. Austell, Cornwall, common brewer, dealer and chapman, March 16 and April 13 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Bishop & Pitts, Exeter; Harris, 5, Stone-buildings, Lincoln's-inn, London.—Fiat dated Feb. 19.

**JAMES COLES**, Nether Stowey, Somersetshire, baker, dealer and chapman, March 14 and April 12 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Parker, Axbridge; Lawrance & Reed, Chapside, London.—Fiat dated Feb. 26.

**JOHN PIDGEON**, Honiton, Devonshire, wine and spirit merchant, dealer and chapman, March 16 at 1, and April 12 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-street, London.—Fiat dated March 1.

**JOHN PIPER**, Bath, Somersetshire, coal merchant, March 14 and April 13 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Hellinga, Bath; Jones & Co., Crosby-square, London.—Fiat dated March 1.

**CHRISTOPHER POPE** the younger and **RICHARD POPE**, Newport, Monmouthshire, ship brokers, commission agents, and general merchants, (carrying on business at Newport aforesaid, under the firm of Pope & Co.), March 16 and April 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Callender, Bristol; Wiglesworth & Co., Gray's-inn-square, London.—Fiat dated March 1.

**THOMAS JACOBS**, Stapleton-road, Gloucestershire, share broker, dealer in railway and other shares, dealer and chapman, March 21 and April 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Sabine, Bristol.—Fiat dated Feb. 16.

**ROBERT MANSELL**, Newent, Gloucestershire, timber and coppice wood dealer, and coal merchant, dealer and chapman, March 14 at 11, and April 13 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Wilkes, Gloucester; Lewis, 28, Essex-street, Strand.—Fiat dated Feb. 28.

**RICHARD FORTY**, Cheltenham, Gloucestershire, builder, undertaker, carpenter, dealer and chapman, March 17 at half-past 12, and April 14 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Jessop, Cheltenham.—Fiat dated Feb. 28.

**JAMES HUGHES**, Cheltenham, Gloucestershire, ironmonger, dealer and chapman, March 17 and April 14 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Winterbotham & Bell, Cheltenham.—Fiat dated Feb. 26.

**JOSEPH GATES**, Bristol, licensed victualler, dealer and chapman, March 21 at 11, and April 14 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Sabine, Bristol.—Fiat dated Feb. 25.

**THOMAS PLUMLEY** the elder, Bower Ashton, Somersetshire, potato dealer, dealer and chapman, March 16 and April 13 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Sabine, Bristol; Treherne & White, Barge-yard-chambers, London.—Fiat dated Feb. 25.

**EDWARD HUGHES**, Liverpool, grocer and provision dealer, March 14 and April 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Whitley, Liverpool; Sweeting & Co., Southampton-buildings, London.—Fiat dated Feb. 29.

**ROBERT HISCOCKS**, Birkenhead, Cheshire, brewer, March 16 and April 6 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Hilliar, Birkenhead; Frampton, Gray's-inn, London.—Fiat dated Feb. 16.

**ROBERT HARRISON**, Liverpool, victualler, dealer and chapman, March 17 and April 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Owen, Liverpool; Nethersole, New-inn, London.—Fiat dated Feb. 29.

**JOHN PIKE LAWRENCE**, Liverpool, boot and shoe maker, dealer and chapman, March 14 and April 11 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Rowe, Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Feb. 26.

**JOHN SOUTHERN**, Liverpool, builder and lime burner, March 15 and April 12 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Dodge, Liverpool; Hall & Co., Verulam-buildings, Gray's-inn, London.—Fiat dated Feb. 24.

**THOMAS DUBBERLEY**, Monmouth, watch and clock maker, jeweller, and silversmith, dealer and chapman, March 16 at 12, and April 13 at half-past 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Galish Monmouth; Berkeley, Lincoln's-inn-fields, London.—Fiat dated Feb. 25.

**JOHN CHESHIRE**, Hartford, Cheshire, salt manufacture, salt dealer, salt agent, commission-agent, agent, factor, dealer and chapman, March 17 and April 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sol. Hostage & Blake, Castle, Northwich; Froggatt, 16, Clifford's-inn, London.—Fiat dated Feb. 26.

**THOMAS TOMKINSON**, Salford, Lancashire, wool-turner, dealer and chapman, March 14 and April 5 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pz; Sols. Andrew, Manchester; Wilkinson, 44, Lincoln's-inn-fields, London.—Fiat dated Feb. 29.

**WILLIAM LOWE**, Birmingham, plater, dealer and chapman, March 15 and April 12 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Sutton Birmingham.—Fiat dated Feb. 29.

**HENRY PENMAN**, Sunderland, Durham, ironmonger, anchor, chain, and nail manufacturer, shipowner, dealer and chapman, March 14 at 11, and April 13 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. J. J. & G. W. Wright, Sunderland; Napier & Co., 6, Frederick's-place, Old Jewry, London.—Fiat dated Feb. 25.

#### MEETINGS.

*Wm. Speller*, Berkeley-street West, and *George Trig*, Inverness-row, Paddington, Middlesex, builders, March 14 at 11, Court of Bankruptcy, London, last ex.—*Edward Davis*, Welbank Mitchell, Brighton, Sussex, boarding-house keeper, March 14 at half-past 1, Court of Bankruptcy, London, last ex.—*Richard Foxley*, Herne, Kent, brick maker, March 16 at half-past 12, Court of Bankruptcy, London, last ex.—*Powell Saph*, Salisbury, Wiltshire, hatter, March 17 at 1, Court of Bankruptcy, London, last ex.—*John Bedford* and *Charles Payne*, Mansfield-street, Borough-road, Surrey, paper makers, March 21 at 11, Court of Bankruptcy, London, last ex.—*Joseph Wooler*, Stockton-on-Tees, Durham, draper, dealer and chapman, March 23 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Susannah Milton*, High-st., Hounslow, Middlesex, clothier, March 24 at half-past 11, Court of Bankruptcy, London, aud. ac.—*George Webb* and *Archibald Tunno Webb*, Great St. Helen's, London, wine merchants, March 24 at 12, Court of Bankruptcy, London, aud. ac.—*James Rogers*, Northumberland-st., Strand, Middlesex, Italian warehouseman, March 24 at 2, Court of Bankruptcy, London, aud. ac.—*John Bismore*, Lower Brook-st., Grosvenor-square, Middlesex, coffee-house keeper, March 24 at 1, Court of Bankruptcy, London, aud. ac.—*John Maclean Lee*, Cornhill, London, underwriter, March 24 at 2, Court of Bankruptcy, London, aud. ac.—*Jos. Cooper Player*, Dursley, Gloucestershire, draper, March 28 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Robert Harrison*, Mould, Flintshire, corn dealer, March 27 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Ward*, Runcorn, Cheshire, grocer, March 27 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; March 30 at 11, div.—*Robert Roberts*, Denbigh, innkeeper, March 27 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; March 30 at 11, div.—*Jos. Froste* and *Josiah Ashlin*, Liverpool, merchants, March 27 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; March 30 at 12, div.—*Thos. Cartwright*, Heaton Norris, Lancashire, banker, April 13 at 12, District Court of Bankruptcy, Manchester, aud. ac.; April 14 at 12, div.—*J. Bowyer*, Kidderminster, Worcestershire, carpet manufacturer, March 29 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*W. Dewhurst*, Huddersfield, printer, March 25 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Robert Charles*, Leeds, Yorkshire, commission agent, March 25 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Luke Normington*, Lester Dyke, Bradford, Yorkshire, worsted manufacturer, March 25 at 11, District Court of Bankruptcy, Leeds, aud. ac. and first and fin. div.—*F. C. Veith*, Kingston-upon-Hull, merchant, March 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*Wm. Norris*, Great Grimsby, Lincolnshire, builder, March 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*John Keady* and *Thomas Keady*, Bridlington, Yorkshire.

rinters, March 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.—*William Chappelow* the younger, Jermyn-street, St. James's, Middlesex, wholesale saddler, March 25 at 1, Court of Bankruptcy, London, div.—*John Clarke*, Gt. Castle-street, Regent-st., Middlesex, painter, March 25 at 12, Court of Bankruptcy, London, div.—*Stephen Davies*, Somerset-wharf, Bankside, Surrey, and times-wharf, Wilton-road, Pimlico, Middlesex, coal merchant, March 25 at 11, Court of Bankruptcy, London, div.—*Isaac Fellman*, Fore-street, Limehouse, Middlesex, brewer, March 25 at 11, Court of Bankruptcy, London, div.—*Thomas James*, River-street, Myddleton-square, Middlesex, wilder, March 25 at half-past 11, Court of Bankruptcy, London, div.—*Richard Enroll*, Broad-street, Bloomsbury, Middlesex, draper, March 25 at half-past 11, Court of Bankruptcy, London, div.—*Morgan Lewis*, Oxford-st., Middlesex, linen draper, March 24 at half-past 12, Court of Bankruptcy, London, div.—*Lewis A. Bennett*, Crutched Friars, London, merchant, March 24 at 11, Court of Bankruptcy, London, div.—*John Geale*, New Burlington-mews, Regent-st., Middlesex, job master, March 24 at half-past 2, Court of Bankruptcy, London, div.—*Ozias Day*, Devises, Wiltshire, baker, March 24 at 11, District Court of Bankruptcy, Bristol, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Susannah Milton*, High-st., Hounslow, Middlesex, clothier, March 24 at half-past 11, Court of Bankruptcy, London.—*John Thompson*, Wells-row, Islington, Middlesex, stone mason, March 24 at 1, Court of Bankruptcy, London.—*Wm. Doyle*, Upper Lisson-street, Lisson-grove, St. Marylebone, Middlesex, licensed victualler, March 24 at 12, Court of Bankruptcy, London.—*Charles Thomas*, Southampton, painter, March 24 at 1, Court of Bankruptcy, London.—*J. Binnmore*, Lower Brook-street, Grosvenor-square, Middlesex, coffee-house keeper, March 24 at 1, Court of Bankruptcy, London.—*John Rd. Gamble*, Cornhill, London, provision merchant, March 24 at 2, Court of Bankruptcy, London.—*Geo. Stacey*, Bristol, victualler, March 24 at 11, District Court of Bankruptcy, Bristol.—*Richard H. Pugh*, Aldermanbury, London, warehouseman, March 24 at 12, Court of Bankruptcy, London.—*John Blackburne*, Liverpool, tailor, March 28 at 11, District Court of Bankruptcy, Liverpool.—*John E. Mottey*, Boston, Lincolnshire, tailor, March 24 at 11, District Court of Bankruptcy, Nottingham.—*John Cullen*, Nottingham, grocer, March 24 at 11, District Court of Bankruptcy, Nottingham.—*Stephen Henry Gummer*, Bridport, Dorsetshire, attorney at law, April 12 at 11, District Court of Bankruptcy, Exeter.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 24.

*Thomas W. Crowhurst*, Bristol, grocer.—*William Smith*, Colne, and Trawden, Lancashire, cotton manufacturer.—*Robt. Hood*, Haughley, near Stowmarket, Suffolk, brewer.—*Jane Parry* and *Elizabeth Parry*, Bangor, Carnarvonshire, drapers.—*Geo. Butler*, Liverpool, ship broker.—*William Sherwood*, Belvedere-road, Lambeth, Surrey, builder.—*William Lake*, Fleet-street, London, printer.—*James Mackay*, Liverpool, sailor.—*Chas. Hen. Fereday*, Tettenhall, Staffordshire, coal dealer.—*Joseph Robison*, Ipswich, Suffolk, draper.—*John Donaldson*, Wigton, Cumberland, common brewer.—*Richard Lynes*, Birmingham, wire worker.—*John Edwards*, Upper Stamford-street, Blackfriars, Surrey, corn merchant.

## SCOTCH SEQUESTERATIONS.

*Robert Forgie*, Rutherglen, grocer.—*George Anderson*, Glasgow, iron founder.—*Chas. Hunter*, Glencarse, insurance broker.—*Campbell & Wilson*, Glasgow, drapers.—*J. Whyte*, St. Andrews, grocer.—*David Buchan*, Glasgow, merchant.—*Andrew Wight*, Ayr, watch maker.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Joseph Jones*, Fordham, Norfolk, farmer, March 18 at 12, County Court of Cambridgeshire, at Ely.—*John P. Canner*, Havant, Hampshire, saddler, March 18 at 9, County Court of Hampshire, at Portsmouth.—*Robert Watson*, Southsea, Portsmouth, Hampshire, baker, March 18 at 9, County Court of Hampshire, at Portsmouth.—*Geo. Mower*, Elmsett, Suffolk,

jobber, March 21 at 12, County Court of Suffolk, at Hadleigh.—*Walter W. Brand*, Mildon, near Hadleigh, Suffolk, farmer, March 21 at 12, County Court of Suffolk, at Hadleigh.—*Thos. Todd*, Hillhouse, Huddersfield, Yorkshire, shopkeeper, March 23 at 10, County Court of Yorkshire, at Huddersfield.—*Francis A. Moschinski*, St. Thomas the Apostle, Devonshire, professor of languages, March 17 at 10, County Court of Devonshire, at Exeter.—*Thomas Whitaker*, Manchester, assistant at a Temperance Hotel, March 10 at 1, County Court of Lancashire, at Manchester.—*Thomas Jones Goff*, Stapleton, Shropshire, farmer, March 14 at 10, County Court of Shropshire, at Shrewsbury.—*Anne Capadose*, Worthing, Sussex, governess, March 20 at 11, County Court of Sussex, at Worthing.—*Edw. C. Lewis*, Weston-super-Mare, Somersetshire, hatter, March 18 at 10, County Court of Somersetshire, at Weston-super-Mare.—*Hilton Pask*, Thorny-fen, Thorney, Isle of Ely, Cambridge, farm bailiff, March 17 at 4, County Court of Northamptonshire, at Peterborough.—*Rev. Charles H. Maberly*, Owalebury, near Winchester, Southampton, curate, March 17 at 11, County Court of Hampshire, at the Castle of Winchester.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

March 20 at 10, before Mr. Commissioner PHILLIPS.

*Benj. Hawkes*, Stanmore, Middlesex, carrier.—*John Williams*, Gainsford-st., Horselydown, Surrey, painter.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

March 17 at 10, before Mr. Commissioner LAW.

*Thos. Cornwell*, Kingland-road, Shoreditch, Middlesex, dealer in pigs.—*Louis Fèvre*, James-st., Haymarket, Middlesex, watchmaker.—*Wm. Rowe*, Cambridge-road, Middlesex, builder.—*Jos. Braham*, Jubilee-place, Commercial-road East, Middlesex, watchmaker.

March 17 at 10, before Mr. Commissioner PHILLIPS.

*Thos. Marshall*, Church-row, Southampton-st., Camberwell, Surrey, dealer in bricks.—*Edw. Mitchell* the younger, Ave Maria-lane, London, lodging-house keeper.—*Edward J. Stannard*, Singleton-street, East-road, City-road, Middlesex, and Pancras-lane, London, wine merchant.—*Wm. Smith*, Shouldham-st., Brynstone-sq., Middlesex, coach maker.—*Geo. Bohn*, Barnes-place, Mile-end-road, and West-street, Devonshire-st., Globe-fields, Mile-end, Middlesex, baker.—*Geo. Crouch*, Carlton-sq., Old Kent-road, Surrey, and Tudor-st., Blackfriars, London, parcel booking-office keeper.—*Geo. Laws*, Waltham Abbey, Waltham, Essex, marbler.—*Wm. S. Corbishley*, Wilmot-square, Bethnal-green-road, Middlesex, stationer.—*John Collins*, Union-street, Middlesex Hospital, hatter.

March 20 at 11, before Mr. Commissioner HARRIS.

*Samuel Reeve*, Greenwich, Kent, plumber.—*Louis Asser*, Regent-st., Oxford-st., Middlesex, china dealer.—*George F. Taylor*, Wells-row, Upper-street, Islington, Middlesex, stationer.—*Wm. Draper*, Newman-st., Oxford-st., Middlesex, upholsterer.—*H. L. Howard*, Cannon-street, London, gentleman.—*M. Pryce*, widow, Craven House, Drury-lane, Middlesex, following no business.—*J. W. Edridge*, Oxford-st., Middlesex, shopman to an oilman.—*Henry Leadbitter*, St. John-street, West Smithfield, Middlesex, porter in the Royal Exchange Fire Insurance Office, Cornhill.—*Benj. Atkinson*, Printer's-place, Bermondsey, Surrey, bricklayer.—*Richard Browne*, High-st., Poplar, Middlesex, hair dresser.

March 20 at 10, before Mr. Commissioner LAW.

*Edw. Fownes*, Balzephon-street, Long-lane, Bermondsey, Surrey, in no business.—*Matthew Trattles*, Orchard-street, Holland-st., Kensington, Middlesex, carpenter.

At the County Court of Lancashire, at LANCASTER, March 18 at 10.

*William G. Richards*, Hulme, Manchester, tailor.—*Wm. Outhwaite*, Manchester, joiner.—*Jas. Garner*, Hulme, Manchester, baker.—*Jos. Hibbert*, Preston, confectioner.—*James Taylor*, Manchester, butcher.—*Henry Mercer*, Nova Scotia, Blackburn, retail dealer in ale.—*John Parkinson*, Blackburn, cabinet maker.—*Thomas Santon*, Heston Norris, near Man-

chester, provision dealer.—*Wm. Green*, Hyde, near Manchester, baker.—*Adam Bell*, Patricroft, near Manchester, grocer.—*John Greenwood*, Colne, Lancashire, tea dealer.—*James Dean*, Salford, coach proprietor.—*Richard Taylor*, Higher Ardwick, Manchester, beer seller.—*John Hargreaves*, Harbrough Eaves, labourer.—*Robert Lee*, Little Clegg, Butterworth, near Rochdale, wool dealer.—*Wm. Hague*, Stockport, out of business.—*Richard Lord*, Rochdale, farmer.—*John Bentley*, Stockport, licensed victualler.—*Peter Ryder*, Dryalsden, near Ashton-under-Lyne, brick maker.—*Jos. Neale*, Hulme, Manchester, butcher.—*Wm. Lomas*, Manchester, cabinet maker.—*John Shelmerdine*, Heywood, near Rochdale, in no business.—*Robert Blackwell*, Stockport, joiner.—*Thos. Edwards*, Ardwick, Manchester, out of business.—*Thomas Robinson*, Oldham, out of business.—*Cuthbert Cardwell*, Leyland, near Chorley, auctioneer.—*Benjamin Sowden*, Marsden, out of business.—*John Cook*, Sandy-hill, near Staveley, butcher.—*John Johnston*, Chorlton-upon-Medlock, Manchester, out of business.

*At the County Court of Staffordshire, at STAFFORD, March 20 at 10.*

*John Langton Pope*, Stoke-upon-Trent, engraver.

*At the County Court of Merionethshire, at DOLOBELLY, March 29 at 10.*

*Evan Owen*, Hafoducha, Llanaber, in no trade or business.

*At the County Court of Kent, at DOVER, March 24 at 10.*

*Charles Manly Browne*, Ramsgate, out of employment.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday March 4, 1848.

# The Jurist

No. 583—VOL. XII.

MARCH 11, 1848.

Price 1s., with Supplement, 2s.

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LONDON, MARCH 11, 1848.

THE subject of summary convictions by magistrates, and of commitments in the nature of convictions, was fully discussed in the recent case in error of *Lindsay v. Leigh*.\*

The case came before the Court of Error on a bill of exceptions tendered at the trial of an action of trespass for false imprisonment, brought by the plaintiff below against the defendant. The plaintiff had been committed by a warrant of the defendant (a justice of the peace) under the Master and Servant's Act, 4 Geo. 4, c. 34, for having unlawfully absented himself from his master's service. The warrant was clearly defective, for not stating that the contract was in writing or that the service was entered upon, and therefore the plaintiff was discharged from prison on habeas corpus. The defendant put in evidence a conviction, drawn up after the discharge; and the substantial question on which the judgment proceeded was, whether the warrant in this case could, according to the general doctrine, be cured by the conviction? The Court held, that it could not, as the warrant under this statute was either an order, as they seemed to consider it to be, or was in the nature of a conviction; but, in either case, it was the only instrument which the Legislature intended to exist: no conviction, properly so called, was required or authorised by the statute, and, therefore, the legality of the imprisonment, it was held, must depend on the legality and sufficiency of the warrant or order alone.

The question turned on the construction of the 3rd section of the act, (4 Geo. 4, c. 34), whereby, if any servant in husbandry, &c., having contracted in writing to serve, shall not enter into the service, or having entered, shall absent himself before the term of service is completed &c., it shall be lawful for a justice of the

peace, &c., upon complaint made upon oath, &c., to issue his warrant for apprehending such servant; and if it shall appear that such servant has broken his contract, "it shall and may be lawful for such justice to commit him to the house of correction, there to remain and be at hard labour, for a reasonable time not exceeding three months, and to abate a proportionable part of his wages for such time, or in lieu thereof, to punish the offender, by abating the whole or any part of his wages, or to discharge such servant from his contract; which discharge shall be given under the hand and seal of such justice gratis."

There is an acknowledged distinction between an order and a conviction, (per Bayley, J., in *King v. Pain*, 7 D. & R. 683), e.g. the evidence must be set out in the latter though not in the former; and the only criterion afforded by the cases for distinguishing when penal proceedings are to be considered as orders and when as convictions, is to be found in the language of the statute under which the commitment takes place. (See Paley on Convictions, 3rd edit., p. 134). Thus, in *Rees v. Bisset*, (Burn's Just., 29th edit., p. 287; S. C., Sayer, 304), Denison, J., said, "I understood from Lord Hardwicke in the case of *R. v. Lloyd*, (2 Stra. 996), that his ground of the difference was founded upon the expression of the statute, and not upon the penalty; as where the words of the statute are, 'of which he shall be convicted,' it is to be construed as a conviction."

It will be observed there are no such words in the above statute of George the Fourth: and the context as to the abating of wages, and the discharge from the contract, shews that an order is all that would be required.

In some cases the warrant under this statute has been held to be a conviction, or in the nature of one, but in all it has been regarded as the final and only instrument required, and, therefore, not capable of being

\* On the 2nd of February last.

cured by a subsequent conviction. The stat. 6 Geo. 3. c. 25, is in *pari materia*, and a commitment under that act was held to be one and the same thing with the conviction. (*R. v. The Justices of Stafford*, 12 East, 572).

In *Johnson v. Reid*, (6 Mee. & W. 128), Parke, B., said, with reference to a commitment under the 4 Geo. 4. c. 34, "It does not appear here there was any conviction, and that is not required by the statute. This is a commitment which was intended by the act to operate as a conviction."

In *Gray's case*, (2 D. & L. 539), where the commitment under this statute concluded with the words "I do convict," Patteson, J., said, "If a statute says that an offence is committed by certain acts, and authorises a magistrate to commit and punish for that offence, I cannot consider that an instrument by which the magistrate says that the party was brought before him and convicted, is anything else but a conviction."

And, in *Hammond's case*, (2 New Sess. Cas. p. 397), where the instrument returned to a habeas corpus, after stating the complaint for absence of service, proceeded thus, "We do, therefore, convict the said J. H. of the said offence in pursuance of the statute," it was held, that it must be taken to be both a conviction and a commitment, and it was decided to be bad as the former, for omitting to set out the evidence. Patteson, J., there said, "The difficulty in this case arises partly from the act of Parliament and partly from the form of the document. The act of Parliament does not say anything about the power of the magistrates to convict; it does not use the word 'conviction;' it only says, on being satisfied of the fact, the magistrates may commit for a certain time, or may mulct the party in his wages, or discharge him from his situation." In the case of *Re Tordoff*, (1 New Sess. Cas. 171), where the warrant of commitment under this act did not recite any conviction, and no conviction was returned, it was held that it should appear in the commitment that the magistrate had done all that was required to make the conviction lawful, and as it did not clearly appear on its face that the witnesses in support of the charge had been examined in the presence of the prisoner, it was decided to be bad.

The case of *Lindsay v. Leigh* appears to establish, by the solemn decision of a Court of Error, that a warrant of commitment under 4 Geo. 4. c. 34, whether it be considered as an order of magistrates, or as a document in the nature of a conviction, is the only instrument required by the statute, and that, in such a case, it is not allowable to supply the defects of the warrant by a subsequent valid conviction.

The Queen has been pleased to direct letters patent to be passed under the Great Seal of the United Kingdom of Great Britain and Ireland, appointing Richard Torin Kindersley, Esq., to be one of the Masters in Ordinary of the High Court of Chancery, in the room of Sir Giffin Wilson, Knight.

The Queen has been pleased to appoint James Watson Sheriff, Esq., to be her Majesty's Attorney-General for the Islands of Antigua and Montserrat, and John Somers Martin, Esq., to be Coroner for the Island of Antigua.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Giles Greville, of Bristol; John Brooks, of Ashton-under-Lyne, Lancashire; John Reed Donald, of Carlisle.

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**—Sir Henry Winston Barron, Bart., for the city of Waterford, in the room of Daniel O'Connell, Esq., who has accepted the office of Steward of her Majesty's Chiltern Hundreds.

## Correspondence.

TO THE EDITOR OF "THE JURIST."

London, Feb. 11, 1848.

SIR,—In THE JURIST of the 29th ultimo, (Par. p. 22), there is an article entitled "Agreement—Par Evidence to explain Ambiguity;" commenting on the recent case of *Goldshede v. Swan*, (1 Exch. Rep. 154), and written apparently under the impression that some new doctrine was laid down by the Court of Exchequer as to the receipt of extrinsic evidence.

The rules laid down on this subject by Vice-Chancellor Wigram having been generally received as indisputably right, it becomes of great importance to see one of the superior courts has thrown out anything calculated to bring them into doubt. But, having been present at the decision of *Goldshede v. Swan*, I have no hesitation in declaring, (and in this I am fortified by the concurrence of others), that the impression to which I have alluded is an erroneous one—induced probably by a want of fullness in the report. I take it that the principle on which that case was decided was that all the material facts are admissible in evidence in order to enable the Court to understand a will, deed, or contract, by putting itself as near as may be in the situation of the parties; and that so using the facts to guarantee in that case was capable of being read so as to be valid. For, no advance having been made at the time of the signature of it, the expression "having advanced," which might be understood as referring to the time of giving the guarantee, or to the time when the defendants were to pay [that is, in consideration of your having now *already* on this day advanced, I will pay; or in consideration of your having *then* (at the time of the guaranteed payment) and on that day *advanced*, I will pay] was to be understood in the latter sense. If the guarantee had been "in consideration of your having *yesterday* or *not* *already* on this day advanced," this could not have been done; and according to the established rules of law, it can only be done where the instrument is capable of being understood in different senses, and the concomitant facts shew in which of the two the parties meant to use the words. I am, Sir,

Your obedient servant,

M. B.

## London Gazettes.

TUESDAY, MARCH 7.

### BANKRUPTS.

JOSEPH SMITH and JOHN COOPER, Mill-st., Hammer-square, Middlesex, woollen-draper, March 18 at 12 and April 18 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Gale, Basinghall-street.—Fiat dated March 4.

JAMES WOODWARD and WILLIAM WOODWARD, Walnut Tree-walk, Lambeth, Surrey, builders, dealers and chapmen, (trading under the style or firm of J. & W. Woodward), March 17 at half-past 11, and April 18 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Barton, Walsingham-place, Kennington road.—Fiat dated March 6.

GEORGE STURT, St. Alban's, Hertfordshire, out of business, March 16 and April 14 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Day, Hemel Hempstead; Dyne, Lincoln's-inn-fields.—Fiat dated March 3.

HORATIO VERTUE, Ipswich, Suffolk, corn and seed factor and maltster, March 13 at 1, and April 17 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Taylor, 71, Mark-lane.—Fiat dated March 6.

WILLIAM HENRY MORRIS, Finsbury-square, Middlesex, boarding-house keeper, dealer and chapman, March 14 at 1, and April 17 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Shaw, Fish-street-hill.—Fiat dated March 1.



**THOMAS JAMES THURSTON ASHLEY**, Clerkenwell-close, Middlesex, licensed victualler, March 17 at half-past 2, and April 14 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Thompson, 2, Bucklersbury.—Fiat dated March 4.

**THOMAS WINSTEAD GREEN**, High Holborn, Middlesex, straw bonnet manufacturer and milliner, March 21 and April 14 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Reed & Co., 59, Friday-street, Cheapside.—Fiat dated March 4.

**JAMES OLIVER MASON, JOHN MASON, and ALFRED MASON**, New Broad-street, London, (carrying on business there under the style or firm of Mason, Brothers, and also at Kingston-buildings, Birmingham, under the style or firm of W. W. Mason & Son), merchants, dealers and chapmen, April 23 at half-past 1, and May 18 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Rickards & Walker, 29, Lincoln's-inn-fields, London.—Fiat dated Feb. 29.

**THOMAS HARWOOD**, Oxford-st., St. Anne, Soho, Middlesex, saddler and harness maker, March 16 at half-past 1, and April 20 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. à Beckett & Co., 7, Golden-square, London.—Fiat dated March 4.

**DAVID HUGHES**, Tredegar Iron-works, Monmouthshire, grocer, draper, dealer and chapman, March 21 and April 18 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Bird, Cardiff; Rowland & Co., Threadneedle-street, London.—Fiat dated Feb. 18.

**SAMPSON BAGNALL** the younger, Leek, Staffordshire, grocer and corn dealer, March 21 at 12, and April 18 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Hacker & Blower, Leek; Motteram & Co., Birmingham.—Fiat dated Feb. 26.

**BENJAMIN LANCASTER**, Oldbury, Worcestershire, carpenter and retail brewer, dealer and chapman, March 18 and April 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Collis, Birmingham.—Fiat dated March 2.

**WILLIAM PRICE**, Preston, Lancashire, innkeeper, dealer and chapman, March 17 and April 7 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Haydock & Son, Preston; Chester & Co., 11, Staple-inn, London.—Fiat dated Feb. 23.

**HUMPHREY LAYFIELD**, Burnley, Lancashire, boiler maker, dealer and chapman, March 20 and April 12 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Cooper, Manchester; Gregory & Co., Bedford-square, London.—Fiat dated Feb. 26.

**HENRY MORRIS**, Liverpool, licensed victualler, dealer and chapman, March 20 and April 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Neal, Liverpool; Hall & Co., Gray's-inn, London.—Fiat dated March 2.

**JOHN CARTER**, Liverpool, merchant, dealer and chapman, March 17 and April 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Horner, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated March 2.

**JOHN HARTLEY LINDLEY**, Doncaster, Yorkshire, livery-stable keeper, dealer and chapman, March 21 and April 10 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Sheardon, Doncaster; Dunning & Stawman, Leeds; Walter & Co., Symond's-inn, London.—Fiat dated March 3.

**GEORGE SMITH**, Great Preston, Yorkshire, grocer, dealer and chapman, March 23 and April 27 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. E. & J. M. Barrett, Leeds; Singleton, Great James-street.—Fiat dated March 1.

**GILES FRAMPTON**, Beaminster, Dorsetshire, butcher, dealer and chapman, March 16 at 12, and April 19 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Nicholets & Froust, Bridport; Stogdon, Southernhay, Exeter; Brace & Co., Surrey-st., Strand, London.—Fiat dated Feb. 29.

**WILLIAM RICKERBY**, Falmouth, Cornwall, newspaper proprietor, printer, dealer and chapman, March 16 at 12, and April 19 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Southernhay, Exeter; Harrison, Walbrook, London.—Fiat dated March 1.

**JOHN FRANCE FLETCHER and HENRY FLETCHER**, Over Darwen, near Blackburn, Lancashire, (trading under the style or firm of J. F. & H. Fletcher), cotton manufacturers, March 17 and April 7 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Hampson & Son, Manchester; Gregory & Co., 1, Bedford-row, London.—Fiat dated March 2.

**WILLIAM LEE and JOSEPH LEE**, Sunderland, Durham, iron-founders, March 17 at half-past 10, and April 20 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Brunton, Sunderland; Harle, Newcastle-upon-Tyne; Wilde & Co., 21, College-hill, London.—Fiat dated Feb. 25.

**THOMAS TYSON**, Whitehaven, Cumberland, builder, dealer and chapman, March 20 at 11, and April 20 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Brookbank, Whitehaven; Helder, 17, Clement's-inn, London.—Fiat dated Feb. 25.

**THOMAS NESBITT and ROBERT CAIRNS NESBITT**, Sunderland, Durham, brewers, spirit merchants, dealers and chapmen, March 16 at half-past 11, and April 12 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Turnbull, Hartlepool; Forster, Newcastle-upon-Tyne.—Fiat dated Feb. 24.

#### MEETINGS.

*Henry Rideout*, Woolwich, Kent, cheesemonger, March 17 at half-past 10, Court of Bankruptcy, London, ch. ass.—*Chas. Fletcher*, Regent-street, Middlesex, watch maker, April 5 at 12, Court of Bankruptcy, London, last ex.—*C. Hughes and George Eastwood*, Manchester, fustian manufacturers, March 21 at 11, District Court of Bankruptcy, Manchester, last ex.—*Charles M. Adams and Charles Warren*, Shrewsbury and Market Drayton, Shropshire, bankers, April 20 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Thos. T. Clarke*, Sunderland, Durham, baker, March 30 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John Goodcheape*, Aldergate-street, London, and Princes-st., Marylebone, Middlesex, undertaker, March 29 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Dunkley*, Tower-st., Southwark, Surrey, undertaker, March 29 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Francis Merrett*, Greenwich, Kent, draper, March 30 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Niel Mackenzie*, Newgate-street, London, fringe manufacturer, March 30 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Frederick Peake and John Jillings*, Honiton, Devonshire, drapers, March 30 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Jason Pigg*, Fulbourne, Cambridgeshire, grocer, April 5 at 11, Court of Bankruptcy, London, aud. ac.—*Richard Stapleton and William Thorn*, Whitefriars, London, and Paddington and Battle-bridge, Middlesex, and Surrey-wharf, Upper Ground-street, Blackfriars, Surrey, scavengers, April 5 at half-past 12, Court of Bankruptcy, London, aud. ac.—*John Choate*, Ipswich, Suffolk, boot maker, March 29 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Thos. Williams*, Jermyn-st., St. James's, Westminster, Middlesex, licensed victualler, March 30 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Alfred Lockwood*, Wrexham, Denbighshire, out of business, March 30 at 1, Court of Bankruptcy, London, aud. ac.—*Frederick Pike*, St. Margaret's-hill, High-street, Southwark, Surrey, tallow chandler, March 28 at 11, Court of Bankruptcy, London, aud. ac.—*Thos. Tullidge*, Beaulieu, Hampshire, common brewer, March 28 at 12, Court of Bankruptcy, London, aud. ac.—*John Kershaw*, Brecon, draper, March 28 at 11, District Court of Bankruptcy, Bristol, aud. ac.; March 31 at 11, div.—*Wm. Douglas and John M. Douglas*, Liverpool, merchants, April 11 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; April 14 at 11, div.—*Samuel Lord*, Liverpool, wool dealer, April 1 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Joseph J. Day*, Liverpool, ship broker, April 1 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*James Francis*, Holywell, Flintshire, grocer, April 1 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Thomas Berridge*, Manchester, dealer in cigars, March 30 at 11, District Court of Bankruptcy, Manchester, aud. ac.; April 7 at 12, div.—*Robert Kippas*, Colne, Lancashire, cotton spinner, and *James Kippas*, Burnley, Lancashire, steam-loom over-looker, April 5 at 11, District Court of Bankruptcy, Manchester, aud. ac.; April 6 at 12, div.—*John Alexander*, Yeovil, Somersetshire, druggist, April 12 at 11, District Court of Bankruptcy, Exeter, aud. ac.; April 30 at 1, div.—



*James May*, Redruth, Cornwall, stationer, March 29 at 11, District Court of Bankruptcy, Exeter, aud. ac.; March 30 at 11, div.—*Wm. Mountford*, Darlington, Durham, tailor, March 28 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; March 30 at 11, div.—*William Walker*, Birmingham, hosier, March 30 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; April 5 at 11, div.—*John Cartwright*, Shrewsbury, Shropshire, iron founder, March 30 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; April 5 at 11, div.—*Charles Taylor*, Miffield, Yorkshire, common brewer, March 28 at 12, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. Bottomley*, Honley, Almond-bury, Yorkshire, millwright, March 28 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. Burton*, Bradford, Yorkshire, joiner, March 28 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Robinson*, Honley, Almond-bury, Yorkshire, dyer, March 28 at 12, District Court of Bankruptcy, Leeds, aud. ac.—*Thomas Cooper*, York, share broker, March 30 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Ben. Robinson*, Huddersfield, Yorkshire, fancy cloth manufacturer, March 30 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Lancelot Marshall*, Northallerton, Yorkshire, grocer, March 30 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Henry Barton*, Bradford, Yorkshire, tobaccoist, March 30 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Susannah Milton*, Hounslow, Middlesex, clothier, March 30 at 11, Court of Bankruptcy, London, div.—*Tring, Reading, and Basingstoke Railway Company*, New Broad-street, London, March 30 at 11, Court of Bankruptcy, London, fin. div.—*Wm. Round*, Broadway, Hammersmith, Middlesex, grocer, March 28 at 1, Court of Bankruptcy, London, div.—*Frederic Kerr*, Harley-street, St. Marylebone, Middlesex, and Pentrahellen, Shropshire, and Peter's-terrace, Hammersmith, bookseller, March 28 at 1, Court of Bankruptcy, London, div.—*Edwin Wood*, King William-street, London, tobaccoist, March 29 at 11, Court of Bankruptcy, London, div.—*John Q. Harris*, Winchester-place, Southwark, Surrey, hat manufacturer, March 29 at half-past 12, Court of Bankruptcy, London, div.—*Godfrey Abraham*, Gt. Prescott-st., Goodman's-field, Middlesex, watch manufacturer, March 29 at 1, Court of Bankruptcy, London, div.—*John M. Lee*, Cornhill, London, underwriter, March 28 at half-past 2, Court of Bankruptcy, London, div.—*James Joseph Fryer*, Birchinn-lane, Cornhill, London, share broker, March 28 at 11, Court of Bankruptcy, London, div.—*Wm. Blain*, Liverpool, corn merchant, April 12 at 11, District Court of Bankruptcy, Liverpool, div.—*John Blackburne*, Liverpool, tailor, April 7 at 12, District Court of Bankruptcy, Liverpool, div.—*J. Keddy and Thos. Keddy*, Bridlington, Yorkshire, printers, March 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, fin. div.—*Joseph Perrin*, Hereford, grocer, March 28 at 12, District Court of Bankruptcy, Birmingham, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*John Choate*, Ipswich, Suffolk, boot maker, March 29 at half-past 11, Court of Bankruptcy, London.—*Alfred Lockwood*, Wrexham, Denbighshire, out of business, March 30 at 1, Court of Bankruptcy, London.—*John Burgess*, Harleyford-place, Kennington, Surrey, tailor, March 28 at 2, Court of Bankruptcy, London.—*Jas. Holt*, Stifford, Essex, licensed victualler, March 28 at 11, Court of Bankruptcy, London.—*Thos. Twilidge*, Beaulieu, Hampshire, common brewer, March 28 at 12, Court of Bankruptcy, London.—*Frederick Pike*, St. Margaret's-hill, High-street, Southwark, Surrey, tallow chandler, March 28 at 11, Court of Bankruptcy, London.—*Christopher Martin*, Darlington, Durham, plumber, March 30 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*James Bell*, Lower Thames-street, London, fish factor, March 30 at 12, Court of Bankruptcy, London.—*T. Burton*, Commercial-road, Lambeth, Surrey, builder, March 29 at 12, Court of Bankruptcy, London.—*John Goodcheape*, Aldersgate-st., London, and Princes-street, Marylebone, Middlesex, undertaker, March 29 at 11, Court of Bankruptcy, London.—*Wm. Dunkeley*, Tower-street, Southwark, Surrey, undertaker, March 29 at 11, Court of Bankruptcy, London.—*Edward Healey*, Paternoster-row, London, and Camden-lodge, Gloucester-road, Regent's-park, Middlesex, printer, March 28 at 2, Court of Bankruptcy, London.—*Alexander S. Corrick*, Bristol, mahogany merchant, April 3 at half-past 11, District Court of Bankruptcy, Bristol.—*William Mountford*,

*Darlington*, Durham, tailor, March 30 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Wm. Morris*, Gt. Grimsby, Lincolnshire, builder, March 29 at half-past 11, District Court of Bankruptcy, Kingston-upon-Hull.—*James Stephenson*, West Kirby, Cheshire, cowkeeper, March 30 at 11, District Court of Bankruptcy, Liverpool.—*Francis J. Smith*, Eccleall, Staffordshire, currier, March 29 at 11, District Court of Bankruptcy, Birmingham.—*Walter Carding*, Liverpool, victualler, April 14 at 11, District Court of Bankruptcy, Liverpool.—*Edward Hamilton*, Liverpool, hotel keeper, April 14 at 12, District Court of Bankruptcy, Liverpool.—*Charles Faint*, Blackpool, Lancashire, hotel keeper, April 14 at 12, District Court of Bankruptcy, Liverpool.—*G. D. Colquhoun*, Liverpool, chemist, April 14 at 11, District Court of Bankruptcy, Liverpool.—*John Alexander*, Yeovil, Somersetshire, druggist, April 13 at 1, District Court of Bankruptcy, Exeter.—*William Haggood*, Manchester, merchant, March 29 at 12, District Court of Bankruptcy, Manchester.—*Joseph Timperley*, Ashton-under-Lyne, Lancashire, linen draper, March 29 at 11, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 28.*

*John George White*, Egremont, Cheshire, ship broker.—*Jos. Wm. Gardiner*, Wotton-under-Edge, Gloucestershire, teazle merchant.—*Alfred Aloop*, Bonsall, Derbyshire, lace merchant.—*Robert Flatman*, Saxmundham, Suffolk, draper.—*John Elliott*, Pavement, Finsbury, London, surgeon.—*Ge. Cappur*, Nantwich, Cheshire, cheese factor.—*Bradnock Davies*, Birmingham, druggist.—*Mark Seton Synnot*, Liverpool, merchant.—*Samuel Stott*, *John Stott*, and *William Stott*, Rockliffe-vale-mill, near Bacup, Lancashire, cotton spinners.

#### SCOTCH SEQUESTRATIONS.

*George Simpson*, Dundee, agent.—*John Inglis*, Dairs Muir, Fifeshire, manufacturer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Peter Mansfield*, Sibble Hedingham, Essex, miller, March 31 at 12, County Court of Essex, at Halstead.—*John Lee*, Guisborough, Yorkshire, shoemaker, March 27 at 10, County Court of Yorkshire, at Stokesley.—*Isaac Bridge*, Balsham, Cambridgeshire, saddler, March 21 at 2, County Court of Essex, at Saffron Walden.—*Jesse Heaven*, Bristol, grocer, April 28 at 11, County Court of Gloucestershire, at Bristol.—*Wm. Clapham*, Liverpool, butcher, March 13 at 10, Liverpool District County Court, at Liverpool.—*Thos. Robertson*, Morpeth, Northumberland, grocer, March 25 at 11, County Court of Northumberland, at Morpeth.—*John Pettit*, Wingham, Kent, bricklayer, March 25 at 10, County Court of Kent, at Deal.—*Wm. Young*, Shelton, Staffordshire, earthenware manufacturer, March 22 at 10, County Court of Staffordshire, at Hanley.—*George Trueman*, Bromsberrow, Gloucestershire, out of business, March 25 at 10, County Court of Herefordshire, at Ledbury.—*John Long*, Rowling, Goodnestone, Kent, farmer, March 25 at 10, County Court of Kent, at Deal.—*Mary Jones*, Llanelly, Carmarthenshire, widow, March 24 at 10, County Court of Carmarthenshire, at Llanelly.—*Thomas Small*, West Borough, Maidstone, Kent, butcher, April 10 at 10, County Court of Kent, at Maidstone.—*Wm. Hamman*, Bungay, Suffolk, cabinet maker, March 23 at 2, County Court of Suffolk, at Beccles.—*Saml. Raynham*, Bury St. Edmund's, Suffolk, butcher, March 30 at 10, County Court of Suffolk, at Bury St. Edmund's.—*Wm. Ezekiel Markin*, Snape, Suffolk, miller, March 22 at 9, County Court of Suffolk, at Framlingham.—*James Horrocks*, Wigan, Lancashire, baker, March 16 at 10, County Court of Lancashire, at Wigan.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*March 21 at 11, before Mr. Commissioner HARRIS.*

*Thomas Moore*, Goodman's-yard, Minories, Aldgate, London, coach maker.—*Wellington Guernsey*, Gloucester-row, Old Brompton, Middlesex, professor of music.—*Edward Foxwell*, Lower-road, Islington, Middlesex, tailor.—*Jeffery*

*Javies*, Nicholas-street, Hoxton, Shoreditch, Middlesex, writer and grainer.

March 22 at 10, before Mr. Commissioner LAW.

*Thomas Ward*, Goswell-street, Middlesex, warehouseman o a Manchester warehouseman.—*John Morrison Marshall*, King-street, Camden-town, Middlesex, professor of music.—*Thomas Houghton*, Cannon-street, St. George's in the East, Middlesex, plumber.

March 22 at 10, before Mr. Commissioner PHILLIPS.

*David Eldred Sharp*, Strand, Middlesex, tailor.—*Elizabeth Chamberlain*, Strand, Middlesex, spinster, not in any trade.—*Elizabeth Coyd*, Stanhope-street, Clare-market, Middlesex, coffee-house keeper.

March 23 at 11, before the CHIEF COMMISSIONER.

*George Henry Kelly*, Jealous-row, New-road, Middlesex, printer.—*James Frampton*, Long-lane, Bermondsey, Surrey, coffee-house keeper.—*John Chamberlin*, Harrow-road, Paddington, Middlesex, smith.—*Thomas Spittle*, Banner-square, St. Luke's, Middlesex, cabinet maker.—*Richard Marks*, Banner-square, St. Luke's, Middlesex, cabinet maker.—*Wm. Prigg*, Love lane, Wandsworth, Surrey, tailor.

Saturday, March 4.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Leighton Powell Sabery*, Raven-street, Whitechapel-road, Middlesex, clerk in the Customs, No. 13,192 T.; Samuel Sturgis, gentleman, new assignee, in place of Griffin Hawkins and Wm. Henry Alderman, deceased.—*John Baker Spooner*, Stratton-street, Piccadilly, Middlesex, captain in the army, No. 24,247 T.; Samuel Sturgis, gentleman, new assignee, in place of Francis John Cater and John Meyer, deceased.—*Matthew Atkinson*, Edmonaley, Durham, grocer, No. 68,881 C.; Robert Hastwell, assignee.—*John Foston*, Riccal-house, Nunnington, near Helmsley, Yorkshire, farmer, No. 68,931 C.; Thomas Hill, assignee.—*John Hudson*, Sheffield, Yorkshire, spring penknife cutler, No. 68,803 C.; John Oxley, assignee.—*George Hancock*, Lea-farm, Athbury, near Congleton, Cheshire, miner, No. 67,958 C.; Josiah Thorley, assignee.—*James Rainford*, Liverpool, licensed victualler, No. 68,914 C.; Wm. Gray and William Hunt, assignees.—*Geo. Partridge*, Mangotsfield, Gloucestershire, quarryman, No. 68,890 C.; Charles Murray Williams, assignee.—*William Halsall*, Hulme, Manchester, grocer, No. 68,977 C.; Edw. Robinson, assignee.—*Wm. Dyson*, Chapel Allerton, near Leeds, Yorkshire, stock broker, No. 67,622 C.; H. Brook, assignee.—*Joseph Allen*, Halshaw-moor, near Bolton-le-Moors, Lancashire, bleacher, No. 68,970 C.; James Gorton, assignee.—*William Elston* the younger, Wormwood-street, Bishopsgate-street, London, builder, No. 59,455 T.; John Nichols, assignee.—*Wm. Elston* the elder, Wormwood-st., Bishopsgate-street, London, builder, No. 59,454 T.; John Nichols, assignee.—*James Grant*, Irish-lane, Hounslow, Middlesex, labourer, No. 59,375 T.; Thomas Bowyer, assignee.—*Henry Martin*, Havant, Southampton, innkeeper, No. 64,331 C.; W. Gloyne, new assignee, in place of S. Gloyne, deceased.—*Joseph Walker*, Bradford, Yorkshire, in no trade, No. 68,932 C.; William Heginbottom and James Cockrane, assignees.

Saturday, March 4.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—  
(On their own Petitions).

*Rich. Hewitt*, Southampton-street, Camberwell, Surrey, omnibus proprietor: in the Debtors Prison for London and Middlesex.—*David Brakenridge*, Henrietta-st., Manchester-square, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*John Andrew*, Moscow-road, Bayswater, Middlesex, designer: in the Queen's Prison.—*George Edw. Evans*, Grange-road, Kingsland-road, Middlesex, printer: in the Debtors Prison for London and Middlesex.—*J. Seaman*, Tudor-cottage, Lower Norwood, Surrey, commission agent for the sale of cigars: in the Queen's Prison.—*George Treacher*, East Acton, Middlesex, in no trade: in the Debtors Prison for London and Middlesex.—*John Darby*, Colehill-street, St. George's, Hanover-square, Middlesex, clerk to a builder: in the Queen's Prison.—*Joe. Nelson*, Sadder's-hall-buildings, Gravel-lane, Houndsditch, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*Moses Hart*, Beris Marks, St. Mary-axe, London, draper: in the Debtors

Prison for London and Middlesex.—*Fred. Wm. Evans*, King-square, Goswell-st., Middlesex, chemist: in the Debtors Prison for London and Middlesex.—*Henry N. Ayers*, Gower-place, Euston-sq., New-road, Middlesex, out of business: in the Queen's Prison.—*John Clemmitt*, Clemmitt's-inn, Green Arbour-court, Old Bailey, London, carriers' agent: in the Queen's Prison.—*Robt. Bostock*, Haberdashers'-place West-Hoxton New-town, Middlesex, coal merchant: in the Debtors Prison for London and Middlesex.—*Geo. Davis* the younger, London-wall, London, poulterer: in the Debtors Prison for London and Middlesex.—*Mary Hughes*, Moor-lane, London, carrier: in the Debtors Prison for London and Middlesex.—*Wm. H. Fox*, Tibberton-sq., Islington, Middlesex, clerk to a stock broker: in the Debtors Prison for London and Middlesex.—*Job East*, Great Berkhamstead, Hertfordshire, turner: in the Debtors Prison for London and Middlesex.—*Wm. Hancock* the elder, New Charles-street, City-road, St. Luke's, Middlesex, pattern maker: in the Debtors Prison for London and Middlesex.—*Henry Ollard*, Earl-st., Coopers'-row, Old Kent-road, Surrey, merchant's clerk: in the Debtors Prison for London and Middlesex.—*Geo. Eyre*, Coleman-st., London, carpenter: in the Debtors Prison for London and Middlesex.—*John Mayberry*, Old-road, Stepney, Middlesex, victualler: in the Debtors Prison for London and Middlesex.—*Wm. Ford*, Love-lane, Stockwell, Surrey, butcher: in the Debtors Prison for London and Middlesex.—*Walter James Feltham*, George-street, New-town, Deptford, Kent, grocer: in the Queen's Prison.—*John V. Simpson*, Hemingford-terrace, Barnsbury, Islington, out of business: in the Queen's Prison.—*Joseph A. Irons*, Great Ormond-street, Queen-square, Bloomsbury Middlesex, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*John Hind*, Manchester, manufacturer of gingham: in the Debtors Prison for London and Middlesex.—*George Wm. M. Lovett*, Jermyn-st., St. James's, Middlesex, captain in the 18th Royal Irish on half-pay: in the Queen's Prison.—*Hen. B. Harde*, Swan-place, Old Kent-road, Surrey, licensed victualler: in the Queen's Prison.—*Hen. Mercer*, Nova Scotia, Blackburn, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—*Edw. Hancock*, Hulme, Manchester, butcher: in the Gaol of Lancaster.—*Benj. Sowden*, Marsden, near Colne, Lancashire, licensed victualler: in the Gaol of Lancaster.—*T. Stittard*, South-shore, Blackpool, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Adam Bell*, Pabicroft, near Manchester, grocer: in the Gaol of Lancaster.—*John Hargreaves*, Habersham Eaves, near Burnley, Lancashire, provision dealer: in the Gaol of Lancaster.—*Rich. Tayler*, Higher Ardwick, Manchester, beer seller: in the Gaol of Lancaster.—*John Greenwood*, Colne, Lancashire, tea dealer: in the Gaol of Lancaster.—*Jas. Dean*, Salford, Lancashire, coach proprietor: in the Gaol of Lancaster.—*Wm. Hague*, Chestergate, Stockport, Cheshire, out of business: in the Gaol of Lancaster.—*John Bentley*, Arden-pool, Higher Highgate, Stockport, Cheshire, licensed victualler: in the Gaol of Lancaster.—*Robert Blackwell*, Stockport, Cheshire, joiner: in the Gaol of Lancaster.—*Wm. Lomas*, Manchester, cabinet maker: in the Gaol of Lancaster.—*Cuthbert Cardwell*, Leyland, near Chorley, Lancashire, auctioneer: in the Gaol of Lancaster.—*Thos. Davies*, Liverpool, licensed victualler: in the Gaol of Lancaster.—*Geo. Brereton*, Hanley, Staffordshire, bricklayer: in the Gaol of Stafford.—*John A. Mueser*, New Durham, Durham, draper: in the Gaol of Durham.—*Robt. Barwick*, High Bishopwearmouth, Durham, butcher: in the Gaol of Durham.—*Hen. Thornley*, Salford, Manchester, butcher: in the Gaol of Lancaster.—*Edw. Worthington*, Preston, Lancashire, out of business: in the Gaol of Lancaster.—*Geo. Leish*, Salford, Lancashire, grocer: in the Gaol of Lancaster.—*John Cook*, Sandy-hill, near Starley, Westmoreland, butcher: in the Gaol of Lancaster.—*Sarah Wilkes*, Birmingham, milliner: in the Gaol of Coventry.—*Hodgson Smith*, Bradford, Yorkshire, out-pensioner of Cheelea Hospital: in the Gaol of York.—*Jonas Sunderland*, Ivegate, Bradford, Yorkshire, innkeeper: in the Gaol of York.—*Hen. Shepherd*, Ormesby St. Margaret, Norfolk, farmer: in the Gaol of Norwich.—*Roberts Elliott*, Marsden, near Burnley, Lancashire, cabinet maker: in the Gaol of Lancaster.—*Den. Bradshaw*, Liverpool, out of business: in the Gaol of Lancaster.—*Edw. Jones*, Glossop, Derbyshire, tailor: in the Gaol of Derby.—*Richard Taylor*, Cadds Down Farm, Bideford, Devonshire, farmer: in the Gaol of St. Thomas Apostle.—*Geo. Whittle*, Wolverhampton, Staffordshire, assistant to a saddler: in the Gaol of Stafford.

—*Wm. W. Dunn*, Bath, Somersetshire, common brewer: in the Gaol of Wilton.—*Wm. Mackler*, Little Bealings, near Woodbridge, Suffolk, clerk: in the Gaol of Ipswich.—*Wm. Orton*, Mansfield, Nottinghamshire, in no business: in the Gaol of Nottingham.—*Wm. North*, Radford, Nottinghamshire, grocer: in the Gaol of Radford Pevel.—*Thos. Bacon*, Norwich, baker: in the Gaol of Norwich.—*John Johnson*, Chorlton-upon-Medlock, Manchester, silk manufacturer: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*March 21 at 11, before the CHIEF COMMISSIONER.*

*Wm. J. Endersby*, High-st., Highgate, Middlesex, out of business.—*Jas. Sibley*, Felix-place, Shacklewell, Middlesex, baker.—*Benj. Isaacs*, Middlesex-st., Spitalfields, Middlesex, dealer in clothes.—*Lawrence P. Cowen*, Belinda-cottages, Canonbury-sq., Islington, Middlesex, out of employment.

*March 22 at 11, before the CHIEF COMMISSIONER.*

*Edw. Downing*, Victoria-place, Union-street, Southwark, Surrey, out of business.—*Moses Hart*, Bevis Marks, St. Mary-axe, London, out of business.

*March 22 at 10, before Mr. Commissioner Law.*

*Hen. Siegenberg*, Widgate-st., Bishopgate-st., London, black lead pencil maker.—*John Pearce*, Larkhall-lane, Clapham, Surrey, chemist.—*Wm. Brown*, Waterloo-road, Surrey, baker.

*At the County Court of Warwickshire, at COVENTRY, March 28.*

*Jas. Avery*, Redditch, Worcestershire, needle manufacturer.—*John Hayward*, Birmingham, out of business.

*At the County Court of Yorkshire, at SHEFFIELD, March 23 at 10.*

*Sarah Medley*, Sheffield, hair seating manufacturer.

*At the County Court of Hampshire, at WINCHESTER, March 17.*

*Fred. Heath*, Landport, Portsea, blacksmith.—*Jas. Hen. Newton*, Southsea, near Portsmouth, assistant to a grocer.

*At the County Court of Oxfordshire, at the CASTLE OF OXFORD, March 23 at 9.*

*William Sanderson*, Oxford, accountant.—*Thomas Dyer*, Oxford, out of business.

## FRIDAY, MARCH 10.

### BANKRUPTS.

**JAMES OLIVER MASON, JOHN MASON, and ALFRED MASON**, New Broad-street, London, (carrying on business there under the style or firm of Mason, Brothers, and also of Kingston-buildings, Birmingham, Warwickshire, carrying on business there under the style or firm of W. W. Mason & Sons, merchants, dealers and chapmen), March 23 at half-past 1, and May 18 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Rickards & Walker, 29, Lincoln's-inn-fields.—Fiat dated Feb. 29.

**JOHN WING**, Cambridge, innkeeper and victualler, March 21 at half-past 12, and April 18 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Barlow, Cambridge; Englehart, 3, Great Knight Rider-street, Doctors-commons.—Fiat dated March 7.

**WATKIN WILLIAMS**, Brecon, draper, dealer and chapman, March 22 at half-past 1, and April 18 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Sole & Turner, 68, Aldermanbury.—Fiat dated Feb. 26.

**SAMUEL PRENTICE**, Boxford, Suffolk, licensed victualler, March 23 at half-past 12, and April 22 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Pownall, Ipswich; Smith, 15, Farnival's-inn.—Fiat dated Feb. 28.

**DAVID M'KEE**, Upper Thames-street, London, wholesale cheesemonger, dealer and chapman, March 21 at 2, and April 18 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wirs & Child, 9, St. Swithin's-lane, City.—Fiat dated March 2.

**GEORGE SANDERS NAISH and THOMAS INKSON GLENNIE**, (trading under the style or firm of Naish & Glennie), Farringdon-st., Snow-hill, London, general ironmongers and cabinet brass founders, dealers and chapmen, March 24 at 2, and April 18 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Paxson, 43, Lincoln's-inn-fields.—Fiat dated March 7.

**WILLIAM LEE**, Honiton, Devonshire, builder, March 23 and April 20 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Townsend & Stamp, Honiton; Daw, Exeter; Robinson & Barlow, 26, Essex-st., Strand, London.—Fiat dated March 8.

**WALTER TYLER**, otherwise **WILLIAM HENRY TYLER**, Bristol, stationer and general dealer, and chapman, March 23 at 12, and April 20 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Ayre, jun., Bristol; Boykett, Chancery-lane, London.—Fiat dated March 3.

**JOHN BRYANT CHAPPLE**, Bath, Somersetshire, victualler, March 23 and April 20 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Crosby, Bristol; Jay, 15, Serjeant's-inn, London.—Fiat dated March 8.

**JAMES PLUMLEY**, Bower Ashton, Somersetshire, market gardener and cowkeeper, March 21 and April 18 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Phippen, Bristol.—Fiat dated March 1.

**JOSEPH RANDELL**, Bristol, painter and innkeeper, dealer and chapman, March 23 and April 20 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Ayres, jun., Bristol; Boykett, Chancery-lane, London.—Fiat dated March 8.

**RICHARD EVANS**, Cross, Carmarthenshire, stationer, bookseller, and jeweller, March 24 at 12, and May 2 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Parry, Carmarthen.—Fiat dated Feb. 12.

**THOMAS CHANDLER**, Brimscombe, Minchinhampton Gloucestershire, innkeeper and baker, March 28 and May 1 at half-past 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Witchell, Stroud.—Fiat dated March 1.

**JAMES SHEPHERD**, Bristol, leather seller, dealer and chapman, March 23 at 11, and April 18 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Harbfield, Bristol.—Fiat dated March 3.

**JAMES BAKER**, Staunton-upon-Wye, Herefordshire, victualler, dealer and chapman, March 22 and April 19 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Pritchard, Hereford; Bloxham, Birmingham.—Fiat dated March 6.

**THOMAS HARRISON**, Church Gresley and Wooden Box Derbyshire, earthenware manufacturer, March 24 and April 14 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Enfield & Son, Nottingham.—Fiat dated Feb. 22.

**JOHN OWEN**, Barley-mow, Dawley, Shropshire, retail brewer, dealer and chapman, March 21 and April 18 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Smith, Birmingham; Stanley, 16, Millman-street, Bedford-row, London.—Fiat dated March 1.

**HENRY PRINCE**, Exeter, furrier, dealer in caps and cigars, dealer and chapman, March 22 and April 19 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Soles & Turner, Aldermanbury, London.—Fiat dated March 6.

**EDWARD ROBERTS**, Texteth-park, near Liverpool, saddler, March 23 and April 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Avison & Co., Liverpool; Chester & Co., Staple-inn, London.—Fiat dated March 4.

**JOHN MILROY HANNAY**, Birkenhead, Cheshire, stock and share broker, dealer and chapman, March 22 and April 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Bell, Liverpool; Norris & Co., Bedford-row, London.—Fiat dated March 7.

**GEORGE THOMAS BATESON**, Warrington, and Moss-side, Lancashire, iron founder, dealer and chapman, March 28 and April 18 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Rowley & Taylor, Manchester; W. & H. P. Sharp, 2, Verulam-buildings, Gray's-inn, London.—Fiat dated March 4.

**EDWARD CHARLES BLACKWELL and JAMES NEWMAN DUNSFORD**, Newbiggin by the Sea, Northumberland, brewers, spirit merchants, and fish curers, (carrying on business at Newbiggin aforesaid, under the style or firm of Blackwell & Dunsford), March 20 and April 12 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Jobling, Newcastle-upon-Tyne; Bell & Co., 9, Bow Church-yard, Cheapside, London.—Fiat dated March 2.

**WILLIAM TOMLINSON**, Rochdale, Lancashire, butcher and pork dealer, dealer and chapman, March 22 and April 13 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Lord, Rochdale; Johnson & Co., Temple, London.—Fiat dated March 3.

**WILLIAM HELM**, Salford, Lancashire, cabinet joiner, brick-layer, builder, dealer and chapman, March 23 and April 12 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Cobbett, Manchester; Spinks, 39, Great James-street, Bedford-row, London.—Fiat dated March 6.

**WILLIAM PARKINSON**, Copsy-nook, Blackburn, Lancashire, cotton manufacturer and provision-shop keeper, March 20 and April 12 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Aspinall, Manchester; Hall & Co., 2, Verulam-buildings, Gray's-inn, London.—Fiat dated March 2.

#### MEETINGS.

*Andrew Duncan*, Wilson-street, Finsbury, Middlesex, manufacturer of preserved provisions, April 1 at 11, Court of Bankruptcy, London, ch. ass. and aud. ac.—*Alfred Woolf*, Crooked-lane-chambers, Crooked-lane, London, wine merchant, March 21 at 2, Court of Bankruptcy, London, last ex.—*Jon. Higginson* and *Richard Deane*, Liverpool, merchants, March 24 at 12, District Court of Bankruptcy, Liverpool, last ex. of *Jon. Higginson*.—*John Fred. Cork* and *Lancelot de Carle*, New Bond-st., Middlesex, coach builders, March 31 at 12, Court of Bankruptcy, London, and ac. sep. est. of *John Fred. Cork*.—*Geo. Lungley* and *Peter Lungley*, Latyner-road, Hammersmith, Middlesex, house and ship joiners, March 31 at 11, Court of Bankruptcy, London, aud. ac.—*Owen Kelly*, Cannon-st., and Dowgate-dock, Upper Thames-st., London, coal merchant, April 11 at 11, Court of Bankruptcy, London, aud. ac.—*Fred. Ashford*, Ipswich, Suffolk, grocer, March 31 at 11, Court of Bankruptcy, London, aud. ac.—*Fred. Pinder*, Bishops Stortford, Hertfordshire, tanner, March 31 at 1, Court of Bankruptcy, London, aud. ac. and div.—*Thos. Fardell*, High-st., Poplar, Middlesex, omnibus proprietor, March 31 at 11, Court of Bankruptcy, London, aud. ac.—*Thos. Brunner*, Queen-st., Finsbury, Middlesex, saddling manufacturer, March 31 at 12, Court of Bankruptcy, London, aud. ac. and div.—*Ed. Rose*, Deanshanger, Northamptonshire, licensed victualler, March 31 at 11, Court of Bankruptcy, London, aud. ac.—*Geo. Graves*, Norton Folgate, Middlesex, cheesemonger, March 31 at 12, Court of Bankruptcy, London, aud. ac. and div.—*Wm. Bangley Braisted*, Brian-st., Pentonville, Middlesex, out of business, March 31 at 11, Court of Bankruptcy, London, aud. ac.—*W. Walker*, Birmingham, hosier, March 30 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Jos. Parker*, Blackburn, Lancashire, grocer, April 3 at 11, District Court of Bankruptcy, Manchester, aud. ac.—*George Taylor*, Bradford, Yorkshire, grocer, April 4 at 11, District Court of Bankruptcy, Leeds, aud. ac.; April 11 at 11, div.—*Wm. Steenson*, Sheffield, Yorkshire, auctioneer, March 31 at 10, District Court of Bankruptcy, Sheffield, aud. ac.—*Ed. Linley* and *Aaron Linley*, Sheffield, Yorkshire, sheep shear manufacturers, March 31 at 10, District Court of Bankruptcy, Sheffield, aud. ac.—*Thos. Hammond Fiske*, Portsmouth, Hampshire, ironmonger, April 3 at half-past 12, Court of Bankruptcy, London, div.—*Lydia Wood* and *Chas. Henry Wood*, Willow-walk, Bermondsey, Surrey, builders, April 3 at 1, Court of Bankruptcy, London, div.—*Fred. Peake* and *John Jellings*, Honiton, Devonshire, drapers, April 3 at 2, Court of Bankruptcy, London, div.—*Henry Woodhouse* and *Thos. Theakstone Woodhouse*, Aldermanbury, London, warehousemen, March 31 at half-past 11, Court of Bankruptcy, London, div.—*Louis Adolphe Hollander*, Winchester-st., London, and Claphamize, Surrey, diamond merchant, March 31 at 2, Court of Bankruptcy, London, div.—*Wm. Sherwood*, Belvedere-road, Lambeth, Surrey, builder, March 31 at 12, Court of Bankruptcy, London, div.—*Douglas Bitt Gamble*, Cornhill, London, provision merchant, March 31 at 11, Court of Bankruptcy, London, div.—*Wm. Bottomley*, Honley, Almondbury, Yorkshire, millwright, April 4 at 11, District Court of Bankruptcy, Leeds, div.—*John Robinson*, Honley, Almondbury, Yorkshire, dyer, April 3 at 12, District Court of Bankruptcy, Leeds, div.—*Wm. Burton*, Bradford, Yorkshire, joiner, April 11 at 11, District Court of Bankruptcy, Leeds, div.—*Charles Taylor*, Mirfield, Yorkshire, common brewer, April 3 at 12, District Court of Bankruptcy, Leeds, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Thomas Brunner*, Queen-street, Finsbury, Middlesex, wadding manufacturer, April 7 at 11, Court of Bankruptcy, London.—*D. P. Gamble*, Cornhill, London, provision merchant, March 31 at 11, Court of Bankruptcy, London.—*A. Singer*, Trowbridge, Wiltshire, grocer, March 31 at 11, District Court of Bankruptcy, Bristol.—*John Yemas*, Gloucester, plumber, March 31 at 12, District Court of Bankruptcy, Bristol.—*John Leyshon*, Llanelly, Carmarthenshire, ship builder, March 31 at 11, District Court of Bankruptcy, Bristol.—*J. Brown*, John-street, Edgeware-road, Middlesex, cheesemonger, March 31 at half-past 11, Court of Bankruptcy, London.—*Fred. Ashford*, Ipswich, Suffolk, grocer, March 31 at 11, Court of Bankruptcy, London.—*Chas. W. Macbryde*, Watling-street, London, wine merchant, March 31 at 1, Court of Bankruptcy, London.—*Thomas Ayres*, Great Bath-street, Clerkenwell, Middlesex, fancy cabinet maker, April 3 at 12, Court of Bankruptcy, London.—*Wm. Lawrence*, Ealing, and Regent-street, Oxford-street, Middlesex, grocer, March 31 at half-past 12, Court of Bankruptcy, London.—*John White*, Shrewsbury, Shropshire, auctioneer, April 5 at 11, District Court of Bankruptcy, Birmingham.—*George Meeks*, Birmingham, hard-wareman, April 5 at 11, District Court of Bankruptcy, Birmingham.—*Joseph Sidebottom*, Derby, plumber, March 31 at 11, District Court of Bankruptcy, Nottingham.—*C. Barclay*, Birkenhead, Cheshire, confectioner, April 5 at 11, District Court of Bankruptcy, Liverpool.—*Robt. Nightingale*, Bury, Lancashire, common brewer, March 31 at 11, District Court of Bankruptcy, Manchester.—*J. Parker*, Blackburn, Lancashire, grocer, April 3 at 11, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 31.*

*James Clark* and *Edward Goslin*, North-end, Fulham, Middlesex, maltsters.—*Wm. Tew* and *Wm. Fitzpatrick*, Walsall, Staffordshire, railway contractors.—*Aaron Israel* and *Wm. Turner*, Great Tower-street, London, merchants.—*Ann Collyer*, Stoke Hammond, Buckinghamshire, cowkeeper.—*R. M. Joslin*, Stambour, Essex, sheep dealer.—*R. Newman*, Bristol, grocer.—*Robert Roberts*, Denbigh, innkeeper.—*R. Williams*, Chirk, Denbighshire, miller.—*Isaac Gaze*, Gloucester, builder.—*Thos. Westall*, Manchester, auctioneer.—*Joseph W. Dyer*, Middleton-street, Clerkenwell, Middlesex, cheesemonger.—*Joseph Windle Cole*, Great Winchester-st., London, merchant.—*Robt. Nicol*, Fenchurch-street, London, grocer.—*Richard Shakespeare*, Banbury, Oxfordshire, tailor.—*Charles Stevenson*, Howley-place, Paddington, builder.

#### FIAT ANNULLED.

*Edward Beck*, Ipswich, Suffolk, doctor of medicine.

#### SCOTCH SEQUESTRATIONS.

*Wm. Lamont*, jun., Glasgow, merchant.—*David Heron*, Glasgow, ship chandler.—*Robert Hart*, Kilbryth, paper maker.—*James Howie*, Glasgow, stock broker.—*John Smith & Co.*, Glasgow, wholesale tea dealers.—*J. Cumming & Son*, Dalry, Ayrshire, merchants.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Stephen Carr*, Skipton, Yorkshire, tailor, March 31 at 10, County Court of Yorkshire, at Skipton.—*Thos. Hawkins*, Skipton, Yorkshire, fruit dealer, March 31 at 10, County Court of Yorkshire, at Skipton.—*J. Jeffs*, Welford, Gloucestershire, tailor, March 24 at 10, County Court of Warwickshire, at Stratford-on-Avon.—*David Brasier*, Stonefield, Hastings, Sussex, sworn coal meter, March 27 at 1, County Court of Sussex, at Hastings.—*G. T. A. F. Kelly*, Pembroke-dock, Pembrokeshire, clerk, March 20 at 10, County Court of Pembrokeshire, at Pembroke.—*Charles Sainsbury*, Sheerness, Isle of Sheppey, Kent, drill sergeant major of her Majesty's Dock-yard Brigade at Sheerness, April 7 at 10, County Court of Kent, at Rochester.—*Alfred W. Farrall*, Cambridge, out of business, March 28 at 10, County Court of Cambridgeshire, at Cambridge.—*Edwin Pugh*, Seasalter, Kent, licensed victualler, March 29 at 10, County Court of Kent, at Canterbury.—*John Pope*, Alphington, Devonshire, blacksmith, March 31 at 10, County Court of Devonshire, at Exeter.—*E. Fisher*, Teignmouth, Devonshire, tailor, March

25 at 11, County Court of Devonshire, at Newton Abbot.—*George Parmenter*, Hundo, Suffolk, shopkeeper, March 21 at 10, County Court of Suffolk, at Haverhill.—*W. Botterill*, Newton Abbot, Devonshire, railway inspector, March 25 at 11, County Court of Devonshire, at Newton Abbot.—*Thos. Mason*, Derby, fishmonger, March 25 at 11, County Court of Derbyshire, at Derby.—*William Ris*, Shirley, Derbyshire, out of business, March 25 at 11, County Court of Derbyshire, at Derby.—*Wm. G. Jones*, Derby, joiner, March 25 at 11, County Court of Derbyshire, at Derby.—*David Branchley*, Patmore-heath, Furneux Pelham, Hertfordshire, farmer, March 28 at 11, County Court of Hertfordshire, at Bishop's Stortford.—*Wm. Taylor*, Coventry, Warwickshire, watch manufacturer, March 28 at 10, County Court of Warwickshire, at Coventry.—*Chas. Hill*, Hemel Hempstead, Hertfordshire, saddler, March 24 at 11, County Court of Hertfordshire, at St. Albans.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

March 24 at 10, before Mr. Commissioner LAW.  
*Isabella Shaw*, Welbeck-street, Cavendish-square, Marylebone, Middlesex, boarding-house keeper.—*Ash Bond*, Ernest-street, Regent's-park, Middlesex, tailor.

March 27 at 10, before Mr. Commissioner LAW.  
*Joseph Wise*, Lamb's Conduit-street, Middlesex, teacher of languages.

March 27 at 10, before Mr. Commissioner PHILLIPS.  
*William Shearman*, Notting-dale, Kensington, Middlesex, baker.—*Wm. Groome*, Fitchett's-court, Noble-street, Falcon-square, London, tailor.—*Andrew Paxton*, Cannon-st., London, baker.

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

March 24 at 10, before Mr. Commissioner LAW.  
*William Palmer*, Barking, Essex, and Spitalfields-market, market gardener.—*Stephen Bradley* the younger, Marylebone-lane, Marylebone, Middlesex, green grocer.

March 24 at 10, before Mr. Commissioner PHILLIPS.  
*John Sanders*, Peckham-rye, Peckham, Surrey, tailor.—*Wm. Phipps*, Church-street, Stoke Newington, Middlesex, straw hat manufacturer.—*Charles Hallett*, Princes-road, Lambeth, Surrey, beer-shop keeper.—*Wm. Thoms* the younger, Strand, operative chemist.—*Thomas Burrows*, George-street, Hampstead-road, Middlesex, assayer.—*Henry S. Carr*, Wellington-place, Liverpool-road, Islington, Middlesex, carpenter.—*Frederick A. De Wilde*, Wells-street, Oxford-street, Middlesex, ironmonger.—*Edwin Hyrons*, New North-street, Red Lion-sq., Middlesex, cabinet maker.—*Jos. Johnson*, Tottenham-court-road, and Long-acre, Middlesex, boot maker.—*W. Batt*, Tower-dock, Tower-hill, Middlesex, lighterman.

March 27 at 11, before Mr. Commissioner HARRIS.  
*Frederick W. Evans*, King-square, Goswell-st., Middlesex, chemist.—*Joel Lazarus*, King-street, Cheapside, London, out of business.—*John King*, Lower Whitecross-street, Cripple-gate, London, watch maker.—*Thomas Pant* the elder, Præd-street, Paddington, Middlesex, tobacconist.—*Thos. G. Wells*, Dalston, Hackney, Middlesex, licensed victualler.—*Josias Tillman*, Upper Norton-street, Portland-road, Marylebone, Middlesex, painter.—*Wm. Gascoine* the younger, Curtain-road, Shoreditch, Middlesex, butcher.—*David Brakenridge*, Henrietta-street, Manchester-square, Marylebone, Middlesex, tailor.—*George Davis* the younger, London-wall, London, out of business.

March 27 at 10, before Mr. Commissioner LAW.  
*James Edmonds*, Brewer-street, St. Pancrass, Middlesex, cheesemonger's shopman.—*George Horne*, Tilsforth, near Dunstable, Bedfordshire, plait dealer.—*Mary Hughes*, widow, Moor-lane, St. Giles's, Cripple-gate-without, London, currier.—*Robert Birch*, Norwood-green, Hayes, Middlesex, baker.

*At the County Court of Durham, at DURHAM, March 27.*  
*John L. Garthwaite*, Bishop Wearmouth, out of business.—*Stephen Thompson*, Stotsfield Burn, Rookhope, Weardale, farmer.—*Robert Barwick*, Bishop Wearmouth, butcher.—*J. Allan Muers*, New Durham, draper.

**A GENTLEMAN WANTS a SITUATION** in a SOLICITOR'S OFFICE in Town, either as Managing Clerk in Conveyancing, or to assist in Common Law or Chancery. Address, W. at the Office of this Paper.

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# The Jurist

No. 584—VOL. XII. MARCH 18, 1848. Price 1s., with Supplement, 1s. 9d.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
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Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Cases in Bankruptcy ....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, MARCH 18, 1848.

WERE it not for a doubt implied, but not actually expressed, in a case very recently before the Vice-Chancellor Knight Bruce, (*Swallow v. Wallingford*, 15th March, 1848), we should have conceived it to be now perfectly clear law, that a covenant by a solicitor with another, or by an articulated clerk with his master, that he will not practice within certain limits as to time or locality, or both, is good. But in the case to which we refer the Court seemed to doubt,—we say *seemed* to doubt only, because the Court expressly guarded itself against being understood to have given any opinion; and, from the turn which the case took upon equitable grounds, it became unnecessary that any opinion should be pronounced on the legal question.

The leading case upon this subject at law is *Bunn v. Guy*, (4 T. R. 190). There, the agreement was, that in consideration of money to be paid by Bunn and Guy to Carpenter, Carpenter was to make over to Bunn and Guy his business as an attorney within London and 150 miles thence, Carpenter covenanting that he would not at any time practise within those limits, and would permit Bunn and Guy to practise for one year under the style of "Carpenter, Bunn, & Guy," and to use Carpenter's name in such firm for one year more, if necessary. The question was, in a case sent out of Chancery, whether such agreement was legal, so that Carpenter could recover against Bunn and Guy; and the whole Court of King's Bench certified that it was. That this decision was contrary to Lord Eldon's opinion there cannot be much reason to doubt, if we turn to the expressions used by his Lordship in *Candler v. Candler*, (Jac. 225), in which, however, the point did not require decision. "I have thought," says Lord Eldon, in that case, (p. 231), "that, consistently with the policy of the law, agreements could not be made,

by which they contract to recommend those who succeed them. I doubted whether professional men could be recommended, not for skill and knowledge in their profession, but for a sum of money paid and advanced. I know that this would rip up many transactions, and I was happy that the Court of Queen's Bench was of a different opinion, though I never could entirely reconcile myself to their doctrine."

His Lordship, however, does not appear ever to have gone beyond an extra-judicial complaint against the doctrine of *Bunn v. Guy*. In *Bozon v. Farlow*, (1 Mer. 459), Sir W. Grant seemed to share Lord Eldon's antipathy to the doctrine of *Bunn v. Guy*, without however going so far as to assert that it was not law. But his Honor did go so far as to intimate a strong opinion that though a covenant by a solicitor, on selling his business to another, to permit the purchaser to retain the vendor's name in the firm, and to use his endeavours to influence his former clients to employ the purchaser, may be a legal covenant, it is not one which equity will interfere to enforce.

This expression of opinion was followed in a recent case of *Thornbury v. Bevil*, (1 You. & C. 554), where the agreement was, that the business, formerly the plaintiff's, should be carried on by the defendant solely, under their joint names. On a bill by the plaintiff for the specific performance of this agreement, the Vice-Chancellor, dismissing the bill upon grounds which rendered it unnecessary expressly to decide this point, said, "Notwithstanding the case of *Bunn v. Guy*, from which I do not mean to express dissent, decided as it was by judges of high authority, I am not prepared to say that it is fit that a court of equity should enforce an agreement between two solicitors, that one on retiring from the business shall permit the other to carry on the business in his name. Whether such agreement be or be not within the strict policy of the law, it may be

SHARP



doubtful whether this Court ought to assist it. I do not, however, rest my decision on that ground. I mention it, that it may not be thought that I see no difficulty in that part of the case."

The general question of the validity of an agreement by a solicitor for valuable consideration not to practise, with some limitation as to time or locality, was much discussed in *Whittaker v. Howe*, (3 Beav. 383), in which Lord Langdale, having before him the cases of *Candler v. Candler* and *Bunn v. Guy*, said, "With respect to the validity of the agreements, it is not now made a question whether attorneys and solicitors can lawfully agree to secure their clients to the attorneys and solicitors who succeed them in business." The covenant in that case was not to practise in Great Britain for twenty years, and an injunction was granted restraining the defendant from practising contrary to his covenant. In *Nicholls v. Stretton*, (7 Beav. 42), the covenant was by an articulated clerk, that he would not, during the period of his articles, or at any time after their expiration, be concerned as attorney for any person who had been, or should thereafter be, the client of the plaintiff, or any partner or assignee of the plaintiff. And in this case also, the Master of the Rolls treated the legality of contracts of this nature as settled, admitting that they were to some extent a restriction on trade, and a hardship upon third parties, in the way of depriving them of the services of those in whom alone they may have confidence.

It would seem, therefore, that, although successive equity judges have expressed a sort of equitable horror of *Bunn v. Guy*, not only none have ventured to deny that it is law, but, in several cases, its authority has been pointedly admitted, and in some acted upon.

Were it not for the cases of *Whittaker v. Rowe* and *Nicholls v. Stretton*, we should have thought that, possibly, it might be successfully argued, that, admitting the legality of such covenants as those in question, yet equity ought not to assist them by injunction, any more than by specific performance; for the doctrine of equity, with regard to aiding legal rights by injunction, is not to be taken in the affirmative, that equity holds itself always bound to prevent by injunction the infraction of a legal right, but negatively only, that it will not aid by injunction a right claimed as a legal right, unless such legal right is either actually or *prima facie* made out. If, therefore, a court of equity holds, as it would seem from the dicta in *Bozon v. Farrow* and *Thornbury v. Bevil*, that some at least of the covenants with which the transfer of an attorney's business is usually guarded are not covenants that equity ought to enforce directly, but should leave to be enforced at law, why should equity be called upon indirectly to enforce them by injunction? Why should it not leave to be enforced at law, a covenant of which it cannot restrain the breach, without in fact aiding the specific performance of an agreement which it does not think sufficiently equitable to deserve direct aid? This argument is not at all inconsistent with the recent decision in *Dietrichsen v. Cabburn*, (10 Jur. 601), which only overrules the doctrine, that an injunction could not be granted to restrain the breach of a negative covenant, being part of an agreement that the Court could not as a whole enforce, and does not

at all lay down the converse rule, that the Court is bound to enjoin against the breach of a covenant admitted to be legal, if it sees equitable grounds for enforcing the substance of the agreement of which the covenant forms a protecting part.

#### GUARANTIE. — PAROL EVIDENCE. — *GOLDSHED v. SWAN*.

The writer of the article on *Goldshede v. Swan* (Jur., Part 2, p. 22) has to observe, in answer to the letter which appeared in the last Number of THE JURIST, that his object in noticing the case was twofold: first, to guard the student from being misled by the inaccurate dictum attributed to Pollock, C. B., that "where any written instrument is *ambiguous*, evidence is receivable to construe its meaning, but not to alter or vary in any manner its terms,"—a dictum which we owe, not to a want of fulness, but to an overfulness in the report; and secondly to point out the novelty, at least, of the decision in that case, which amounts to this,—that although the Statute of Frauds, as construed in *Wain v. Warlters* and other cases, requires that every promise to answer for the debt of another shall be in writing, and shall express on the face of the writing a good consideration for the promise; and although consideration for a promise is not good unless it is contemporaneous or executory, (except under special circumstances which did not exist in *Goldshede v. Swan*), yet a promise in writing which states a consideration but does not state that it is contemporaneous or executory, and therefore does not shew that it is a good consideration—is sufficient, if, in point of fact, the consideration is good. That doctrine is certainly new and important, and the anxiety of the judges (especially of Parkes, J.) to avail themselves of the very slender authority of *Haigh v. Brooks* and of the case of *Butcher v. Swan*, which is no authority at all, shews that they at least considered it to be so. To the writer's apprehension the case went further, and decided that words which plainly state an executed consideration, may have a contrary meaning given to them by parol evidence; in other words, that if the facts are sufficient to support the promise, it is no matter how inaccurately they are stated in the writing. For, the construction suggested by the Court, and more clearly by M. B., that the promise was a promise that the defendant would, in consideration of the plaintiff's having on the day of the date the guarantie made the advance, repay him, cannot be reconciled with the language of the instrument, which expressly stated the consideration as being a consideration for the promise, and not for the act promised to be done, and, as the promise was not future, the consideration was necessarily past. The words were, "I, in consideration of your having this day advanced to V. D. the sum of 750*l.*, we hereby jointly and severally undertake to pay the same on" &c., not "we promise that, in consideration of your having advanced 750*l.* we will pay the same on" &c., words which might possibly be strained to the suggested construction. This is a verbal distinction; but words form the substance of the question.

The writing stated all the circumstances of the consideration correctly except the date. Under the most favourable construction it did not state the date at all, for without the parol evidence no one pretended to know the true date. The date, then, was supplied by parol evidence. The omission to state the date was therefore unimportant. If unimportant, it could only be so for this reason,—that the consideration was sufficiently identified by the other circumstances. If so, is a sufficiently certain description is not damaged by



the addition of a "false demonstration," — a *false statement* of the date would have done no harm. Yet the Court expressly said, that, if the words had been "in consideration of your having yesterday advanced," &c., the evidence would have been inadmissible, for it would have contradicted the writing. But evidence exposing a false demonstration is admitted, though it contradicts the writing. Why? Because it contradicts it in an *immaterial* particular. The Court of Exchequer, then, say, that a statement of the date in the writing cannot be contradicted, because the date is a *material* fact; but they decide, that it is not necessary to state the date at all, and that the date is, therefore, an *immaterial* fact. At the same time that they decide this, they decline to recognise the validity of the promise until the date of the consideration is shewn, thus deciding in the same breath that the date is both unimportant and essential.

To put the argument into another form: — The writing either stated the relation in point of time between the consideration and the promise, or it did not. If it did not state the time, then evidence was received to supply an omission in the writing, (in opposition to *Wain v. Warlters*), and all that was said by the Court as to ambiguity and explanation was mere impertinence. The writing, then, did, in the apprehension of the Court, in terms state the time. The statement was either precise or ambiguous. If precise, it was either true or false. If true, the parol evidence was not needed in explanation; if false, it was admitted to contradict the writing. But the Court disclaimed the reception of evidence to contradict the writing, and they expressly received it for the purpose of explanation. The Court, therefore, thought that the statement was in terms ambiguous, and they received evidence to explain the ambiguity; that is to say, the Court received evidence to explain a patent ambiguity, and they left unexplained the grounds on which they thought that the case was not governed by Lord Bacon's rule: that "ambiguitas patens is never holpen by averment." This being the result of *Goldshede v. Swan*, the writer conceives that he was justified in suggesting that it involved some new doctrines, either as to the receipt of extrinsic evidence, or as to the construction of the 4th section of the Statute of Frauds.

It is at least a remarkable result of that case, that an enactment which was made to exclude parol evidence of certain contracts, and which declares that no such contract shall be enforced unless it is in writing, may be satisfied by a writing which, on the face of it, requires the aid of parol evidence to establish its validity.

G. S.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—John Fish Stansfield, of Accrington, Lancashire; John Collis, of Cannock, Staffordshire.

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, at Westminster, has appointed Charles Thomas Woosnam, of Newtown, in the county of Montgomery, Gent., to be one of the Perpetual Commissioners for taking the acknowledgments of deeds to be executed by married women, in and for the county of Montgomery, also in and for the counties of Radnor and Salop.

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**—Robert Baynes Armstrong, Esq., for the Borough of Lancaster, in the room of Samuel Gregson, Esq., whose election has been declared void.

The Queen has been pleased to nominate and appoint the Honourable Charles Edward Pepys to be Clerk of the Crown in Chancery, in the room of Leonard Edmunds, Esq., resigned.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 73).

If a suit be commenced in any of the courts of Westminster concerning matters arising in India, the Court may award a writ in the nature of a mandamus for the examination of witnesses in that country; and, upon the examination being returned, it shall be allowed, and read as evidence at the trial. (13 Geo. 3, c. 63, s. 44; *Grillard v. Hague*, 1 B. & B. 519; S. C., 4 Moore, 313; *Reg. v. Douglas*, 16 Law Journ., Q. B., 417).

The provisions of 13 Geo. 3, c. 63, only extended to causes of action which arose in India, (*Francisco v. Gilmore*, 1 B. & P. 177), the Court having no power to grant a mandamus for matters arising in England or other countries. The powers and provisions of that act, however, have been extended by a recent statute (1 Will. 4, c. 22, s. 1) to all colonies, islands, plantations, and places under the King's dominions in foreign parts, and to the judges of the courts therein. This act, after reciting that great difficulties and delays are often experienced, and sometimes a failure of justice takes place in actions depending in courts of law, by reason of the want of a competent power and authority in the said Courts to order and enforce the examination of witnesses, where the same may be required, before the trial of a cause; and that, by the 13 Geo. 3, c. 63, s. 44, intituled "An Act for the establishing certain Regulations for the better Management of the Affairs of the East India Company, as well in India as in Europe," certain powers are given and provisions made for the examination of witnesses in India in the cases therein mentioned; and that it is expedient to extend such powers; enacts, "that all and every the powers, authorities, provisions, and matters contained in the said recited act relating to the examination of witnesses in India shall be, and the same are hereby extended to all colonies, islands, plantations, and places under the dominion of his Majesty in foreign parts, and to the judges of the several courts therein, and to all actions depending in any of his Majesty's courts of law at Westminster, in what place or country soever the cause of action may have arisen, and whether the same may have arisen within the jurisdiction of the Court, to the judges whereof the writ or commission may be directed, or elsewhere, when it shall appear that the examination of witnesses under a writ of commission, issued in pursuance of the authority hereby given, will be necessary or conducive to the due administration of justice in the matter wherein such writ shall be applied for." So that now, although the cause of action arose elsewhere than in India, the Court have power to issue a mandamus or commission into the country where evidence may be required under this act. (*Bain v. De Vary*, 3 Dow, 516; S. C., 1 Gale, 52). The act does not apply to Scotland. (*Wainwright v. Bland*, 3 Dow, 653; S. C., 1 Gale, 103). The Courts of Exchequer and Common Pleas have the same power as the Court of King's Bench, since 13 Geo. 3, c. 63, s. 44, to issue a mandamus for examination of witnesses abroad. (*Savage v. Binney*, 2 Dow, 643; *Grillard v. Hoge*, 1 B. & B. 519). And where an indictment or information is exhibited in the Court of Queen's Bench for an offence committed in India, the Court is authorised, on motion, to grant a mandamus to any court of judicature, or the governor, &c. of the country where the offence was committed, to obtain proof of the matters charged. (*Rex v. Jones*, 3 East, 31; *Rex v. Holland*, 4 T. R. 662; 42 Geo. 3, c. 85; 13 Geo. 3, c. 63, s. 43, and 24 Geo. 3, c. 25, ss. 78, 81; Tidd's Pract. 813, 9th ed.; Chitty's Archb. 237, 7th ed.; *Reg. v. Douglas*, 16 Law Journ., Q. B., 417).

Where the submission to arbitration is under a pu<sup>t</sup>

lic act, it may be enforced by mandamus, but otherwise not. (Over Keld Inclosure Act, H. 38 Geo. 3, K. B.; Tidd. 844, 9th ed.; and *Rez v. Washbrooke*, 7 D. & R. 221). And where a reference to arbitration has proceeded under an act of Parliament, the Court will grant a mandamus to the arbitrator under it to appoint an umpire. (*Rez v. Goodrich*, 3 Smith's Rep. 368). On a motion respecting an award of a commissioner under an inclosure act, the Court said, "We may punish upon this, if there be any corruption, or enforce its execution by mandamus; but we are not to interpret or set aside these awards upon complaint of their obscurity." (Over Keld Inclosure Act, H. 38 Geo. 3, K. B.; Tidd. 844, 9th ed.; and see *Rez v. Washbrooke*, 7 D. & R. 221).

Where a depositor in a savings bank called upon the trustees for his deposit, which was not paid in consequence of an embezzlement committed, and the trustees refused to appoint an arbitrator under 9 Geo. 4, c. 92, s. 45, to whom the matter might be referred, the Court granted a mandamus to compel them, for no action lies, and the only mode of proceeding is by arbitration. (*Rez v. The Mildenhall Savings Bank*, 6 Adol. & Ell. 952; *Rez v. The Cheadle Savings Bank*, 1 Adol. & Ell. 323; *Rez v. The Witham Savings Bank*, 1 Adol. & Ell. 321; and see *Crisp v. Bunbury*, 8 Bing. 394). But if it be a matter of dispute among persons professing to apply on behalf of a body of depositors, whether the applicants be entitled to represent the body, the Court will not interfere by mandamus, for the directors are not compellable to appoint an arbitrator under the statute in such circumstances. (*Rez v. The Witham Savings Bank*, 1 Adol. & Ell. 321). So, if it appear by a rule of the society that the applicant was prevented from substantiating his claim by reason of the lapse of time, the Court will not grant a mandamus. (*Rez v. The Northwich Savings Bank*, 9 Adol. & Ell. 729; 1 Per. & D. 477; 8 Law J., N. S., M. C., 24).

And it should seem, that unless in cases of arbitration founded on some statute, or where the written submission to arbitration has been made a rule of Court under the General Arbitration Act, (9 & 10 Will. 3, c. 15), the proceedings would be considered as a mere private transaction between the parties, in respect of which, as we have already seen, no writ of mandamus would lie, for the Court of Queen's Bench will not issue that prerogative writ in aid of mere private contracts or transactions. (1 Chitty's General Practice of the Law, part 2, 789).

Where a gaoler refused to deliver up the body of a person who had died while a prisoner in execution in his custody, to the executors of the deceased, unless they would satisfy certain claims made against the deceased by the gaoler, this Court issued a peremptory mandamus in the first instance, commanding that the body should be delivered up. (*Reg. v. Fox*, 2 Adol. & Ell., N. S., 246\*).

If an indictment under the 8 Hen. 6, c. 9, be found by the grand jury at the assizes for a forcible entry and detainer, it is in the discretion of the judge of assize whether he will grant a warrant of restitution or not. Therefore, where a judge refused to grant the warrant, but on application granted a rule nisi, which was, on shewing cause, discharged, the Court refused to grant a mandamus to the judge commanding him to issue such warrant. (*Reg. v. Harland and Others*, 8 Adol. & Ell. 826). Nor will the Court grant a mandamus to the sheriff to issue execution for a debt recovered in his county court, the sheriff having previously set aside

the judgment, conceiving it to be erroneous. (*Eldridge v. Fletcher*, 1 Harr. & W. 199). Nor will the Court grant a mandamus to the Commissioners of Woods and Forests, requiring them to pay a poor's-rate in respect of lands held by them under the Crown. (*Ex parte Reeve*, 5 Dowl. P. C. 668). Nor will the Court grant a mandamus to an insurance company commanding them to transfer shares standing in the name of a bankrupt to that of his assignees. (*Rez v. The London Assurance Company*, 5 B. & Ald. 899). Nor will a mandamus be granted to remove proceedings by justices, in order to bring them judicially under review where certain statutes regulating them have restricted their removal by certiorari. (*Rez v. The Justices of the W. Riding of Yorkshire*, 1 Adol. & Ell. 563).

Although the Court will, in some cases, grant a mandamus where an indictment will lie, yet, if an indictment will afford as beneficial a remedy, they will not interfere by mandamus. Therefore, a mandamus will not lie to the treasurer of a county to pay over a sum of money ordered to be paid by the quarter sessions, because there is another remedy by indictment. (*Rez v. Bristow*, 6 T. R. 168; see *Rez v. Robinson*, 2 Burr. 797). Nor does it lie to pay money allowed to a witness by the borough court of sessions. (*Rez v. The Treasury of Surrey*, 1 Chit. Rep. 650; see *Rez v. Johnson*, 4 M. & S. 515). For the disobedience of an order of sessions, an indictment lies. Nor does a mandamus lie to compel the treasurer of a district to pay the expenses of a prosecution for misdemeanor in obedience to the order of the court of assize, under the 8 Geo. 4, c. 64, s. 23, the proper remedy being to indict. (*Rez v. Jeyes*, 3 Adol. & Ell. 416; *Rez v. Erle*, 2 Burr. 1197). The Court will not grant a mandamus to compel a party to pay money to the treasurer of a borough under the Municipal Corporation Act, 5 & 6 Will. 4 c. 76, s. 92, unless the application be made by the treasurer, or after he has been required to demand the payment, though the party applying be ultimately entitled to the money. (*Reg. v. Frost*, 8 Adol. & Ell. 822).

(To be continued).

#### LIST OF SHERIFFS AND UNDER-SHERIFFS, WITH THEIR DEPUTIES AND AGENTS, FOR 1848.

\* \* The following are the corrections and additions to be made to the List given in No. 582, pages 85, 86, ante.

**Cambs. & Hunts.**—John Moyer Heathcote, Esq., Connington Castle.

*Undersher.*, George Game Day, Esq., St. Ives.

*Depts.*, Parker, Taylor, Rooke, & Parker, Raymond-buildings, Gray's Inn.

**Hunts. & Cambs.**—John Moyer Heathcote, Esq., Connington Castle.

*Undersher.*, George Game Day, Esq., St. Ives.

*Depts.*, Parker, Taylor, Rooke, & Parker, Raymond-buildings, Gray's Inn.

**Lincolnshire**—Richard Ellison, Esq., Sudbrooke Holme.

*Undersher.*, { Godfrey Talents, Esq., Newark.  
R. Carbine, Esq., Lincoln, and H. Williams, Esq., Lincoln. A. U.

*Depts.*, Austen & Hobson, 4, Raymond-buildings.

**Nottinghamshire**—Robert Holden, Esq., Nuttall Temple.

*Undersher.*, { George Hodgkinson, Esq., Newark.  
J. Brewster, Esq., Nottingham. A. U.

*Depts.*, Taylor & Collinson, 28, Great James-street, Bedford-row.

**Rutlandshire**—The Hon. Charles George Noel, commonly called Lord Viscount Campden, Exton.

*Undersher.*, Richard Thompson, Esq., Stamford.

*Depts.*, Clowes & Wedlake, 10, King's Bench-walk, Temple.

\* The gaoler was afterwards indicted at the York Spring Assizes, in 1842, and found guilty. Maule, J., said that the notion of a gaoler being authorised to detain a dead body on account of pecuniary claims was a mistake, and that a gaoler doing so was guilty of a misconduct in his public character, for which he was liable to prosecution.

*Worcestershire*—Lee Steere, Esq., Jayes, Dorking.  
*Undersha.*, Mark Smallpiece, Esq., Dorking.  
*Depts.*, W. Haydon Smallpiece & M. Smallpiece,  
 9, New-square, Lincoln's Inn.

## NORTH WALES.

*Merionethshire*—George Augustus Huddart, Esq., Brynkir,  
 near Tremadock.  
*Undersha.*, Poole, Powell, & Poole, Carnarvon.  
*Depts.*, Abbott, Jenkins, & Abbott, New Inn, Strand.  
*Merionethshire*—Hugh Jones, Esq., Woodland Cottage, near  
 Ruthen, Denbigh.  
*Undersha.*, Isaac Gilbertson, Esq., Bala.  
*Depts.*, Holme, Loftus, & Young, 10, New Inn,  
 Strand.  
*Montgomeryshire*—William Lutener, Esq., Dolerw.  
*Undersha.*, Charles Thos. Woosnam, Esq., Newtown.  
*Depts.*, Hen. Weeks, 12, Cook's-court, Lincoln's Inn.

## SOUTH WALES.

*Monmouthshire*—Owen Owen, Esq., Cwmgloyne.  
*Undersha.*, J. Crymes James, Esq., Haverfordwest.  
*Depts.*, Church & Langdale, 38, Southampton-bdgs.  
*Monmouthshire*—John Edwards, Esq., Brampton Bryan.  
*Undersha.*, Richard Green, Esq., Knighton.  
*Depts.*, Richardson & Talbot, 47, Bedford-row.

## London Gazette.

TUESDAY, MARCH 14.

## BANKRUPTS.

GEORGE ARMFIELD the younger and ROBERT  
 WRIGHT BARBER, Croydon, Surrey, coach builders  
 and harness makers, dealers and chapmen, March 24 and  
 April 28 at half-past 1, Court of Bankruptcy, London:  
 Off. Ass. Whitmore; Sol. May, Queen-square, Blooms-  
 bury.—Fiat dated March 10.  
 CHARLES MINERS COLLETT, Hammersmith, and Lin-  
 coln's-inn-fields, Middlesex, attorney, March 24 at half-  
 past 12, and April 28 at 1, Court of Bankruptcy, London:  
 Off. Ass. Whitmore; Sol. Low, 65, Chancery-lane.—Fiat  
 dated March 9.  
 SEPH HOSKEN, Southampton, builder, dealer and chap-  
 man, March 24 at 12, and April 28 at 11, Court of Bank-  
 ruptcy, London: Off. Ass. Cannan; Sol. Green, 34,  
 Walbrook, London.—Fiat dated Feb. 15.  
 MES BAKER, George-street, Hanover-square, Middle-  
 sex, tailor, dealer and chapman, March 22 at 2, and April  
 28 at 12, Court of Bankruptcy, London: Off. Ass. Pennell;  
 Sols. Gadsden & Flower, Furnival's-inn, Holborn.—Fiat  
 dated March 11.  
 HN HOPE, Tunbridge wells, Kent, grocer, March 23 at  
 11, and May 2 at half-past 11, Court of Bankruptcy, Lon-  
 don: Off. Ass. Tarquand; Sol. Becke, Bedford-row.—Fiat  
 dated March 6.  
 HN MULLETT, Shaftesbury, Dorsetshire, tailor, dealer  
 and chapman, March 30 at 1, and April 24 at 12, Court of  
 Bankruptcy, London: Off. Ass. Graham; Sols. Chitty,  
 Shaftesbury; Venning & Co., Tokenhouse-yard.—Fiat dated  
 March 9.  
 EDERICK FRANCIS, Folkstone, Kent, furnishing iron-  
 monger and whitesmith, dealer and chapman, March 20 at  
 2, and May 1 at 11, Court of Bankruptcy, London: Off.  
 Ass. Tarquand; Sol. Young, Warwick-square.—Fiat dated  
 March 11.  
 HN NEAVES, Coles-terrace, Islington, Middlesex,  
 plumber, dealer and chapman, March 23 at half-past 1, and  
 May 6 at 1, Court of Bankruptcy, London: Off. Ass.  
 Green; Sol. Conquest, Moorgate-st.—Fiat dated March 10.  
 HN PORTER, Wormwood-street, London, cheese factor,  
 dealer and chapman, March 23 at 1, and April 22 at 12,  
 Court of Bankruptcy, London: Off. Ass. Pollett; Sols.  
 Wilde & Co., 21, College-hill.—Fiat dated March 4.  
 WILLIAM INWARDS, Luton, Bedfordshire, straw plait  
 merchant, dealer and chapman, March 28 at half-past 2,  
 and April 25 at 12, Court of Bankruptcy, London: Off.  
 Ass. Edwards; Sols. Lawrance & Pews, Old Jewry-  
 chambers.—Fiat dated March 9.

JOHN PARKER, Oxford, brewer, March 28 at 12, and  
 April 25 at 11, Court of Bankruptcy, London: Off. Ass.  
 Groom; Sols. Nicholson & Parker, 48, Lime-street, City.  
 —Fiat dated March 10.

JACOB ORDOYNO, Swan-place, Old Kent-road, Surrey,  
 hoop bender and broom maker, dealer and chapman, March  
 22 at 2, and April 27 at 12, Court of Bankruptcy, Lon-  
 don: Off. Ass. Johnson; Sol. Scargill, 2, Hatton-court,  
 Threadneedle-street.—Fiat dated March 11.

WILLIAM FULLER, Hoxton Old-town, Middlesex, car-  
 man, corn dealer, dealer and chapman, March 25 at 2, and  
 April 28 at half-past 11, Court of Bankruptcy, London:  
 Off. Ass. Cannan; Sols. J. T. & H. Baddeley, 12, Leman-  
 street, Goodman's-fields.—Fiat dated March 14.

WILLIAM DYNE, Rochester-terrace, High-street, Stoke  
 Newington, Middlesex, corn dealer, dealer and chapman,  
 March 22 at 12, and April 28 at 1, Court of Bankruptcy,  
 London: Off. Ass. Stansfeld; Sol. Thrupp, 2, Winches-  
 ter-buildings, Great Winchester-street, City.—Fiat dated  
 March 13.

FRANCIS CLEMENTSON, Shelton, Staffordshire, earth-  
 enware manufacturer, March 22 and April 20 at 11, Dis-  
 trict Court of Bankruptcy, Birmingham: Off. Ass. Chris-  
 tie; Sol. Stevenson, Hanley, Staffordshire.—Fiat dated  
 March 10.

ROBERT PYE, Weston-under-Penyard, Herefordshire,  
 butcher, dealer and chapman, March 25 at 12, and April  
 18 at 11, District Court of Bankruptcy, Birmingham: Off.  
 Ass. Valpy; Sols. Reece, Birmingham; Hall & Minett,  
 Ross.—Fiat dated March 6.

BENJAMIN BARBER, Nottingham, dealer in lace, dealer  
 and chapman, March 24 and April 28 at 11, District Court  
 of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols.  
 Brewster, Nottingham; Jones, Size-lane, London.—Fiat  
 dated March 7.

WILLIAM PENNY, Newport, Monmouthshire, brewer,  
 March 30 at 11, and May 2 at 1, District Court of Bank-  
 ruptcy, Bristol: Off. Ass. Acraman; Sols. Phippen &  
 Craven, Bristol.—Fiat dated March 7.

WEETMAN DICKINSON, Clayton West, Yorkshire, corn  
 dealer and miller, March 27 and April 17 at 11, District  
 Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Sykes,  
 Wakefield; Bower, Tokenhouse-yard, London.—Fiat dated  
 March 6.

EDWARD THOMPSON, Kingston-upon-Hull, hosier, hat-  
 ter, and glover, dealer and chapman, March 29 and April  
 19 at half-past 10, District Court of Bankruptcy, King-  
 ston-upon-Hull: Off. Ass. Hope; Sols. Wells & Smith,  
 Hull; Tilson & Co., Coleman-street, London.—Fiat dated  
 March 7.

CHRISTOPHER MORGAN, Leeds, Yorkshire, tea dealer,  
 dealer and chapman, March 30 and April 27 at 11, District  
 Court of Bankruptcy, Leeds: Off. Ass. Young; Sols.  
 Naylor, Leeds; Sudlow & Co., Bedford-row.—Fiat dated  
 March 8.

RICHARD TAYLOR, Liverpool, soap manufacturer, dealer  
 and chapman, March 31 and April 18 at 11, District Court  
 of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Holden,  
 Liverpool; Keightley & Co., Chancery-lane, London.—Fiat  
 dated March 11.

JONATHAN BECKETT, Liverpool, ironmonger, dealer  
 and chapman, March 24 and April 19 at 11, District Court  
 of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Neal,  
 Liverpool; Hall & Co., Verulam-buildings, London.—Fiat  
 dated March 8.

THOMAS TATTERSALL, Liverpool, corn merchant, dealer  
 and chapman, March 27 and April 18 at 11, District Court  
 of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Prod-  
 sham, Liverpool; Gregory & Co., Bedford-row, London.—  
 Fiat dated March 8.

WILLIAM BENJAMIN JONES, Liverpool, hatter, dealer  
 and chapman, March 27 and April 18 at 11, District Court  
 of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Great-  
 ley, Liverpool; Smith & Co., Bedford-row, London.—Fiat  
 dated March 9.

JOHN HARTLEY, Bury, Lancashire, machine maker,  
 dealer and chapman, (as a trader indebted jointly and to-  
 gether with one Arthur Bentley), March 30 and April 15 at  
 11, District Court of Bankruptcy, Manchester: Off. Ass.  
 Hobson; Sols. Blair, Manchester; Johnson & Co., Tem-  
 ple, London.—Fiat dated Feb. 29.

**EDWARD GOOCH HONE**, Liverpool, licensed victualler, March 28 and April 19 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Dewhurst, Liverpool; Johnson & Co., Temple, London.—Fiat dated March 8.

**JOHN SINCLAIR**, Liverpool, tailor and draper, March 31 and April 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Payne, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated March 7.

**JOHN SMITH**, Little Bolton, and Kearsley, Lancashire, roller maker and iron founder, dealer and chapman, April 3 and 17 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, 46, Lincoln's-inn-fields, London.—Fiat dated March 9.

#### MEETINGS.

**Henry Hicks**, New Bond-street, Middlesex, saddler, March 24 at half-past 2, Court of Bankruptcy, London, last ex.—**Joseph Walters**, Union-street, Southwark, Surrey, and London-wall, London, bottle merchant, March 24 at 11, Court of Bankruptcy, London, last ex.—**George Hickes**, Huddersfield, Yorkshire, commission merchant, April 4 at 12, Court of Bankruptcy, London, aud. ac.—**Oliver T. J. Stocken**, Waltham-green, Middlesex, brewer, April 6 at 11, Court of Bankruptcy, London, aud. ac.—**Alfred Woolf**, Crooked-lane-chambers, Crooked-lane, London, wine merchant, April 5 at 12, Court of Bankruptcy, London, aud. ac.—**Henry Cross**, Kirton, near Woodbridge, Suffolk, farmer, April 12 at 1, Court of Bankruptcy, London, aud. ac.—**George Clay**, Queen-street, Cheapside, London, woollen warehouseman, April 13 at 12, Court of Bankruptcy, London, aud. ac.—**John Robertson**, Grove-place, North Brixton, Surrey, baker, April 6 at 12, Court of Bankruptcy, London, aud. ac.—**Brailsford Bright**, Forest-gate, Essex, and Bishopsgate-street within, London, April 13 at 11, Court of Bankruptcy, London, aud. ac.—**Hannah Elcock**, Hursley, Southampton, grocer, April 4 at 12, Court of Bankruptcy, London, aud. ac.—**George Jesse Sharp**, Duke-st., Tooley-st., Southwark, Surrey, tailor, April 4 at 11, Court of Bankruptcy, London, aud. ac.; April 7 at 12, div.—**Thomas Musterson**, Lansdown-terrace, South Lambeth, Surrey, commission agent, April 5 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Thomas C. Medwin**, Holland-street, Chapham-road, Surrey, engineer, April 5 at 11, Court of Bankruptcy, London, aud. ac.—**George Lupton**, St. Helen's, Lancashire, tailor, April 14 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—**Thomas Bate**, **William S. Bate**, and **James Helling**, Rugeley, Staffordshire, brewers, April 8 at 12, District Court of Bankruptcy, Birmingham, aud. ac. sep. est. of **Jas. Helling**, and div. sep. est. of **Thos. Bate**.—**Joseph Dicken**, Wollerton, Hodnet, Shropshire, woolstapler, April 8 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**John West**, Rawtenstall, Lancashire, cotton spinner, April 5 at 12, District Court of Bankruptcy, Manchester, aud. ac.; April 6 at 12, fin. div.—**Wm. Davis**, Preston, Lancashire, timber merchant, April 6 at 11, District Court of Bankruptcy, Manchester, aud. ac.; April 12 at 11, div.—**George Douglas**, Bury, Lancashire, draper, April 4 at 11, District Court of Bankruptcy, Manchester, aud. ac.; April 5 at 11, div.—**James Lawton**, Heywood-within-Heap, Lancashire, grocer, April 5 at 11, District Court of Bankruptcy, Manchester, aud. ac.; April 12 at 11, div.—**W. Rowlandson**, Wakefield, Yorkshire, surgeon, April 4 at 11, District Court of Bankruptcy, Leeds, aud. ac.—**Frederick Ashford**, Saint Margaret, Ipswich, Suffolk, grocer, April 6 at 12, Court of Bankruptcy, London, div.—**Wm. Barton**, Old Brentford, Middlesex, grocer, April 4 at 1, Court of Bankruptcy, London, div.—**George Webb** and **Archibald T. Webb**, Great St. Helens, London, wine merchants, April 4 at 12, Court of Bankruptcy, London, div.—**George Kiallmark**, Hampstead-street, St. Pancras, Middlesex, music seller, April 6 at 12, Court of Bankruptcy, London, div.—**Wm. Little**, Borough-road, Southwark, Surrey, paper manufacturer, April 5 at 11, Court of Bankruptcy, London, div.—**John Gale**, Chapel-hill, and Chepstow, Monmouthshire, wine merchant, April 4 at 11, District Court of Bankruptcy, Bristol, div.—**Joseph Parker**, Blackburn, Lancashire, grocer, April 4 at 11, District Court of Bankruptcy, Manchester, div.—**Benjamin Robinson**, Huddersfield, Yorkshire, fancy cloth manufacturer, April 6 at 11, District Court of Bankruptcy, Leeds, div.—**Hen. Barton**, Doncaster, Yorkshire, grocer, April 6 at 11, District Court of Bankruptcy, Leeds, div.—**Wm. Fred. Atkinson**, Wakefield, Yorkshire, woolstapler, April 6 at 11, District Court of Bank-

ruptcy, Leeds, div.—**Lancelot Marshall**, Northallerton, Yorkshire, grocer, April 6 at 11, District Court of Bankruptcy, Leeds, div.—**Thos. Cooper**, Yorkshire, share broker, April 6 at 11, District Court of Bankruptcy, Leeds, div.—**Samuel Stott**, **John Stott**, and **Wm. Stott**, Rockcliffe Vale Mill, near Bacup, Lancashire, cotton spinners, April 4 at 12, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

**Thomas Marks**, Westbury-upon-Trym, Bristol, carpenter, April 4 at 11, District Court of Bankruptcy, Bristol.—**Da. T. Perrott**, Bristol, grocer, April 4 at 12, District Court of Bankruptcy, Bristol.—**George Hickes**, Huddersfield, Yorkshire, commission merchant, April 4 at 12, Court of Bankruptcy, London.—**Arthur Joseph Head**, St. Peter's-terrace, Hammersmith, Middlesex, attorney at law, April 10 at 1, Court of Bankruptcy, London.—**Wm. Ray**, Roll's-building, Fetter-lane, Middlesex, coal dealer, April 5 at 1, Court of Bankruptcy, London.—**Wm. Little**, Borough-road, Southwark, Surrey, paper manufacturer, April 5 at 11, Court of Bankruptcy, London.—**Wm. Thos. Gooding**, Old Breadfriars, Middlesex, glass cutter, April 5 at half-past 12, Court of Bankruptcy, London.—**James Thos. Wheatley**, Commercial-road, Lambeth, Surrey, lighterman, April 5 at 12, Court of Bankruptcy, London.—**James A. Richmond**, Frederick-place, Hampstead-road, Middlesex, brewer, April 6 at half-past 12, Court of Bankruptcy, London.—**John James Brown**, 12, Saint Edmunds, Suffolk, grocer, April 5 at 1, Court of Bankruptcy, London.—**Hannah Elcock**, Hursley, Southampton, grocer, April 4 at 12, Court of Bankruptcy, London.—**George Jesse Sharp**, Duke-street, Tooley-street, Southwark, Surrey, tailor, April 4 at 11, Court of Bankruptcy, London.—**James Pasley**, Cannon-street, St. George's-in-the-East, Middlesex, ship owner, April 6 at half-past 1, Court of Bankruptcy, London.—**Wm. Newham**, the elder, King's Lynn, Norfolk, builder, April 6 at 1, Court of Bankruptcy, London.—**George Spearman**, Leeds, Yorkshire, silk mercer, April 5 at half-past 1, Court of Bankruptcy, London.—**Thomas Winterburn**, Albemarle-street, Piccadilly, Middlesex, hotel and tavern keeper, April 5 at 1, Court of Bankruptcy, London.—**John Power**, Bristol, draper, April 4 at 11, District Court of Bankruptcy, Bristol.—**Wm. Blain**, Liverpool, corn merchant, April 5 at 11, District Court of Bankruptcy, Liverpool.—**Wm. Hancock**, Ticknall, Derbyshire, feltmonger, April 7 at 11, District Court of Bankruptcy, Nottingham.—**George Lupton**, St. Helen's, Lancashire, tailor, April 5 at 11, District Court of Bankruptcy, Liverpool.—**John Perry Platt**, Liverpool, commission-merchant, April 10 at 11, District Court of Bankruptcy, Liverpool.—**George Council**, Fiskington, Prestwich cum Oldham, Lancashire, calico printer, April 4 at 12, District Court of Bankruptcy, Manchester.—**Wm. Fred. Lockwood**, Pendleton, Lancashire, teacher of music, April 6 at 12, District Court of Bankruptcy, Manchester.—**Thos. Marsden** and **Wm. Marsden**, Manchester, wharfingers, April 5 at 11, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 4.*

**Henry Ashley**, Fleet-st., and Little Carter-lane, Dock-lane, London, carrier.—**John Gentle**, New Barling-mews, Regent-st., Middlesex, job master.—**Geo. Blake** and **Jas. Blake**, Liverpool, and Dublin, soap manufacturers.—**Ed. Warrington**, Stockport, Cheshire, joiner.—**Jas. Bury**, Bear-st., Leicester-square, Middlesex, ironmonger.—**Henry Hugh Beams Paul**, Peckham, Surrey, lodging-house keeper.—**Thos. Orpwood**, Bear-st., Leicester-square, coach cutter.—**Chas. Williams**, Liverpool, licensed victualler.—**Alfred Horatio Swift**, Crosby-hall-chambers, Bishopsgate-street, London, iron merchant, and Hyatt's Colliery, Rowley Regis near Dudley, Staffordshire, coal master.—**William Gregory**, Liverpool, hosier.—**Stephen Moore**, Liscard, Cheshire, wine merchant.—**Frederick Nevill**, Little Love-lane, London, commission-agent.

#### PARTNERSHIP DISSOLVED.

**William Furner** and **George Phikox Hill**, Brighton, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*David Young & Co., Paisley, tea dealers.—Robert Mann, undree, boot maker.—James Finlayson & Co., Glasgow, flax spinners.—Mrs. Agnes Crookston, Brewsterford, Calder, inn-keeper.*

## DECLARATIONS OF INSOLVENCY.

*Fred. Wm. Naylor Bayley, Nelson-square, Surrey, and Strand, Middlesex, author, March 29 at 11, Court of Bankruptcy, London.—George Watson, Church-st., Bethnal-green, Middlesex, butcher, March 29 at 11, Court of Bankruptcy, London.*

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Charles Bowen, Cross Lethin, Mambilade, Monmouthshire, vilder, March 25 at 10, County Court of Monmouthshire, at Pontypool.—Wm. Henry Norton, Handsworth, Staffordshire, March 20 at 11, County Court of Warwickshire, at Birmingham.—Sam. Wheatley, Windmill, Erdington, Aston, Warwickshire, labourer, March 20 at 11, County Court of Warwickshire, at Birmingham.—Thos. Hinks, Aston, near Birmingham, Warwickshire, March 20 at 11, County Court of Warwickshire, at Birmingham.—John Heath, Birmingham, press tool maker, March 20 at 11, County Court of Warwickshire, at Birmingham.—Jos. Roberts, Birmingham, padlock manufacturer, March 20 at 11, County Court of Warwickshire, at Birmingham.—Thos. Goodwin Zouch, Lowe Witton, Aston, Warwickshire, out of business, March 20 at 11, County Court of Warwickshire, at Birmingham.—Wm. Whistock the younger, Ipswich, Suffolk, tailor, March 31 at 10, County Court of Suffolk, at Ipswich.—Geo. Offord, Coddenden, near Ipswich, Suffolk, blacksmith, March 31 at 10, County Court of Suffolk, at Ipswich.—Walter Ling, Lakenham, Norwich, brush maker, March 30 at 10, County Court of Norfolk, at Norwich.—Isaac John Murray, St. Margaret's-village, near Dover-cliffs-ond, Kent, baker, March 24 at 10, County Court of Kent, at Dover.—Wm. Terry, Deal, Kent, carpenter, March 25 at 10, County Court of Kent, at Deal.—Jas. Fowler, Shaw-beath, Stockport, Cheshire, innkeeper, March 24 at 10, County Court of Cheshire, at Stockport.—J. Graham, Drington, Northumberland, shoemaker, April 13 at half-past 10, County Court of Northumberland, at Hexham.*

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*March 28 at 11, before Mr. Commissioner HARRIS.*

*Thos. Francis Mitchell, Wilson-street, Finsbury-st., St. Luke's, Middlesex, upholsterer.—Thos. Goulard, Rochester-square, Camden-town, Middlesex, teacher of dancing.—Ed. Meredith, Galway-st., St. Luke's, Middlesex, milliner.—Charlotte Lavina Rigby, widow, Robert-st., King's-road, Chelsea, out of business.*

*March 29 at 10, before Mr. Commissioner LAW.*

*Thomas Crouch, Claremont, Claremont-square, Pentonville, Middlesex, cab driver.*

*March 29 at 10, before Mr. Commissioner PHILLIPS.*

*Saving Lucknow the younger, Holford-mews, Holford-square, Pentonville, Middlesex, cab driver.*

*March 30 at 11, before the CHIEF COMMISSIONER.*

*Francis Joseph Nives, Woolwich, Kent, hair dresser.—A. Watson, Plumstead-road, Woolwich, Kent, following no business.—Jesse Higgins, Pleasant-place, Lower Tulse-hill, Brixton, Surrey, assistant to a dairyman.—Alfred Jackson, Fairfield-road, Bow, Middlesex, bricklayer.*

*Saturday, March 11.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*Silas Southon, Great Suffolk-street, Southwark, Surrey, farmer, No. 59,452 T.; John Tompsett Noakes, assignee.—Alfred Southon, Frederick-place, Borough-road, Southwark,*

*Surrey, out of business, No. 59,345 T.; John Tompsett Noakes, assignee.—Sam. Hayward, Whittlebury-st., Euston-square, Middlesex, stone mason, No. 59,434 T.; John Gordard, assignee.—John Anderson, Upper Thames-st., London, tobacco dealer, No. 59,547 T.; Wm. Clark the younger, assignee.—Geo. Heppell, Elvet-bridge, Durham, boot maker, No. 68,936 C.; Thos. Clark and Mark Story, assignees.—J. Barnes, Beeston, Nottinghamshire, plumber, No. 68,838 C.; John Pearson, assignee.—John Porter, Wells next the Sea, Norfolk, licensed victualler, No. 68,240 C.; James Chapman, assignee.—Sam. Elsworth, Collyhurst, Manchester, corr dealer, No. 69,031 C.; Michael Sanderson, assignee.—Wm. Cowmeadow the younger, Jay's-green, near Lydbrook, Gloucestershire, quarryman, No. 68,997 C.; John Lewis, assignee.—James Carter Bibby, Manchester, land surveyor, No. 68,921 C.; Wm. Thornborrow, assignee.—Thos. Hodgson, Bradford, Yorkshire, provision dealer, No. 68,196 C.; Jos. Pullan, assignee.—Henry Thornton, Brentwood, Essex, auctioneer, No. 68,462 C.; Thos. John Barnes, assignee.—Luke Kent, Southsea, near Portsmouth, Hampshire, mariner, No. 69,076 C.; Thomas Ellis Owen, assignee.—John Morgan, West-st., Cambridge-heath, Middlesex, grocer, No. 59,436 T.; David Thomas, assignee.*

*Saturday, March 11.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Sam. S. Abrahams, Little Alice-street, Goodman's-fields, Middlesex, watch manufacturer: in the Debtors Prison for London and Middlesex.—Benj. Abrahams, Little Alice-st., Goodman's-fields, Middlesex, watch manufacturer: in the Debtors Prison for London and Middlesex.—Abigail Gootley, Edward-street, Portman-square, Middlesex, milliner: in the Debtors Prison for London and Middlesex.—John Harvey, Princes-row, Newport-market, Middlesex, licensed victualler: in the Queen's Prison.—James W. Fortune, Market-place, Kingston-upon-Thames, Surrey, bookseller: in the Gaol of Surrey.—Robt. Thomson, Crown-place, Old Kent-road, Surrey, shopman to a grocer: in the Gaol of Surrey.—Wm. N. Melvin, Wellington-terr., Waterloo-road, Surrey, auctioneer: in the Queen's Prison.—Jos. Dodman, Sloane-sq., Chelsea, Middlesex, shoe maker: in the Debtors Prison for London and Middlesex.—Sam. Howard, North-st., Manchester-sq., Middlesex, wood dealer: in the Debtors Prison for London and Middlesex.—Geo. Young, Pancras-place, Pancras-road, Middlesex, retailer of beer: in the Debtors Prison for London and Middlesex.—Edward J. Lack, Cooper's-lane, Putney, Surrey, clerk in the corn department of the Board of Trade: in the Queen's Prison.—Sarah Dowsse, Crawford-st., Marylebone, Middlesex, stay maker: in the Debtors Prison for London and Middlesex.—W. J. Spragg, Richmond, Surrey, foreman to a leather seller: in the Gaol of Surrey.—Sarah Mayhew, Broadway, Plaistow, Essex, baker: in the Queen's Prison.—Geo. Bugg, Wood-st., Exmouth-st., Clerkenwell, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—Hen. Emanuel, Great Precott-st., Goodman's-fields, Middlesex, agent: in the Debtors Prison for London and Middlesex.—Wm. Hudson, Star-st., Paddington, Middlesex, green grocer: in the Debtors Prison for London and Middlesex.—Jos. West, Britannia-st., City-road, Middlesex, lodging-house keeper: in the Debtors Prison for London and Middlesex.—Chas. Wittenbury, Hereford-pl., Commercial-road East, Middlesex, biscuit baker: in the Queen's Prison.—Isaac Maldon, Commercial-wharf, Kingsland-road, Middlesex, clerk: in the Queen's Prison.—John Bond, Marshall-street, London-road, Southwark, Surrey, bricklayer: in the Gaol of Horsemonger-lane.—Geo. Parkinson, Wapping-wall, Wapping, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—John Rignall, Chapel-st., Pentonville, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—Joseph Cocking, Willow-terrace, Vauxhall-bridge-road, Middlesex, fruiterer: in the Debtors Prison for London and Middlesex.—John Patching, Cornwall-road, Lambeth, Surrey, agent: in the Gaol of Horsemonger-lane.—Jas. Bell, Wakefield, Yorkshire, wool sorter: in the Gaol of York.—Jas. Haigh, Wakefield, Yorkshire, plumber: in the Gaol of York.—Wm. Dronsfield, Crompton, near Oldham, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—Jas. Dronsfield, North-moor, Oldham, Lancashire, miller: in the Gaol of Lancaster.—Edw. H. Hughes, Shelton, Staf-*

fordshire, china gilder: in the Gaol of Stafford.—*John B. Causser*, Birmingham, in no trade: in the Gaol of Coventry.—*John Westwood*, Birmingham, steel pen manufacturer: in the Gaol of Coventry.—*Edw. Thompson*, Cambridge, cabinet maker: in the Gaol of Cambridge.—*Isaac Harbour*, Scole, Norfolk, bricklayer: in the Gaol of Norwich.—*J. Henwood*, Lostwithiel, Cornwall, victualler: in the Gaol of Bodmin.—*Sam. Shepperson*, Birmingham, labourer: in the Gaol of Radford Peveril.—*Eliz. Jones*, widow, Llanrhaidr yn Mochmant, Montgomeryshire: in the Gaol of Montgomery.—*Geo. Pocock*, Bristol, schoolmaster: in the Gaol of Bristol.—*Wm. Hinton*, Tallow-hill, St. Martin, Worcestershire, builder: in the Gaol of Worcester.—*Thos. Baker*, Coats Martock, Ilminster, Somersetshire, labourer: in the Gaol of Wilton.—*Rich. Austin*, Coventry, Warwickshire, plush manufacturer: in the Gaol of Coventry.—*James Mosley*, Halifax, Yorkshire, organ builder: in the Gaol of York.—*Thomas Wadsworth*, Little Sheffield, Sheffield, Yorkshire, file striker: in the Gaol of York.—*Edw. Wild*, Heddingley, near Leeds, Yorkshire, wine merchant: in the Gaol of York.—*Wm. Rothwell*, Sowerby-bridge, near Halifax, Yorkshire, beer seller: in the Gaol of York.—*John Sugden*, Dudley-hill, near Bradford, Yorkshire, commission agent: in the Gaol of York.—*William Clark*, Stonegate, Yorkshire, in no trade: in the Gaol of York.—*Wm. Beaumont*, Apperley-bridge, near Leeds, Yorkshire: in the Gaol of York.—*John Wallwork*, Todmorden, Yorkshire, joiner: in the Gaol of York.—*Geo. Green*, Sheffield, Yorkshire, publican: in the Gaol of Sheffield.—*Wm. Shepherd*, Merthyr Tydore, Glamorganshire, provision dealer: in the Gaol of Cardiff.—*Patrick Crossman*, Newton Nottage, Glamorganshire, officer of customs: in the Gaol of Cardiff.—*Jesse Jackson*, Swansea, Glamorganshire, potter: in the Gaol of Cardiff.—*John R. Colley*, Hulme, Manchester, drysalter: in the Gaol of Lancaster.—*Mary Parker*, Tewkesbury, Gloucestershire, milliner: in the Gaol of Gloucester.—*Lucy Ann Parker*, Tewkesbury, Gloucestershire, milliner: in the Gaol of Gloucester.—*John Sharples*, Nova Scotia, Blackburn, Lancashire, joiner: in the Gaol of Lancaster.—*John Eyles*, Miles Platting, Manchester, book-keeper: in the Gaol of Lancaster.—*John Welch*, Preston, Lancashire, architect: in the Gaol of Lancaster.—*Rich. Ward*, Blackburn, Lancashire, baker: in the Gaol of Lancaster.—*Jos. Thyer* the younger, Hulme, Manchester, retail dealer in ale: in the Gaol of Lancaster.—*Cornelius Buckley*, Lancaster, licensed victualler: in the Gaol of Lancaster.—*Wm. Woodward*, Tewkesbury, Gloucestershire, milkman: in the Gaol of Gloucester.—*John B. Swift*, Leeds, Yorkshire, fullers' earth dealer: in the Gaol of York.

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

*March 28 at 11, before the CHIEF COMMISSIONER.*

*Wm. Turner*, Prospect-place, Hornsey, Middlesex, goldsmith.

*March 29 at 11, before the CHIEF COMMISSIONER.*

*Jas. Payne*, Earl-st., Kensington, Middlesex, cowkeeper.—*Josiah J. Butcher*, Everilda-st., Hemmingsford-terrace, White Conduit-fields, Middlesex, jobbing carpenter.—*Rich. Hewitt*, Southampton-st., Camberwell, Surrey, out of business.—*Geo. Caldwell*, Barham-wood-cottage, Barham-wood, Elstree, Hertfordshire, not in any trade.

*March 29 at 10, before Mr. Commissioner LAW.*

*Wm. Bunker* the elder, Mulberry-court, Stepney-green, Middlesex, wheelwright.

*At the County Court of Sussex, at LEWES, April 3.*

*James Oram*, Brighton, out of business.—*Richard Eager*, Lewes, licensed victualler.—*Thos. Bryant*, Hadlow-down, out of business.—*John Weston*, Newick, retailer of beer.

*At the County Court of Staffordshire, at STAFFORD, March 25 at 10.*

*John L. Pope*, Stoke-upon-Trent, engraver.—*Edward H. Hughes*, Shelton, china dealer.—*John Lindon*, Hanley, in no business.—*George Whittle*, Wolverhampton, assistant saddler.—*George Brereton*, Hanley, bricklayer.

*At the County Court of Norfolk, at NORWICH, March 27 at 10.*

*Isaac Harbour*, Scole, builder.

*At the County Court of Norfolk, at the Guildhall, at NORWICH, March 30 at 10.*

*Robert Robinson*, Norwich, out of business.

*At the County Court of Nottinghamshire, at NOTTINGHAM, March 30.*

*John V. Stacey*, Sheffield, no business.

*At the County Court of Cambridgeshire, at CAMBRIDGE, March 28 at 10.*

*Edward Thompson*, Cambridge, out of business.

*At the County Court of Glamorganshire, at CARDIFF, March 28.*

*John Bedlington*, Cardiff, licensed victualler.—*William Shepherd*, Merthyr Tydyl, wholesale provision dealer.—*Jess Jackson*, Swansea, potter.—*Wm. Jones*, Pant-y-celun, Llan-guicke, out of business.—*Patrick Crossman*, Newton Nottage, officer of customs.—*Thomas Roe*, Swansea, housekeeper.—*Ezekiel Morgan*, Merthyr Tydyl, innkeeper.

*At the County Court of Warwickshire, at COVENTRY, April 8.*

*John Westwood*, Birmingham, out of business.—*Richard Austin*, Coventry, plush manufacturer.

#### MEETING.

*George Bull*, March 29 at 12, Edgar's, Weston-super-Mare, Somersetshire, sp. aff.

### FRIDAY, MARCH 17.

#### BANKRUPTS.

**SAMUEL TREACHER**, High Wycombe, Buckinghamshire, dealer in artificial manures, farmer, dealer and chapman, March 24 and April 28 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. C. W. & C. H. Lovell, 14, South-square, Gray's-inn, agents for Nash & Son, High Wycombe, Buckinghamshire.—Fiat dated March 15.

**DALTON MARTINDALE**, Star-court, Bread-st., London, warehouseman, dealer and chapman, March 31 at 1, and May 2 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. W. & H. P. Sharp, 2, Verulam-buildings, Gray's-inn.—Fiat dated March 11.

**HENRY PROCKTER**, New-street, Horsleydown, Surrey, licensed victualler, March 31 at 2, and May 2 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Barn, 14, Great Carter-lane, Doctors'-commons.—Fiat dated March 14.

**JOSEPH PHILIP SHAW**, Mortimer-street, Cavendish-square, Middlesex, upholsterer, dealer and chapman, March 27 at half-past 1, and May 2 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Ashurst & Son, Cheap-side.—Fiat dated March 13.

**EDWARD HENRY BROWNE**, Peckham-rye, Surrey, and Beaufort-buildings, Strand, Middlesex, brick maker, March 30 at 12, and May 6 at half-past 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Hunter, 17, Bloomsbury-street, Bloomsbury.—Fiat dated March 15.

**JAMES KNIGHTS**, Ipswich, Suffolk, licensed victualler, blacksmith, and shipsmith, dealer and chapman, March 30 at half-past 11, and May 6 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Galsworthy, Ipswich; Kirk, Symond's-inn.—Fiat dated March 13.

**WILLIAM KER**, New Inn-yard, Tottenham-court-road, and Cumberland-market, Regent's-park, Middlesex, cabinet maker, March 30 at 11, and May 6 at 2, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Stoddart, Cursitor-st., Chancery-lane.—Fiat dated March 14.

**LENOX NUTHALL PHILLIPS**, Three Colt-st., Limehouse, Middlesex, licensed victualler, dealer and chapman, March 29 at 1, and May 4 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Symes & Co., Fenchurch-street.—Fiat dated March 14.

**JOHN EMERY**, Lichfield, tailor, dealer and chapman, March 30 and April 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Reece, Birmingham.—Fiat dated March 13.

**CHARLES WALKER**, Birmingham, maltster and licensed victualler, dealer and chapman, March 30 and April 29 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Suckling, Birmingham.—Fiat dated March 15.

**THOMAS LURWAY**, Hotwells, Clifton, Bristol, licensed victualler and hackney fly proprietor, March 31 and May 4 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Callender, Bristol.—Fiat dated March 14.

**AMUEL ASBURY**, Handford, Trentham, Staffordshire, brick and tile manufacturer, March 28 and April 25 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Harding, Burslem; Spencer & Rollings, Birmingham.—Fiat dated March 9.

**JOSEPH HENRY HURLEY**, West Bromwich, Staffordshire, draper, dealer and chapman, March 25 and April 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Marshall, Barnsley, Yorkshire; Tarterton, Birmingham.—Fiat dated March 4.

**GEORGE DAMSELL**, Lydbrook, Newland, Gloucestershire, grocer, draper, and general-shop keeper, March 31 at 11, and May 2 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Bullock, Newnham; W. & C. Bevan, Bristol.—Fiat dated March 11.

**AMES WELCH BRADDICK**, Silvertown, Devonshire, brick and tile maker and lime burner, dealer and chapman, March 30 at 12, and April 26 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Stogdon, Southey, Exeter; Keddell & Co., 34, Lime-street, London.—Fiat dated March 13.

**AMES TAYLOR**, Kings-mills, Almondsbury, Yorkshire, clothier, dealer and chapman, March 30 and April 27 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Floyd, Huddersfield; Sudlow & Co., Bedford-row.—Fiat dated Feb. 18.

**GEORGE ALLETSON the younger, and JOHN WILKINSON TEBBS**, (carrying on business at the Calder Dye-works, Wakefield, Yorkshire, under the style or firm of George Alletson, jun., & Co.), dyers, April 3 and 24 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Westmorland & Taylor, Wakefield; Gregory & Co., Bedford-row, London.—Fiat dated March 13.

**WILLIAM ROBINSON**, Tuxford, Nottinghamshire, publican, dealer and chapman, March 31 and April 29 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Wake & Co., Worksop; Pittendreich & Co., Gray's-inn.—Fiat dated Feb. 23.

**JACOB LINDO MOCATTA**, Liverpool, commission merchant, (carrying on business in partnership with Samuel Mocatta, of Laguayra, in the Republic of Venezuela, under the firm of S. & I. L. Mocatta), March 31 and April 28 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated March 15.

**JOSEPH CUBBINS**, Tranmere, Bebington, Cheshire, builder, March 31 and April 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Atkinson, Birkenhead; Carpenter, Staple-inn, London.—Fiat dated March 14.

**EREMIAH JOHN SULLIVAN**, Meadow-bank Salt-works, Winsford, Cheshire, salt merchant and ship owner, dealer and chapman, March 30 and April 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Daly, Liverpool; Carpenter, Staple-inn, London.—Fiat dated March 13.

**JOHN BOWES**, Liverpool, ale and porter dealer, late wine and spirit merchant, dealer and chapman, March 30 and April 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Frodsham, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated March 11.

**CHARLES KENT**, Ashbourn, Derbyshire, draper, dealer and chapman, March 29 and April 19 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, London.—Fiat dated March 7.

**JOSEPH WEBSTER**, Preston, Lancashire, linen draper, dealer and chapman, March 31 and April 20 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Holland, Preston; Ascroft, Preston; Gregory & Co., Bedford-row, London.—Fiat dated March 9.

**JOHN WORSLEY**, Cottage-street-mill and Peel-hall-mill, Preston, Lancashire, cotton spinner, dealer and chapman, April 1 and 15 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Abbott, Lincoln's-inn-fields, London.—Fiat dated March 8.

**THOMAS BUTTERWORTH**, Greenbooth-mills, near Rochdale, Lancashire, woollen manufacturer, dealer and chapman, (now or formerly partner with Benjamin Butterworth, under the firm of William Butterworth & Sons), March 31 and April 20 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Woods & Jackson, Rochdale; Abbott, Lincoln's-inn-fields, London.—Fiat dated March 11.

## MEETINGS.

*Alex. M. Paterson, John Walker, Jas. Boydell, and Chas. B. T. Roper*, Kingwinford, Staffordshire, iron founders, March 28 at half-past 10, District Court of Bankruptcy, Birmingham, pr. d.—*Hen. Mockett*, New Shoreham, Sussex, merchant, March 31 at 12, Court of Bankruptcy, London, ch. ass.—*Charles Murgatroyd*, Lawrence-lane, Cheshire, London, warehouseman, March 30 at 12, Court of Bankruptcy, London, last ex.—*Robt. Brown*, Sutherland-terrace, Cole Harbour-road, Brixton, Surrey, victualler, April 8 at 11, Court of Bankruptcy, London, aud. ac.—*Frederick Leake*, Regent-street and George-yard, Westminster, Middlesex, relievo leather manufacturer, April 10 at 11, Court of Bankruptcy, London, aud. ac.—*Chas. M. Kernal*, West Cowes, Isle of Wight, Hampshire, chemist, April 13 at 2, Court of Bankruptcy, London, aud. ac.—*George Prockter, Joseph Prockter, and Thos. Prockter*, Rochdale, Lancashire, cotton spinners, April 10 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*John Wright*, Brinsall Hall, within Wheelton, Lancashire, calico printer, April 11 at 12, District Court of Bankruptcy, Manchester, aud. ac.; April 12 at 12, div.—*Wm. Lawton*, Liverpool, hotel keeper, April 14 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Wm. Hannah*, Liverpool, apothecary, April 14 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*William Day*, Axbridge, near Wells, Somersetshire, farmer, April 11 at 12, District Court of Bankruptcy, Bristol, aud. ac.—*J. Beynon*, Swansea, Glamorganshire, iron merchant, April 18 at 11, District Court of Bankruptcy, Bristol, aud. ac.; April 20 at 11, div.—*Jos. Tite*, Clenham-mill, Netherbury, Dorsetshire, flax spinner, April 12 at 11, District Court of Bankruptcy, Exeter, aud. ac.; April 13 at 1, div.—*Thomas Burley* the elder, Wolverhampton, Staffordshire, grocer, April 12 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*John White*, Shrewsbury, Shropshire, auctioneer, April 12 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; April 15 at 11, div.—*Waples Warden*, Birmingham, corn agent, April 11 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; April 12 at 11, div.—*Thos. Matthews*, Shrewsbury, Shropshire, millwright, April 11 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Wm. Evans*, Derby, lamp manufacturer, April 7 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*Benjamin Gimson and Josiah Gimson*, Leicester, engineers, April 7 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*John F. Cork and James L. De Carle*, New Bond-st., Middlesex, coach builders, April 10 at 12, Court of Bankruptcy, London, div. sep. est. of *J. F. Cork*.—*Neil Mackenzie*, Newgate-street, London, fringe manufacturer, April 10 at half-past 11, Court of Bankruptcy, London, div.—*John B. Crampers*, Wharf-road, City-basin, City-road, Middlesex, coal merchant, April 7 at 12, Court of Bankruptcy, London, div.—*Joe Parker*, Blackburn, Lancashire, grocer, April 4 at 11, District Court of Bankruptcy, Manchester, div.—*Wm. Stevenson*, Sheffield, Yorkshire, auctioneer, April 8 at 10, District Court of Bankruptcy, Sheffield, div.—*Robt. Newbould*, East Retford, Nottinghamshire, draper, April 8 at 10, District Court of Bankruptcy, Sheffield, div.—*Wm. Astill*, Lenton, Nottinghamshire, ironmonger, April 8 at 10, District Court of Bankruptcy, Sheffield, div.—*Thos. Bothams*, Nottingham, licensed victualler, April 7 at 11, District Court of Bankruptcy, Nottingham, div.

## CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Janette Harriette Tweedie*, Wandsworth, Surrey, bookseller, April 10 at half-past 1, Court of Bankruptcy, London.—*Wm. E. Manby*, Strand, Middlesex, Italian warehouseman, April 10 at half-past 12, Court of Bankruptcy, London.—*John Laxton*, Frogmore-wharf, Rickmansworth, Hertfordshire, coal merchant, April 7 at 2, Court of Bankruptcy, London.—*Lesley Alexander and Wm. Bardgett*, Old Broad-st.,



London, merchants, April 8 at 1, Court of Bankruptcy, London.—*Richard Fosley*, Herne, Kent, brick maker, April 8 at 1, Court of Bankruptcy, London.—*Wm. Burr*, Colham-green, Hillingdon, Middlesex, miller, April 7 at 11, Court of Bankruptcy, London.—*John D. Colvard*, College-st., Chelsea, Middlesex, slater, April 7 at 12, Court of Bankruptcy, London.—*Wm. Fly* and *Donald O. Matteeon*, Swaffham, Norfolk, railway contractors, April 7 at 1, Court of Bankruptcy, London.—*George Calvert Holland*, Sheffield, Yorkshire, banker, April 15 at 10, District Court of Bankruptcy, Sheffield.—*William Day*, Axbridge, near Wells, Somersetshire, farmer, April 13 at 11, District Court of Bankruptcy, Bristol.—*Jacob Moseley*, Neath, Glamorganshire, watch maker, April 11 at 11, District Court of Bankruptcy, Bristol.—*John Wright*, Pendleton, Lancashire, dyer, April 10 at 12, District Court of Bankruptcy, Manchester.—*Henry White Lake*, Liverpool, commission merchant, April 10 at 11, District Court of Bankruptcy, Liverpool.—*Richard Abram*, Liverpool, wine merchant, April 20 at 11, District Court of Bankruptcy, Liverpool.—*Edward Hopwood*, Birmingham, coach-spring maker, April 25 at 11, District Court of Bankruptcy, Birmingham.—*Edward Gough*, Wem, Shropshire, druggist, April 11 at 12, District Court of Bankruptcy, Birmingham.—*Th. Matthews*, Shrewsbury, Shropshire, millwright, April 25 at 11, District Court of Bankruptcy, Birmingham.—*John Gadsby*, Coventry, Warwickshire, wine merchant, April 18 at 11, District Court of Bankruptcy, Birmingham.—*Chas. James Mason*, Fenton, Staffordshire Potteries, Staffordshire, china manufacturer, April 18 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Walford*, Bridgewater, Somersetshire, tailor, April 20 at 1, District Court of Bankruptcy, Exeter.—*Robert Ambrose*, Plymouth, Devonshire, builder, April 20 at 1, District Court of Bankruptcy, Exeter.—*George Davy Evans*, Axminster, Devonshire, butter merchant, April 20 at 1, District Court of Bankruptcy, Exeter.—*Chas. P. Fox*, Torquay, Devonshire, surgeon, April 20 at 1, District Court of Bankruptcy, Exeter.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before April 7.*

*Thomas Orpwood*, Bear-street, Leicester-square, Middlesex, coach carrier.—*Charles Gream*, Painswick, Gloucestershire, scrivener.—*Richard N. Reeve*, Clerkenwell-green, Middlesex, licensed victualler.—*John Morrison*, Cheap-side, London, tailor.—*Samuel Detrick* and *Thos. R. Kay*, Newton-heath, near Manchester, common brewers.—*Walter Sheppard*, Manchester, spirit dealer.—*Albert P. Owen*, Aylesbury, Buckinghamshire, surgeon.—*Richard Chaplin*, Weathersfield, Essex, straw plait dealer.—*Nathaniel Bishop* the younger, Honiton, Devonshire, victualler.—*William Pineger*, Highworth, Wiltshire, innkeeper.—*George Clarke*, Isham-mills and Burton-mills, Burton Latimer, Northamptonshire, carpet manufacturer.—*Wm. A. Mearns*, Acre-lane, Clapham, Surrey, ale brewer.—*Isaac N. Pearce*, Liverpool, stationer.

#### FIAT ANNULLED.

*Aaron Woolf*, Brighton, Sussex, furniture broker.

#### PARTNERSHIPS DISSOLVED.

*Christopher John Geldard* and *Christopher Ingleby*, Settle, Giggleswick, Yorkshire, attorneys and solicitors, (heretofore carrying on business under the firm of Geldard & Ingleby).—*Compton Reade* and *Edward Searle*, Birkenhead, Cheshire, attorneys and solicitors.

#### SCOTCH SEQUESTERATIONS.

*Stevenson, Mc Lellan, & Co.*, Glasgow, merchants.—*Andrew McQueen & Co.*, Glasgow, iron merchants.—*Matthew Barr*, Paisley, draper.—*Robert Clark*, West Polder, farmer.—*Thos. Thomson*, Linkithgow, baker.—*Matthew Deas*, Broughty-ferry, wright.—*Robert G. Jameson*, Kilbirnie, Ayrshire, flax spinner.—*Alexander Cree*, Glasgow, upholsterer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*William Thomas*, St. Ives, Cornwall, boot maker, April 12 at 10, County Court of Cornwall, at Penzance.—*William Robbins*, Bath, licensed victualler, March 25 at 12, County Court of Somersetshire, at Bath.—*James Hosking*, Cornwall, blacksmith, April 12 at 10, County Court of Cornwall, at Penzance.—*Chas. Senior*, Raseholiffe, Almondsbury, Yorkshire,

waste dealer, April 6 at 10, County Court of Yorkshire, at Huddersfield.—*Jonas Bians*, Hillhouse, Huddersfield, Yorkshire, spinner, April 6 at 10, County Court of Yorkshire, at Huddersfield.—*Wm. A. Jump*, Wharton, Cheshire, salt agent, April 8 at 11, County Court of Cheshire, at Northwich.—*J. Lane*, Dudley, Worcestershire, horse dealer, March 24 at 12, County Court of Worcestershire, at Dudley.—*James Peters*, Birkenhead, Cheshire, tavern keeper, April 1 at 11, County Court of Cheshire, at Birkenhead.—*Thomas Briggs*, Birkenhead, Cheshire, grocer, April 1 at 11, County Court of Cheshire, at Birkenhead.—*Richard Campion*, Chester, gardener, March 30 at 1, County Court of Cheshire, at Chester.—*Joseph Hill*, Painswick, Gloucestershire, out of business, April 6 at 10, County Court of Gloucestershire, at Stroud.—*Wm. Goodall*, Manchester, musician, March 24 at 1, County Court of Lancashire, at Manchester.—*James Riddington*, Lubenham, Leicestershire, market gardener, April 3 at 11, County Court of Leicestershire, at Market Harborough.—*G. Cartwright*, Scapholme, near Louth, Lincolnshire, labourer, April 4 at 10, County Court of Lincolnshire, at Louth.—*Jan. Mitchell*, Manchester, fly maker, March 24 at 1, County Court of Lancashire, at Manchester.—*Samuel Appleton*, Greenheys, Manchester, March 24 at 1, County Court of Lancashire, at Manchester.—*John Drake*, Newton Holman, Norfolk, dealer in fruit, March 30 at 10, County Court of Norfolk, at Norwich.—*John Clemens*, Kenwyn, Truro, Cornwall, stone mason, April 7 at 10, County Court of Cornwall, at Truro.—*John Smith*, Almondsbury, Yorkshire, time keeper on the Huddersfield and Sheffield Junction Railway, April 6 at 10, County Court of Yorkshire, at Huddersfield.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*March 31 at 10, before Mr. Commissioner LAW.*

*Jos. Wm. Hugman*, Shoemakers'-row, Broadway, Ladgate-hill, London, tallow chandler.

*April 3 at 11, before Mr. Commissioner HARRIS.*

*Alfred Goward*, Strand, Middlesex, money taker at the Lyceum Theatre.

*April 3 at 10, before Mr. Commissioner LAW.*

*John Lawrence Randal*, Bath-place, Camberwell, Surrey, clerk to an architect.—*Thomas Jones*, York-row, Kennington-road, Lambeth, Surrey, cheesemonger.

*April 3 at 10, before Mr. Commissioner PHILLIPS.*

*Henry E. Tollem*, Woburn-buildings, Middlesex, book-binder.—*Lewis Henry Levens*, King-street, Westminster, Middlesex, musician.—*George Hall*, Union-street, Southwark, Surrey, hatter.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*March 31 at 11, before Mr. Commissioner HARRIS.*

*George Treacher*, East Acton, Middlesex, following no trade.

*March 31 at 10, before Mr. Commissioner PHILLIPS.*

*Thomas Reid*, Old Compton-street, Soho, Middlesex, baker.—*John Hawkings*, Orchard-street, St. Luke's, Middlesex, out of business.—*Walter James Fellham*, George-street, Newtown, Deptford, Kent, grocer.

*April 3 at 11, before Mr. Commissioner HARRIS.*

*Robert Lewis*, Compton-street, Brunswick-square, Middlesex, carrier.

*April 3 at 10, before Mr. Commissioner LAW.*

*John Darby*, Colehill-street, Picnic, Middlesex, clerk to a builder.—*Edward Merry*, Cottage grove, West-street, Walworth, Surrey, out of business.—*Walter Miller*, Providence-place, Kentish-town, Middlesex, carpenter.

*At the County Court of Cornwall, at BODMIN, April 5 at 10.*

*John Henwood*, Lostwithiel, victualler.

At the County Court of Devonshire, at EXETER, April 1 at 10.

Richard Taylor, Cadd's Down Farm, Bideford, farmer.

At the County Court of Lancashire, at LANCASTER, April 1 at 10.

Thomas Stuttard, Blackpool, licensed victualler.—James Iartley, Riddeney Farm, near Clitheroe, out of business.—George Leigh, Salford, out of business.—Edward Gordon, Manchester, plumber.—William Dronsfield, Oldham, cotton waste spinner.—James Dronsfield, Oldham, out of business.—John R. Colley, Hulme, Manchester, drysalter.—Edward Tomlinson, Clitheroe, labourer.—Edw. Worthington, Preston, out of business.—R. Baldwin, Burnley, assistant to a green roofer.—F. Greenwood, Rochdale, mechanic.—W. Horabin, Manchester, beer-house keeper.—George Page, Chorlton-on-Medlock, Manchester, bookkeeper.—Edw. Isherwood, Manchester, retail dealer in ale.—Robert Boardman, Salford, machine maker.—John Egles, Manchester, bookkeeper.—Joseph Thyer the younger, Hulme, Manchester, retail dealer in ale.—Wm. Panter, Manchester, plumber.

April 3, at the same hour and place.

John Sharples, Blackburn, joiner.—William Price, Preston, censed victualler.—John Badger, Clitheroe, labourer.—J. Felch, Salford, architect.—Henry Stuttard, Burnley, provision shopkeeper.—Wm. Avison, Manchester, baker.

At the County Court of Yorkshire, at YORK CASTLE, April 1 at 10.

John Webster, Horsforth, near Leeds, shopkeeper.—Wm. Rodgers, Sheffield, penknife blade grinder.—Francis Wilson, Torbury, near Wakefield, cloth manufacturer.—John Nowill, Spring-vale, near Sheffield, assistant in a cutlery manufactory.—John Dyson, Holme, near Holmfirth, woollen cloth manufacturer.—William Hinchliffe, Holme, near Holmfirth, woollen cloth manufacturer.—Elis. Huggon, Leeds, eating-house keeper.—H. Smith, Bradford, lodging-house keeper.—Joseph Wilson, Car, near Dewsbury, cloth finisher.—Jonas Sunderland, Heaton, near Bradford, innkeeper.—W. Beaumont, Idle, near Bradford, shing boiler.—Henry Bulmer, Norton, near Malton, out of business.—Jas. Bell, Wakefield, woolsorter.—Wm. Rothwell, Sowerby-bridge, near Halifax, beer seller.—James Haigh, Wakefield, out of business.—Ed. Wild, Headingley, near Leeds, wine merchant.—John Wallcork, Todmorden, joiner.—Jas. Mosley, Halifax, organ builder.—Thos. Wadsworth, Little Sheffield, file striker.—Thos. Turner, Syke-house, near Snaith, labourer.—William Clark, York, out of employment.—John Brown Swift, Leeds, dealer in fuller's earth.

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MARCH 25, 1848.

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LONDON, MARCH 25, 1848.

It seems that an endeavour is being made by a considerable body of ecclesiastical persons, to persuade the present Archbishop of Canterbury practically to disregard the decision of the Court of Queen's Bench in the case of *Reg. v. The Archbishop of Canterbury*, by refusing to consecrate the Bishop whose election gave rise to that case. This proceeding raises the question of the policy of the law as it now stands. If that question were purely a religious one, or purely a political one, it would not find admission in the pages of THE JURIST. But it is susceptible of being viewed as a question of constitutional law, and of being discussed with reference to those principles which regulate our constitutional institutions, so far as they depend upon the extent to which the general scheme of our laws places given bodies under, or frees them from, legal responsibilities. The question, viewed under this aspect, is, whether the Crown ought to have the power given to it by the stat. 25 Hen. 8, c. 20, or whether it is not rather fitting and good for the commonwealth, that the Church should, through its prelates, have a right to inquire into the fitness of any appointment made by the Crown, before confirming it; and of refusing to confirm, if it should shew reasonable grounds against the appointment.

It seems first necessary to establish, that a power of imposing a veto on the appointment of a Bishop is, for all practical purposes, as nearly as possible, equivalent to a power of appointing; for, although it is not to be supposed that any exalted public officer, mindful of his high duties or careful of his fame, will use a power of imposing a veto so factiously as to refuse to ratify every appointment proposed for his sanction until his own nominee is presented to him, yet, in times of difficulty and conflict, when men range themselves in par-

ties, and it is an object with a party not so much to exclude a particular man from office, as to exclude any men representing a particular set of ideas and principles, the power of imposing a veto becomes, in fact, the power of appointing; because the person possessing it may well, without incurring the imputation of personal predilection, and therefore without apparent factiousness, exercise his power so as to exclude any man not representing the ideas that he favours.

If, for example, the Church were, as it is supposed to be, divided into two great parties, the Archbishop for the time being would naturally desire to see Bishops of his own way of thinking; and an Archbishop of either party might, not only without exposing himself to imputations of factiousness, but with great accession to his reputation for zeal and religion, refuse to confirm the appointment of any Bishop holding opinions which the Archbishop either openly professed himself to consider, or secretly held to be, unsound and pernicious to the well-being of the Church. So that an Archbishop would, in fact, by means of the power of imposing a veto, have the power of filling the bench of Bishops with men holding the particular doctrines favoured by him. It is, therefore, clear, that whenever there is a disunion in the Church, manifesting itself in the existence of two or more considerable parties struggling for ascendancy in the Christian community, that is, precisely in those critical periods in which it is likely that power may be converted to dangerous purposes, a power of imposing a veto is, in effect, a power of appointing.

It becomes, therefore, material to consider, quite irrespectively of any general question whether the Church should at any time be intrusted with a power superior to the temporal authority, a question which it is not our province to discuss, whether there is more danger in intrusting the Crown with an independent power of

creating Bishops, or in placing in the hands of the Archbishop a power of controlling the exercise of the royal authority, which may in critical times cease to be a veto, and become practically a power of appointing.

In any discussion of this sort, care must be taken to avoid the confusion of ideas which arises from attaching an improper meaning to the expression "the Crown." Men are apt sometimes, influenced probably by their recollections of the long struggles recorded in the history of this country of the Commons, for the abridgment of the powers of the Sovereign, to consider the Crown as something necessarily different from the nation—a sort of separate estate, having a separate interest of its own, hostile to that of the nation. But, in the eye of the law, at least, the Crown represents the interest of the entire people, at least in all those cases where the conflict is between several sections of the people. When, therefore, it is discussed whether the Crown or the Archbishop should have the power of regulating the appointment of Bishops, the discussion is in reality whether such regulation should be in the hands of the Church represented by its spiritual head, or of the people represented by the temporal head of both clergy and laity.

Now, it is most material to consider in all these cases of conflicting claims to the possession of authority, not so much what kind of functionary is personally most fit to be intrusted with it, as what kind of functionary is most subjected to the reasonable regulations of constitutional rule; and the question here is, therefore, whether the Crown or the Archbishop is most subjected to the control of constitutional rule in the exercise of the authority under discussion.

Now, let it be recollected what is the position of the Crown in the matter of making a Bishop. In the first place, the Crown itself, as the supreme head of the Church, as depending for much of its influence and power on the adhesion of the Church, has a sufficiently strong interest in not filling the episcopal bench with unfit men. Next, the exercise of the authority of the Crown is but nominally vested in the Crown. It is really vested in the responsible advisers of the Crown. It may happen occasionally that the Sovereign forces his personal choice on his minister; but every one knows that, generally speaking, every important political power vested in the Crown, is exercised under the advice of its responsible minister.

(To be continued).

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed William Henry Brooke, Gent., of Dudley, Worcestershire, to be a Master Extraordinary in the high Court of Chancery.

**MEMBERS RETURNED TO SERVE IN PARLIAMENT.**—William Nicholson Hodgson, Esq., and Philip Henry Howard, Esq., for the city of Carlisle, the last election for the said city having been declared void; Benjamin Hawes, Esq., for the borough of Kinsale, the last election for the said borough having been declared void; Thomas Benjamin Hobhouse, Esq., for the city of Lincoln, the last election for the said city having been declared void.

**ERRATUM.**—In our List of Sheriffs, in No. 582, p. 86, under the head *Succes, for Undersheriffs* "Palmer, France, & Palmer, 24, Bedford-row," read "Donald Barclay, of the firm of Barclay & King, Mayfield."

## London Gazette.

TUESDAY, MARCH 21.

### BANKRUPTS.

**BENJAMIN MCCLIESH CHREES** and **JOHN BOT.** Bow Church-yard, London, silk manufacturers, March 1 at half-past 2, and May 9 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Hudson, 23, Bucklersbury.—Fiat dated March 14.

**ANDREW BALDWIN,** Balstrode-street, St. Marylebone lane, Middlesex, licensed victualler, dealer and chapman, March 27 at 2, and May 1 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Piercy & Co., Three Crow court, Borough.—Fiat dated March 13.

**CHARLES CORBETT WILSON,** Daventry, Northamptonshire, scrivener, dealer and chapman, March 30 at 1, and May 4 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Pell, jun., Welford, Northamptonshire; A. Baker & Co., Golden-square.—Fiat dated March 11.

**CHARLES THOMAS WOOD,** Drury-lane, Middlesex, licensed victualler, March 29 at 1, and May 2 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Matineau, 2, Raymond-buildings, Gray's-inn.—Fiat dated March 17.

**DAVID LE BOUTILLIER,** Northumberland-place, Commercial-road East, Middlesex, draper, dealer and chapman, March 29 at half-past 1, and May 2 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Ashart & Son Old Jewry.—Fiat dated March 13.

**JOHN COLE GWILLIM,** Bishop's Frome, Herefordshire, cattle dealer, farmer, dealer and chapman, April 8 and May 2 at 1, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Gwillim, Hereford; Sockling, Birmingham.—Fiat dated March 11.

**JOHN HUXTABLE,** Frome Selwood, Somersetshire, versmith, April 6 and May 5 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Miller, Frome.—Fiat dated March 18.

**JOSEPH ISAAC ISAACSON,** Liverpool, merchant, dealer and chapman, (also one of the firm of Phineas Isaacson & Co., carrying on the same trade or business in the Island of St. Thomas, in the West Indies, under the style or firm of P. Isaacson & Co.), March 31 and April 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Littledale & Co., Liverpool; Vincent & Co., Temple, London.—Fiat dated March 9.

**EDWARD ROBERTS,** Denbigh, Denbighshire, currier and tanner, April 4 and 28 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Pears, Denbigh; Ems & Son, Liverpool; Few & Co., Henrietta-street, London.—Fiat dated March 13.

**JAMES WALLBANK,** Stockport, Cheshire, currier and leather dealer, shoemaker, dealer and chapman, April 3 and 25 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Oldham, Stockport; Toulmin & Chester 11, Staple-inn, London.—Fiat dated March 16.

**WILLIAM PICKUP,** Blackburn, Lancashire, brick maker, coal miner, dealer and chapman, April 4 and 25 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Sale & Co., Manchester; Wilkinson & Eayon, Blackburn; Wigglesworth & Co., Gray's-inn-square, London.—Fiat dated March 13.

**JAMES SMITH,** Macclesfield, Cheshire, railway contractor, dealer in provisions and iron ware, dealer and chapman, April 3 and 25 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sale & Co., Manchester; Cowdell & Co., Hinkley, Leicestershire; Lewis & Co., Ely-place, Holborn, London.—Fiat dated March 15.

**RICHARD SMITH,** Baxenden, and **MILTON SMITH,** Manchester, calico printers and bleachers, (in co-partnership at Baxendale aforesaid), dealers and chapmen, April and 27 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Whitehead, Bury; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated March 14.

**WILLIAM ANDERSON,** Chester-le-Street, Durham, draper, dealer and chapman, March 30 at 11, and May 1 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Stevenson, Darlington; Burn, 14, Great Carter-lane, Doctors'-commons, London.—Fiat dated March 14.

**JOHN STRAKER**, Jarrow, Durham, brick maker, dealer and chapman, March 30 at half-past 10, and May 4 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Philipson, Newcastle-upon-Tyne; Meggison & Co., 3, King's-road, Bedford-row, London.—Fiat dated March 15.

**WILLIAM HARLING**, Stobhouse, Durham, ship owner, dealer and chapman, April 3 at 11, and May 4 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Wilson & Faber, Stockton-on-Tees; Griffith & Crighton, Newcastle-upon-Tyne; Perkins, 15, Regent-square, London.—Fiat dated March 1.

## MEETINGS.

*George Graves*, Norton Folgate, Middlesex, cheesemonger, April 1 at 12, Court of Bankruptcy, London, last ex.—*Chas. John Hubbard*, Stockwell-park-road, Surrey, brewer, March 31 at 11, Court of Bankruptcy, London, last ex.—*Robert Brown*, Sutherland-terrace, Cold-harbour-road, Brixton, Surrey, victualler, April 8 at 11, Court of Bankruptcy, London, last ex.—*Robert Oliver* and *Henry Hastings*, Cheltenham, Gloucestershire, butchers, April 18 at 12, District Court of Bankruptcy, Bristol, last ex. of *Henry Hastings*.—*George Douglas*, Bury, Lancashire, draper, April 3 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Wright*, Brinscall-hall, within Wheelton, Lancashire, calico printer, April 3 at 11, District Court of Bankruptcy, Manchester, last ex.—*R. M. Shorter*, Camomile-street, London, corn dealer, April 13 at 12, Court of Bankruptcy, London, and ac.—*J. P. Carpenter*, Drummond-street, Euston-square, Middlesex, baker, April 12 at half-past 11, Court of Bankruptcy, London, and ac.—*Joseph Moore*, Staines, Middlesex, victualler, April 2 at 11, Court of Bankruptcy, London, and ac.—*H. Turner*, Coventry-street, Haymarket, Middlesex, fishmonger, April 13 at 11, Court of Bankruptcy, London, and ac.—*Geo. Marsh*, Broadway, Hammersmith, and Carnaby-st., Golden-sq., Middlesex, and *E. K. Marsh*, Carnaby-street aforesaid, drapers, April 12 at 12, Court of Bankruptcy, London, and ac.—*G. Clarke*, Dunstable, Bedfordshire, common brewer, April 12 at half-past 11, Court of Bankruptcy, London, and ac.—*George Burr*, East Farleigh, Kent, market gardener, April 2 at 12, Court of Bankruptcy, London, and ac.—*Stephen Low*, Albion-place, Stoke Newington, Middlesex, and West Smithfield, London, cattle salesman, April 12 at 12, Court of Bankruptcy, London, and ac.—*Robert Fred. Gower* the younger, New Broad-st., London, and Valparaiso, in the Republic of Chili, merchant, April 12 at 11, Court of Bankruptcy, London, and ac.—*Wm. Tiley*, Reading, Berkshire, common brewer, April 12 at 11, Court of Bankruptcy, London, and ac.—*John Aldam Phillips*, Riches-court, Lime-st., London, merchant, April 13 at 11, Court of Bankruptcy, London, and ac. and div.—*W. J. Cormack*, New-cross, Deptford, Surrey, seedsman, April 13 at 11, Court of Bankruptcy, London, and ac. and div.—*Wm. Silcock* the younger, Crawley-st., Oakley-square, St. Pancras, Middlesex, dealer and chapman, April 13 at half-past 11, Court of Bankruptcy, London, and ac. and div.—*Henry John Elmes*, Queen-street, Cheapside, London, and Staffordshire-place, Kent-road, Surrey, bricklayer, April 12 at 11, Court of Bankruptcy, London, and ac.—*Robert Rowell Fretwell*, St. Martin, Jersey, and Greenwich, Kent, ship owner, April 12 at half-past 11, Court of Bankruptcy, London, and ac.—*John Taylor*, Blackfriars-road, Surrey, victualler, April 13 at 11, Court of Bankruptcy, London, and ac.—*Jos. Notting*, Poole, Dorsetshire, carrier, April 14 at 2, Court of Bankruptcy, London, and ac.—*Wm. Bennett*, Camberwell-green, Surrey, cook, April 13 at 11, Court of Bankruptcy, London, and ac.—*James Goddard* and *Holland Goddard*, Market Harborough, Leicestershire, bankers, April 12 at 11, District Court of Bankruptcy, Birmingham, and ac. and fin. div. sep. est.; April 13 at 11, and ac. and fin. div. joint est.—*Wm. Sharp* the younger, Pudsey, Calverley, Yorkshire, ale brewer, April 1 at 12, District Court of Bankruptcy, Leeds, and ac.—*Solomon Marks*, Cardiff, Glamorganshire, watch maker, April 4 at 11, District Court of Bankruptcy, Bristol, and ac.—*Jos. Hancock*, Weston-super-Mare, Somersetshire, builder, April 3 at 11, District Court of Bankruptcy, Bristol, and ac.—*Thos. Williams*, Hay, Brecknockshire, maltster, April 14 at 11, District Court of Bankruptcy, Bristol, and ac.—*John Meers*, Westminster, Bristol, April 13 at 11, District Court of Bankruptcy, Bristol, and ac.—*John Rippon*, Bristol, baker, April

17 at 12, District Court of Bankruptcy, Bristol, and ac.—*Robert Strong*, Box, Wiltshire, quarry master, April 20 at 12, District Court of Bankruptcy, Bristol, and ac.—*George Greenstock*, Weston-super-Mare, Somersetshire, ironmonger, April 17 at 11, District Court of Bankruptcy, Bristol, and ac.—*Thomas Sampson*, Nailsworth, Gloucestershire, grocer, April 17 at 12, District Court of Bankruptcy, Bristol, and ac.; April 18 at half-past 11, div.—*James McCredie*, Stroud, Gloucestershire, tea dealer, April 17 at 12, District Court of Bankruptcy, Bristol, and ac.—*Wm. Gregory*, Liverpool, hosier, April 11 at 11, District Court of Bankruptcy, Liverpool, and ac.; April 14 at 11, div.—*Wm. Clayton*, Langcliffe, Yorkshire, *Wm. Clayton*, Lostock, Walton-le-Dale, Lancashire, and *Wm. Wilson*, Preston, Lancashire, bankers, April 13 at 11, District Court of Bankruptcy, Manchester, and ac.; April 14 at 11, div.—*Geo. Prockter*, *Jos. Prockter*, and *Thos. Prockter*, Rochdale, Lancashire, cotton spinners, April 10 at 12, District Court of Bankruptcy, Manchester, and ac.; April 11 at 12, div.—*Anthony Harrison*, Friars Goose Alkali-works, near Gateshead, Durham, alkali manufacturer, April 13 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*John Gillender*, Sunderland, Durham, ironmonger, April 12 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Alex. Rainy*, Regent-st., Piccadilly, Middlesex, estate agent, April 13 at 12, Court of Bankruptcy, London, div.—*Jonathan Murray*, Edgware-road, Middlesex, stationer, April 13 at half-past 12, Court of Bankruptcy, London, div.—*Mary Butterfield* and *Thomas Archer Butterfield*, Royston, Hertfordshire, linen drapers, April 11 at 1, Court of Bankruptcy, London, div. joint est. and fin. div. sep. est. of *T. Archer Butterfield*.—*Robert Blake* the younger, Norwich, soap manufacturer, April 13 at 1, Court of Bankruptcy, London, div.—*Anthony Bull*, Bucklersbury, London, merchant, April 13 at 1, Court of Bankruptcy, London, div.—*George Webb* and *Archibald Tunno Webb*, Great St. Helen's, London, wine merchants, April 11 at 1, Court of Bankruptcy, London, div. sep. est. of *George Webb*.—*Abraham Stevens Syer*, Sudbury, Suffolk, grocer, April 12 at half-past 12, Court of Bankruptcy, London, div.—*Wm. Fay*, Bath, Somersetshire, innkeeper, April 20 at half-past 12, District Court of Bankruptcy, Bristol, div.—*J. C. White* and *Geo. Horwood White*, Bath, Somersetshire, music sellers, April 13 at 11, District Court of Bankruptcy, Bristol, div.—*Wm. Nicholson*, Leeds, Yorkshire, innkeeper, April 11 at 11, District Court of Bankruptcy, Leeds, div.

## CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Robert Powell Saph*, Salisbury, Wiltshire, hatter, April 13 at half-past 11, Court of Bankruptcy, London.—*Richard Miller Shorter*, Camomile-st., London, corn dealer, April 13 at 12, Court of Bankruptcy, London.—*Charles Andrews*, Brighton, Sussex, fruiterer, April 12 at 11, Court of Bankruptcy, London.—*Edward Dawson Welbank Mitchell*, Brighton, Sussex, boarding-house keeper, April 12 at 1, Court of Bankruptcy, London.—*Wm. Spaller*, Berkeley-st. West, Paddington, Middlesex, builder, April 12 at 12, Court of Bankruptcy, London.—*Gilbert Duplan*, Regent's-place, Westminster, Middlesex, tea dealer, April 12 at half-past 11, Court of Bankruptcy, London.—*George Cork*, High-st., Islington, Middlesex, livery-stable keeper, April 13 at half-past 12, Court of Bankruptcy, London.—*Peter James Kirby*, Newgate-st., London, pin manufacturer, April 13 at 2, Court of Bankruptcy, London.—*Jos. Moore*, Staines, Middlesex, victualler, April 12 at 11, Court of Bankruptcy, London.—*Thos. Ed. Buckland*, Orchard-place, Poplar, Middlesex, licensed victualler, April 13 at half-past 12, Court of Bankruptcy, London.—*James Mainer*, Southampton, Hampshire, saddler, April 13 at half-past 11, Court of Bankruptcy, London.—*Henry Turner*, Coventry-st., Haymarket, Middlesex, fishmonger, April 13 at 11, Court of Bankruptcy, London.—*Charles Cousins*, Shepperd's-place, Lees-mews, Grosvenor-square, Middlesex, corn merchant, April 12 at 11, Court of Bankruptcy, London.—*James Starkey*, Horseferry-road, Westminster, Middlesex, builder, April 13 at 1, Court of Bankruptcy, London.—*Wm. Barnes*, Ludgate-hill, London, bonnet maker, April 13 at 12, Court of Bankruptcy, London.—*Robert Blake* the younger, Norwich, soap manufacturer, April 13 at 1, Court of Bankruptcy, London.—*John Feveer*, Cheapside, London, woollen warehouseman, April 13



at half-past 2, Court of Bankruptcy, London.—*Robert Rowell Fretwell*, St. Martin, Jersey, and Greenwich, Kent, ship owner, April 12 at half-past 11, Court of Bankruptcy, London.—*James Adams*, Finsbury-square, Middlesex, surgeon, April 11 at half-past 1, Court of Bankruptcy, London.—*W. Nicholson*, Leeds, Yorkshire, innkeeper, April 11 at 11, District Court of Bankruptcy, Leeds.—*Andrew Morison* the elder, Cheltenham, Gloucestershire, hotel keeper, April 18 at half-past 12, District Court of Bankruptcy, Bristol.—*Joseph John Moody*, Stockport, Cheshire, cotton doubler, April 12 at 12, District Court of Bankruptcy, Manchester.—*Hugh Williams*, Birkenhead, Cheshire, builder, April 12 at 11, District Court of Bankruptcy, Liverpool.—*John Hughes*, Birkenhead, Cheshire, plasterer, April 11 at 11, District Court of Bankruptcy, Liverpool.—*Alfred Furniss*, Derby, grocer, April 14 at 11, District Court of Bankruptcy, Nottingham.—*Richard John Saltren Robins*, Tavistock, Devonshire, attorney, April 20 at 1, District Court of Bankruptcy, Exeter.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before April 11.*

*David Watkins*, Abergavenny, Monmouthshire, shoemaker.—*Rich. Law*, Portland-row, Camberwell, Surrey, pawnbroker.—*Walter Bluck*, Leominster, Herefordshire, grocer.—*John Harvey*, Sidmouth, Devonshire, bookseller.—*Wm. S. Smith*, Reading, Berkshire, scrivener.—*Jonathan Thompson*, Tamworth, Warwickshire and Staffordshire, bookseller.—*John Clarke*, Conduit-stables, Conduit-mews, Spring-st., Sussex-gardens, Paddington, Middlesex, job master.—*Trylle Joel*, Newcastle-upon-Tyne, jeweller.—*Wm. D. Scarfield*, Liverpool, awlman.—*Wm. Everett*, Drury-lane, Middlesex, out of business.—*Thos. S. Jackson*, *Robt. J. Jackson*, and *Jos. Hanks*, Milk-street and Lawrence-lane, London, warehousemen.—*Thos. M. Inchbold*, Ludgate-hill, London, bookseller.—*Rich. Pope* and *John B. Pope*, Adelaide-place, London-bridge, London, and Criggleston, Yorkshire, brick manufacturers.—*D. Greenwood* and *J. Bateman*, Bury, Lancashire, joiners.— *Jas. Edwards*, Allington, Dorsetshire, sack twine manufacturer.

#### FIAT ANNULLED.

*Wm. Evans*, Piccadilly, Middlesex, linen draper.

#### PARTNERSHIP DISSOLVED.

*John Fox* and *John M. Britten*, Basinghall-street, London, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*William Russell & Son*, Edinburgh, carriers.—*Stephen Tatham*, Glasgow, machine maker.—*James Eadie*, Stranraer, grocer.—*James Syme* and *George M. Preston*, Dunfermline, drapers.—*Andrew Barclay & Co.*, Kilmarnock, machine makers.—*John McQueen*, Alloa, grocer.—*James Wilson*, Glasgow, baker.

#### DECLARATION OF INSOLVENCY.

*Wm. Bayly*, Margate, Kent, assistant to a grocer, April 1 at 11, Court of Bankruptcy, London.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Nathaniel Amos*, Wolston, Warwickshire, saddler, April 7 at 2, County Court of Warwickshire, at Rugby.—*Frederick Leigh*, Cullompton, Devonshire, attorney at law, April 13 at 10, County Court of Devonshire, at Tiverton.—*J. Dewhurst*, Pendleton, Eccles, Lancashire, poulterer, March 29 at 1, County Court of Lancashire, at Salford.—*George Evans*, St. Nicholas and Whiston, Claines, Worcestershire, tailor, April 12 at 10, County Court of Worcestershire, at Worcester.—*Benjamin Hey*, Thornton, near Bradford, Yorkshire, general shopkeeper, March 28 at 11, County Court of Yorkshire, at Bradford.—*Steph. Rawsthorne*, Liverpool, chairman, March 27 at 10, Liverpool District County Court, at Liverpool.—*Adam Snodgrass*, Liverpool, warehouseman, March 27 at 10, Liverpool District County Court, at Liverpool.—*William Fairbairn*, Maidstone, Kent, sail maker, April 10 at 10, County Court of Kent, at Maidstone.—*Wm. Walter Jones*, Reading, Berkshire, clerk to a railway carrier, April 14 at 10, County Court of Gloucestershire, at Gloucester.—*William Walker*, Gosberton, Lincolnshire, farmer, April 5 at 12, County Court of Lincolnshire, at Spalding.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*April 5 at 11, before Mr. Commissioner HARRIS.*

*Mary Craik*, Herma-st., Pentonville, Middlesex, chop-house keeper.

*April 5 at 10, before Mr. Commissioner LAW.*

*Chas. Teyman*, Blenheim-terrace, St. John's-wood, Marylebone, Middlesex, plumber.

*April 5 at 10, before Mr. Commissioner PHILLIPS.*

*Mary Collings*, High-street, Borough, Southwark, Surrey, fruiterer.

*April 6 at 10, before the CHIEF COMMISSIONER.*

*Matthew Neal*, Fann-st., Aldergate-st., London, baker.—*Jas. Field*, Bell-street, Edgeware-road, Middlesex, baker.—*Wm. Lonergan*, Newton-road, Westbourne-grove, Bayswater, Middlesex, commercial agent.—*John Webb*, St. John-street, Clerkenwell, Middlesex, out of business.—*Charles Cudd*, Castle-street East, Newman-st., Middlesex, chair maker.

*April 6 at 11, before Mr. Commissioner HARRIS.*

*Geo. Twelftree*, Millfield-place, Stoke Newington, Middlesex, green grocer.

*April 5 at 10, before Mr. Commissioner LAW.*

*New Order for hearing.*

*Chas. Jas. Wilson*, Castle-st., Long-acre, Middlesex, furniture dealer.

*Saturday, March 18.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*James Powis*, Harmer-st., Milton, next Gravesend, Kent, lodging-house keeper, No. 69,102 C.; *John Matthews*, assignee.—*Geo. Turnbull*, South Shields, Durham, linen draper, No. 68,750 C.; *Thos. Stanley*, assignee.—*J. Gurr*, Stomham Appall, near Stowmarket, Suffolk, farmer, No. 68,740 C.; *Hen. Ridley*, assignee.—*Ellis. Jane Morten*, Chorlton-upon-Medlock, Lancashire, No. 69,096 C.; *Jonathan Brooks*, assignee.—*T. Major*, Meadow-place, South Lambeth, Surrey, attorney at law, No. 59,159 T.; *Jas. Terry*, assignee.

*Saturday, March 18.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*John Paston* the younger, Uxbridge-road, Ealing, Middlesex, market gardener: in the Debtors Prison for London and Middlesex.—*James Parrish*, Baldwin-street, City-road, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Thos. Pisk*, Queen's-road, Paddington, Middlesex, carpenter: in the Queen's Prison.—*James Mackie*, Castle-street, Finsbury, Middlesex, clock maker: in the Debtors Prison for London and Middlesex.—*W. Whickham*, Orford, near Godstone, Surrey, licensed retailer of beer: in the Gaol of Surrey.—*Aaron Parfitt*, Speenhamland, Berkshire, coach builder: in the Debtors Prison for London and Middlesex.—*Richard Swain*, Red-cross-street, Cripplegate, London, dealer in Irish linen: in the Debtors Prison for London and Middlesex.—*John Stuart*, King's-terrace, Commercial-road East, Middlesex, builder: in the Debtors Prison for London and Middlesex.—*George Rogers*, New Montague-street, Spitalfields, Middlesex, wheelwright: in the Debtors Prison for London and Middlesex.—*John Dark*, Anchor and Hope-alley, St. George's East, Wapping, Middlesex: in the Debtors Prison for London and Middlesex.—*James Ward*, Albion-st., King's-cross, Middlesex, builder: in the Debtors Prison for London and Middlesex.—*Samuel Tavenor*, Upper Berkeley-street West, Paddington, Middlesex, bricklayer: in the Debtors Prison for London and Middlesex.—*Benj. Parsons*, York-road, Lambeth, Surrey, smith: in the Queen's Prison.—*Charles D. Wilson*, Mount-st., Westminster-road, Surrey, auctioneer: in the Gaol of Horse-monger-lane.—*Geo. Dixon*, Canal-terrace, St. Peter's-road, Islington, Middlesex, corn chandler: in the Queen's Prison.—*Jos. Fairchild*, Thanet-st., Burton-crescent, St. Pancras, Middlesex, piano-forte maker: in the Queen's Prison.—*Robert Hutchinson*, Laxton, Essex,



actioneer: in the Queen's Prison.—*James S. Mason*, Oak-  
 me, Limehouse, Middlesex, lighterman: in the Debtors  
 Prison for London and Middlesex.—*Chas. Pearce*, Adam's-  
 ow, Hampstead-road, Middlesex, pie-man: in the Debtors  
 Prison for London and Middlesex.—*John Thomas Glasier*,  
 artillery-lane, Bishopsgate-without, London, licensed vic-  
 tallier: in the Debtors Prison for London and Middlesex.—  
*V. J. Robinson*, Shepperton-st., New North-road, Islington,  
 Middlesex, baker: in the Debtors Prison for London and  
 Middlesex.—*George Bingham* the elder, Bell-st., Edgware-  
 road, Middlesex, farrier: in the Debtors Prison for London  
 and Middlesex.—*James A. Inwood*, Napier-street, Hoxton  
 Jew-town, Middlesex, general dealer: in the Debtors Prison  
 for London and Middlesex.—*Joseph Donovan* the elder, Mid-  
 le Queen's-buildings, Brompton, Middlesex, shopman: a  
 out-terrer: in the Debtors Prison for London and Middlesex.  
 —*Reuben Eden*, Felix-terrace, Liverpool-road, Islington,  
 Middlesex, auctioneer: in the Debtors Prison for London and  
 Middlesex.—*George C. Player*, New Church-street, Edgware-  
 road, Middlesex, painter: in the Debtors Prison for London  
 and Middlesex.—*Richard Bowden*, Lisson-grove, Maryle-  
 bone, Middlesex, saddler: in the Debtors Prison for London  
 and Middlesex.—*William Robins* the younger, Sommerford-  
 grove, Stoke Newington, Middlesex, carpenter: in the  
 Debtors Prison for London and Middlesex.—*Hen. R. Carr*,  
 St. Peter-street, Westminster, Middlesex, iron founder: in  
 the Queen's Prison.—*John Miller*, Lancaster, book keeper:  
 in the Gaol of Lancaster.—*John Holt*, Cross-gate, near Bar-  
 row-ford, Colne, Lancashire, innkeeper: in the Gaol of Lan-  
 aster.—*Wm. Horabin*, Manchester, beer-house keeper: in  
 the Gaol of Lancaster.—*George Hindley*, Red-bank, Man-  
 chester, cabinet maker: in the Gaol of Lancaster.—*Frederick*  
*Greenwood*, Leavingreava, near Whitworth, Rochdale, me-  
 chanic: in the Gaol of Lancaster.—*George Page*, Chorlton-  
 upon-Medlock, Manchester, accountant: in the Gaol of Lan-  
 aster.—*James Crowthor*, Bolton-le-moors, Lancashire, retail  
 dealer in ale: in the Gaol of Lancaster.—*Henry Stutland*,  
 Burnley, Lancashire, grocer: in the Gaol of Lancaster.—*Rob.*  
*Sirkett*, Liverpool, builder: in the Gaol of Lancaster.—*Geo.*  
*Sherlock*, Bootle, Liverpool, ship broker: in the Gaol of Lan-  
 aster.—*Edward Tomlinson*, Low-moor, Clitheroe, Lanca-  
 shire, labourer: in the Gaol of Lancaster.—*Sam. Musgrove*,  
 Manchester, chemist: in the Gaol of Lancaster.—*Samuel*  
*Mills*, Grimby, near Oldham, Lancashire, gardener: in the  
 Gaol of Lancaster.—*John Hall*, Burgate, near Fordingbridge,  
 Hampshire, farmer: in the Gaol of Winchester.—*John Ash-*  
*croft*, Liverpool, cart owner: in the Gaol of Liverpool.—*W.*  
*Arison*, Deansgate, Manchester, flour dealer: in the Gaol of  
 Lancaster.—*Wm. Walton*, Shelton, Staffordshire, china toy  
 manufacturer: in the Gaol of Lancaster.—*John Pickup*, Sab-  
 en, near Clitheroe, Lancashire, licensed victualler: in the  
 Gaol of Lancaster.—*Vere Here*, Taunton Saint James, So-  
 mersetshire, house agent: in the Gaol of Wilton.—*J. Badger*,  
 Clitheroe, Lancashire, labourer: in the Gaol of Lancaster.—  
*Edwin Thompson*, East Grinstead, Sussex, seedsman: in the  
 Gaol of Lewes.—*James Oates*, Southwram, near Halifax,  
 Yorkshire, stone mason: in the Gaol of York.—*James H.*  
*Simpson*, Radcliff, Nottinghamshire, farmer: in the Gaol of  
 Radford Peveril.—*Thos. Robinson*, Waterloo, Clitheroe, Lan-  
 ashire, calico printer: in the Gaol of Lancaster.—*Jane Dison*,  
 ridow, Jesmond, near Newcastle-upon-Tyne, Northumber-  
 land: in the Gaol of Newcastle.—*Richard Gates*, Steyning,  
 Sussex, dealer in cattle: in the Gaol of Petworth.—*John*  
*V. Witherden*, Ramsgate, Kent, bell hanger: in the Gaol of  
 Dover.—*Ed. B. Buck*, Bingham, Nottinghamshire, chemist:  
 in the Gaol of Radford Peveril.—*Wm. Giles*, Cheltenham,  
 Gloucestershire, baker: in the Gaol of Gloucester.—*William*  
*Happell*, Dudmanton, near Tetbury, Gloucestershire, baker:  
 in the Gaol of Gloucester.

(On Creditor's Petition).

*Wm. K. Jackson*, Preston, Lancashire, share broker: in  
 the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before  
 the Court, in Portugal-street, to be examined and dealt  
 with according to the Statute:—

April 4 at 11, before the CHIEF COMMISSIONER.

*Joseph A. Irons*, Great Ormond-street, Queen's-square,  
 Bloomsbury, Middlesex, unfurnished lodging-house keeper.—  
*Samuel S. Abrahams*, Little Alie-street, Goodman's-fields,  
 Middlesex, watch maker.—*Benj. Abrahams*, Little Alie-st.,

Goodman's-fields, Middlesex, watch maker.—*George Young*,  
 Pancras-place, Pancras-road, Middlesex, out of business.

April 5 at 10, before Mr. Commissioner HARRIS.

*Robert Marks*, Moscow-road, Queen's-road, Bayswater,  
 Middlesex, out of business.

April 5 at 10, before Mr. Commissioner LAW.

*John Bignall*, Chapel-street, Pentonville, Clerkenwell, Mid-  
 dlesex, general shopkeeper.—*John Harvey*, Princes-road,  
 Newport-market, Middlesex, out of business.

April 6 at 11, before Mr. Commissioner HARRIS.

*John Patching*, Cornwall-road, Lambeth, Surrey, commis-  
 sion agent for the sale of flour.

At the County Court of Warwickshire, at COVENTRY,  
 April 8.

*John B. Causer*, Birmingham, out of business.—*William*  
*Hawkins*, Birmingham, carpenter.

At the County Court of Lincolnshire, at LINCOLN, April 10  
 at 10.

*Robert M'Whirr*, Lincoln, travelling draper.

At the County Court of Worcestershire, at WORCESTER,  
 April 12.

*William Hinton*, Worcester, builder.

FRIDAY, MARCH 24.

BANKRUPTS.

JOHN ELLIS and CHARLES ELLIS, Warner-road, Cam-  
 berwell, Surrey, builders, March 31 and May 5 at 1, Court  
 of Bankruptcy, London: Off. Ass. Whitmore; Sol. Hall,  
 49, Moorgate-street.—Fiat dated March 23.

JOSEPH BALDWIN, Camberwell, Surrey, coal merchant,  
 commission agent, dealer and chapman, March 31 at half-  
 past 1, and May 5 at 12, Court of Bankruptcy, London:  
 Off. Ass. Pennell; Sols. Steadman & Place, 2, Guildhall-  
 chambers, Basinghall-street.—Fiat dated March 16.

WILLIAM DAY, Hilgay, Norfolk, brick maker, miller,  
 dealer and chapman, March 31 at 11, and May 8 at half-  
 past 11, Court of Bankruptcy, London: Off. Ass. Graham;  
 Sols. Reed, Downham Market; Meggison & Co., King's-  
 road, Bedford-row.—Fiat dated March 15.

WILLIAM WHEELER, Adelaide-terrace, Notting-hill,  
 Kensington, Middlesex, builder, dealer and chapman, April  
 4 at 2, and May 9 at 1, Court of Bankruptcy, London:  
 Off. Ass. Groom; Sol. Thrupp, 2, Winchester-buildings,  
 Broad-street.—Fiat dated March 23.

JOHN EDWARD JONES, Upper Charlotte-street, Fitzroy-  
 square, Middlesex, engineer, sculptor, and patent lamp  
 manufacturer, dealer and chapman, March 30 at 1, and May  
 13 at 11, Court of Bankruptcy, London: Off. Ass. Green;  
 Sols. Fordshaw, Liverpool; Gregory & Co., Bedford-row.  
 —Fiat dated March 11.

FRANCIS EDWARD MORRISH, Leicester-square, West-  
 minster, draper, dealer and chapman, April 3 at half-past  
 1, and May 8 at 12, Court of Bankruptcy, London: Off.  
 Ass. Turquand; Sols. Reed & Co., Friday-street.—Fiat  
 dated March 22.

JAMES BONNIN, jun., Onslow-cottage, Brompton, Mid-  
 dlesex, builder, dealer and chapman, April 11 at half-past 1,  
 and May 9 at 11, Court of Bankruptcy, London: Off. Ass.  
 Graham; Sols. Tucker & Stevenson, Sun-chambers,  
 Threadneedle-street.—Fiat dated March 23.

RICHARD WINNALL, Mathon, Worcestershire, farmer,  
 grazier, dealer and chapman, April 6 and May 6 at 11, Dis-  
 trict Court of Bankruptcy, Birmingham: Off. Ass. Whit-  
 more; Sol. Harding, Birmingham.—Fiat dated March 17.

LEWIS GOODHEIM, Birmingham, cap manufacturer,  
 dealer and chapman, April 6 and 29 at 11, District Court  
 of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Har-  
 rison, Birmingham.—Fiat dated March 16.

WILLIAM PRICE, Bristol, engraver, copper plate printer,  
 dealer in stationery and copper plates, dealer and chapman,  
 April 7 and May 5 at 11, District Court of Bankruptcy,  
 Bristol: Off. Ass. Hutton; Sols. Sabine, Bristol; Trehern  
 & White, London.—Fiat dated March 17.

JAMES PENNY, Merthyr Tydvil, Glamorganshire, brewer,  
 April 6 at half-past 11, and May 4 at 11, District Court of  
 Bankruptcy, Bristol: Off. Ass. Miller; Sols. Lovibond &  
 Co., Bridgewater; Bishop, New Bridge-street, London.—  
 Fiat dated March 14.

**JOHN GEORGE**, Jackfield, Shropshire, grocer, potter, dealer and chapman, April 8 and May 2 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Smith, Birmingham.—Fiat dated March 17.

**WILLIAM DINGLEY**, Bridgwater, Somersetshire, victualler, April 7 and 27 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Lovibond & Caralake, Bridgwater; Bishop, New Bridge-street, Blackfriars, London.—Fiat dated March 18.

**FREDERICK MERRALL**, Halifax, Yorkshire, grocer and flour dealer, April 7 and May 5 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Rudd & Co., Halifax; Bond & Barwick, Leeds; Williamson & Co., Gray's-inn, London.—Fiat dated March 13.

**HENRY HOLLIS**, Liverpool, tea dealer, April 5 and 26 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Davenport & Son, Liverpool; Rogerson, Lincoln's-inn-fields, London.—Fiat dated March 17.

**EVAN OWEN**, Rethin, Denbighshire, auctioneer, April 3 and 25 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated March 18.

**JOSEPH TAYLOR WOOLNER**, Bury, Lancashire, currier and leather dealer, dealer and chapman, April 6 and 27 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Grundy, Bury, Lancashire; Appleby, Harpur-street, Red Lion-square, London.—Fiat dated March 18.

**WILLIAM LAX**, Darlington, Durham, land surveyor, dealer and chapman, April 4 at 12, and May 11 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Allison, Richmond, Yorkshire; Harle, Newcastle-upon-Tyne.—Fiat dated March 18.

**JAMES DOVE**, Darlington, Durham, tanner, and also carrying on the business of a leather seller at Sunderland, April 4 at 11, and May 11 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Mewburn & Co., or Rymer, Darlington; Griffith & Crigh-ton, Newcastle-upon-Tyne; Mewburn, 9, Gt. Winchester-street, London.—Fiat dated March 18.

#### MEETINGS.

*James Burt and James Burt the younger*, Manchester, and *Wm. T. Watson*, Leeds, Yorkshire, commission agents, April 6 at 12, District Court of Bankruptcy, Manchester, pr. d.—*Henry Hill*, Gray's-inn-lane, Middlesex, brewer, April 7 at 12, Court of Bankruptcy, London, last ex.—*Fred. Chaplin* and *Wm. H. Chapman*, Bishop's Stortford, Hertfordshire, tanners, April 8 at 12, Court of Bankruptcy, London, last ex.—*Geo. Procter*, *Jos. Procter*, and *Thos. Procter*, Rochdale, Lancashire, cotton spinners, April 5 at 12, District Court of Bankruptcy, Manchester, last ex. of *J. Procter* and *Thos. Procter*.—*Wm. Shiels*, Manchester, paper hanger, April 5 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Bumby*, Manchester, cattle dealer, April 6 at 11, District Court of Bankruptcy, Manchester, last ex.—*J. Wilson* the younger, Ogle, Walton, Northumberland, timber merchant, April 14 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John T. Phipps*, Darlington, Durham, linen draper, April 7 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*George Craddock*, Darlington, Durham, rope maker, April 7 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John Brown*, John-st., Edgeware-road, Middlesex, cheesemonger, April 14 at 11, Court of Bankruptcy, London, and ac.—*J. E. Smith*, *Jas. Raft Beard*, and *Rich. T. Smith*, Cheapside, London, warehouseman, April 14 at 11, Court of Bankruptcy, London, and ac.—*Wm. Bridge*, Folkstone, Kent, upholsterer, April 14 at half-past 11, Court of Bankruptcy, London, and ac.—*Henry Edward Field*, Mark-lane, London, eating-house keeper, April 14 at half-past 11, Court of Bankruptcy, London, and ac.—*Jemkin H. Llewellyn*, Strand, Middlesex, surgeon, April 14 at half-past 11, Court of Bankruptcy, London, and ac.—*Thomas Richmond*, Peterborough, Northamptonshire, builder, April 15 at 12, Court of Bankruptcy, London, and ac. and div.—*Geo. Wood*, Trafalgar-place, Kentish-town, Middlesex, commission agent, April 14 at half-past 11, Court of Bankruptcy, London, and ac.—*Thomas M'Tear*, *Wm. Hadfield*, and *Edmund Thompson*, Liverpool, merchants, April 17 at 11, District Court of Bankruptcy, Liverpool, and ac.; April 18 at 11, div. sep. est. of *Thomas*

*M'Tear* and *Wm. Hadfield*.—*William Jackson*, Tranmer, Cheshire, joiner, April 17 at 11, District Court of Bankruptcy, Liverpool, and ac.; April 20 at 12, div.—*H. William Birkenhead*, Cheshire, builder, April 17 at 11, District Court of Bankruptcy, Liverpool, and ac.; April 20 at 12, div.—*Charles Davies*, Liverpool, bookseller, April 17 at 11, District Court of Bankruptcy, Liverpool, and ac.; April 19 at 11, div.—*James Hughes*, Liverpool, joiner, April 17 at 11, District Court of Bankruptcy, Liverpool, and ac.; April 19 at 11, div.—*J. Mawson*, Runcorn, Cheshire, druggist, April 15 at 12, District Court of Bankruptcy, Manchester, and ac.—*Thomas Law*, Manchester and Salford, corn dealer, April 17 at 12, District Court of Bankruptcy, Manchester, and ac.; April 19 at 12, div.—*John C. Macdonald*, Holbeach, Lincolnshire, bookseller, April 14 at 11, District Court of Bankruptcy, Nottingham, and ac.—*Wm. Leveitt*, Leicester, tailor, April 14 at 11, District Court of Bankruptcy, Nottingham, and ac.—*Walter Bluck*, Loominster, Herefordshire, grocer, April 15 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Jos. Moore*, Staines, Middlesex, victualler, April 14 at 11, Court of Bankruptcy, London, div.—*Richard M. Shorter*, Camomile-street, London, corn dealer, April 14 at 1, Court of Bankruptcy, London, div.—*Avrom Israel* and *Wm. Turner*, Great Tower-street, London, merchants, April 14 at 1, Court of Bankruptcy, London, div. sep. est. of *W. Turner*.—*Charles Ashford*, Birmingham, packing-case maker, April 18 at 10, District Court of Bankruptcy, Birmingham, and ac.; April 25 at 11, div.—*W. W. Yeld* and *Wm. S. Dawes*, Rugeley, Staffordshire, brewers, April 18 at 12, District Court of Bankruptcy, Birmingham, and ac. and div.—*John Cullen*, Nottingham, grocer, April 14 at 11, District Court of Bankruptcy, Nottingham, and ac.; April 28 at 11, div.—*Anthony Harrison*, Friar's Goose Alkali Works, near Gateshead, Durham, alkali manufacturer, April 14 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*John Gillender*, Sunderland, Durham, ironmonger, April 14 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Robert Ballantyne*, Liverpool, merchant, April 26 at 11, District Court of Bankruptcy, Liverpool, and ac. div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*William Wyatt*, Neithrop, Banbury, Oxfordshire, coach maker, April 14 at half-past 1, Court of Bankruptcy, London.—*Thomas Bailey*, Croydon, Surrey, builder, April 14 at half-past 11, Court of Bankruptcy, London.—*Wm. Pike Barrett*, Palace-row, New-road, Middlesex, ironmonger, April 14 at 2, Court of Bankruptcy, London.—*Wm. West*, London-terrace, Hackney-road, Middlesex, linen draper, April 14 at 12, Court of Bankruptcy, London.—*John Bentlett*, East Peckham, Kent, grocer, April 17 at 1, Court of Bankruptcy, London.—*John Elliot*, East Ham, Essex, cattle dealer, April 15 at 11, Court of Bankruptcy, London.—*John Gates, Jr.*, Coates, *Thomas Bartlett*, and *George Beck*, Watling-street, London, warehousemen, April 15 at 1, Court of Bankruptcy, London.—*Matthew Marshall*, St. John's-wood-terrace, Portland-town, Middlesex, carpenter, April 15 at 2, Court of Bankruptcy, London.—*Wm. H. Mann*, Maiden-lane, Queen-street, Cheapside, London, colour merchant, April 14 at 11, Court of Bankruptcy, London.—*B. L. Watson*, Bath, Somersetshire, April 13 at 11, District Court of Bankruptcy, Bristol.—*Anthony Harrison*, Friar's Goose Alkali Works, near Gateshead, Durham, alkali manufacturer, April 14 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Calvin Dreaper*, Liverpool, corn merchant, April 21 at 11, District Court of Bankruptcy, Liverpool.—*Alfred Furniss*, Derby, grocer, April 14 at 11, District Court of Bankruptcy, Nottingham.—*Joseph Fielding*, Middleton, Lancashire, corn dealer, April 19 at 11, District Court of Bankruptcy, Manchester.—*Peter Cruickshank*, Ardwick, Manchester, coal dealer, April 15 at 11, District Court of Bankruptcy, Manchester.—*John Mawson*, Runcorn, Cheshire, druggist, April 15 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 11.*

*Peter Clausen*, Newman-st., Oxford-st., Middlesex, manufacturer.—*Thos. Sadler*, Birmingham, licensed victualler.—*George Windle*, Judd-st., Brunswick-square, Middlesex, haberdasher.—*Jos. Alex. Clarke*, Longton, Stoke-upon-Trent,

taffordshire, china manufacturer.—*James Hansor*, Hanley, Staffordshire, hop merchant.—*John Sawyer*, Egham, Surrey, utcher.—*Ed. Ward*, Melbourn, Leicestershire, corn dealer.—*Geo. Garner*, Noble-st., London, agent.—*John Lea*, Cheltenham, Gloucestershire, brick maker.—*Wm. Sutton*, Stockport, Cheshire, cotton waste dealer.—*Joseph Tyle*, Clenham-hill, Netherbury, Dorsetshire, flax spinner.—*Thomas Burley*, the elder, Wolverhampton, Staffordshire, grocer.—*E. Spooner*, Ianley, Staffordshire, butcher.—*Thomas Thompson Cattley*, Cousin-lane, Upper Thames-street, London, and Vimiera, Vandsworth-road, Surrey, colour merchant.—*J. M'George*, Vardour-st., Middlesex, ironmonger.—*Rich. Harris Pugh*, Aldermanbury, London, warehouseman.—*George Rougemont*, Broad-st.-buildings, London, merchant.—*William Thompson Rickard*, Regent-st., Mile-end-road, Middlesex, manufacturing chemist.—*Francis Mackie*, Southampton-row, Russell-square, Middlesex, tailor.

## FIAT ANNULLED.

*Benjamin Harris*, Tewkesbury, Gloucestershire, corn merchant.

## SCOTCH SEQUESTRATIONS.

*Stuart & Rennie*, Greenock, merchants.—*John Macfarlane*, Edinburgh, coach proprietor.—*Robert Martin*, deceased, 'owburn, Laurencekirk, Kincardine, farmer.—*John Anderson*, Lockside, New Cumnock, grazier.—*Matthew Caldwell*, Balgray, Beith, Ayrshire, hay dealer.—*John Fiske* and *Jas. Mitchell*, Glasgow, and Toronto, Upper Canada, merchants.—*Robert Dunlop Hutchison*, Cumnock, Ayrshire, ironmonger.

## DECLARATION OF INSOLVENCY.

*Wm. Whicker*, Northgate, Subdeanry, Chichester, Sussex, attorney at law, April 6 at half-past 12, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thomas Phillips*, Merthyr Tydfil, Glamorganshire, pudler, March 29 at 10, County Court of Glamorganshire, at Merthyr Tydfil.—*Thos. Shenlon*, Leicester, licensed victualler, April 13 at 10, County Court of Leicestershire, at Leicester.—*Charles Mountney*, Birmingham, licensed to let horses, April 8 at 1, County Court of Warwickshire, at Birmingham.—*Thomas Parker*, Birmingham, baker, April 22 at 1, County Court of Warwickshire, at Birmingham.—*Wm. Bortlam*, Birmingham, retail brewer, April 22 at 1, County Court of Warwickshire, at Birmingham.—*Edwin Birch*, Birmingham, starch dealer, April 22 at 1, County Court of Warwickshire, at Birmingham.—*Wm. Price*, Horfield, Gloucestershire, labourer, April 28 at 11, County Court of Gloucestershire, at Bristol.—*John Raddon*, Exeter, out of business, April 1 at 10, County Court of Devonshire, at Exeter.—*Wm. Hughes*, Cwmbach, Aberdare, Glamorganshire, collier, March 29 at 10, County Court of Glamorganshire, at Merthyr Tydfil.—*John Rogers*, Eastaston, Wem, Shropshire, blacksmith, April 24 at 12, County Court of Shropshire, at Wem.—*T. Shire* the younger, Hatley, Mottram in Longdendale, Cheshire, sand dealer, April 6 at 2, County Court of Lancashire, at Ashton-under-lyne.—*Bartholomew Blenkinson*, Sheffield, Yorkshire, excise officer, April 6 at 10, County Court of Yorkshire, at Sheffield.—*Benj. Stevenson*, Sheffield, Yorkshire, joiner, April 6 at 10, County Court of Yorkshire, at Sheffield.—*William Thomas*, Mellyvlog, Merthyr Tydfil, Glamorganshire, out of business, March 29 at 10, County Court of Glamorganshire, at Merthyr Tydfil.—*John Hayward*, Wolverhampton, Staffordshire, utcher, March 28 at 9, County Court of Staffordshire, at Wolverhampton.—*James Burn*, Birmingham, brassfounder, April 22 at 1, County Court of Warwickshire, at Birmingham.—*Richard Caplin*, Newport, Isle of Wight, tobacconist, March 30 at 10, County Court of Hampshire, at Newport.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*April 7 at 10, before Mr. Commissioner LAW.*

*John Phillips* the elder, St. Alban's-terrace, Vauxhall-ridge-road, Middlesex, bricklayer.

*April 10 at 11, before Mr. Commissioner HARRIS.*

*Ed. Hodgson*, Crayford-cottages, Albany-road, Camberwell, Surrey, and Abchurch-lane, London, attorney at law.—*Rich. Alfred Cooper*, Stanley-place, King's-road, Chelsea, Middlesex, coal merchant.

*April 10 at 10, before Mr. Commissioner LAW.*

*Robert Jennings*, King's-road, Camden-town, St. Pancras, Middlesex, laundryman.—*Wm. Edgar*, Newgate-st., London, warehouseman.

*April 10 at 10, before Mr. Commissioner PHILLIPS.*

*Wm. Cudbush* the elder, Penton-st., Pentonville, Middlesex, surveyor.—*Wm. Fowler Hutchins*, Turrett-grove, Lark Hall-lane, Clapham, Surrey, land surveyor.—*Daniel Carmell*, Green-st., Marlborough-road, Chelsea, and Acton, Middlesex, farmer.—*Josiah Austin*, York-place, Walworth-road, Surrey, assistant to a grocer.

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

*April 7 at 10, before Mr. Commissioner LAW.*

*John Phillips*, Finner's-court, Old Broad-st., London, tailor.—*Henry Emanuel*, Great Prescott-street, Goodman's-fields, Middlesex, agent for the sale of hardware.

*April 7 at 10, before Mr. Commissioner PHILLIPS.*

*George Eyre*, Coleman-st., London, builder.—*Isaac Malden*, Commercial-wharf, Kingsland-road, Middlesex, out of employ.—*John Clemmitt*, Green Arbour-court, Old Bailey, London, carrier's agent.—*J. Nelson*, Saddlers'-hall-buildings, Gravel-lane, Houndsditch, London, out of business.—*James Mackie*, White Rose-court, Coleman-st., London, and Castle-st., Finsbury, Middlesex, watch maker.—*Willoughby Joseph Spragg*, Richmond, Surrey, assistant to a carrier.

*April 10 at 11, before Mr. Commissioner HARRIS.*

*John Datchena*, Camden-place, Southampton-st., Camberwell, Surrey, out of business.

*April 10 at 10, before Mr. Commissioner LAW.*

*George Parkinson*, Wapping-wall, Wapping, Middlesex, tailor.

*At the County Court of Leicestershire, at LEICESTER, April 13 at 10.*

*John Spencer*, Stoke Golding, near Hinckley, out of business.

*At the County Court of Gloucestershire, at BRISTOL, April 7 at 11.*

*George Pecoek*, Bristol, schoolmaster.

*At the County Court of Lancashire, at LIVERPOOL, April 10 at 1.*

*Parker Unsworth*, Liverpool, publican.—*John Ashcraft*, Liverpool, cart owner.

*At the County Court of Somersetshire, at TAUNTON, April 11 at 10.*

*Margaret Miller*, Bath, bookseller.—*Wm. Gun Mahon*, Brook-green-terrace, Hammersmith, Middlesex, in no way of business.—*Wm. Webb Dunn*, Bath, common brewer.

*At the County Court of Kent, at MAIDSTONE, April 10 at 10.*

*James A. Fynnmore*, Minerva-place, King-street, Woolwich, lieutenant in her Majesty's Royal Marines.—*Rob. S. Moleworth*, Woolwich, lieutenant in her Majesty's Royal Marines.—*Joseph Frost*, Woolwich, dealer in bottled beer.

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To be viewed and catalogued had.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 7, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, March 25, 1848.

# The Jurist

No. 586—Vol. XII.

APRIL 1, 1848.

PRICE 1s.

\* \* *The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—*

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Bail Court	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act....	{ W. PATERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court.....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, APRIL 1, 1848.

(Continued from p. 114).

THE Crown has, therefore, constitutionally speaking, no opinions or predilections; but in all important exercises of power will give effect to that class of opinions or principles which is represented by the minister for the time being; in other words, to that class of opinions or principles which is for the time being favoured by the nation, represented by a parliamentary majority. Now what are the dangers that it may be said may result from the vesting of such a power in the Crown, so to be exercised? They will range themselves under the following heads:—

Firstly. It may be said that the Crown may personally abuse its powers, by insisting upon the appointment and confirmation of a person grossly objectionable.

Secondly. It may be said that the minister may, for his own purposes, advise and insist upon the appointment of such a person; or

Thirdly. It may be said that danger may result from the minister and the Crown being made the slaves of popular caprice and dictation, and that improper persons may be forced into the episcopal body by what is sometimes termed a "tyrant majority" in Parliament.

As to the first danger, the check upon it is plain enough. Assuming, and it is not a very violent assumption, that the nation does not lose its senses, and that statesmen of reputation do not lose all prudence and self-respect, it is quite clear that if the Sovereign of this country were to insist on forcing on her ministers a Bishop so grossly unfit for the sacred office as to outrage, or even to be extremely obnoxious to, the Christian community over which she reigns, she would be unable to conduct her government; for the simple reason, that she would be unable to find men of any

repute or influence with the country to take upon themselves the responsibility of becoming her advisers.

As to the second danger, that a minister may, for his own purposes, advise and insist upon the appointment of a person grossly unfit; there is abundant safeguard against this also. No minister would so act who was not prepared to stake his official existence upon his act; and if his selection were, indeed, violently offensive to the community, he would certainly be expelled from office the first time that he met Parliament. A minister may make foolish appointments: he may, to some extent, make positively bad appointments; but no minister could insult the nation by an appointment grossly flagitious, and more particularly in the matter of its religious feelings, and retain the confidence of Parliament.

The third supposed danger is founded upon two assumptions, one of which at least cannot be supported. To warrant the anticipation of any such danger, it must be assumed, first, that the democracy is necessarily capricious and wrong-headed; and, secondly, that Parliament represents the democracy. It is not necessary to inquire into the truth of the first assumption, because the second is clearly not supported by the facts. No one who knows anything of the composition of Parliament will venture to assert that the democracy is particularly represented in Parliament, that is, not in the sense of its will being directly consulted or considered. We do not mean of course to say that Parliament in no degree represents the interests of the democracy. It does so in so far as representing the educated and middle classes of the people; it consults as bound up with the welfare of those classes, and, indeed, of the whole political fabric, the interests of the vast labouring multitude. But except in moments of great political excitement, such as occur probably

not more than a few times in a generation, it would be ridiculous to assert that Parliament is moved by the democracy. The idea, therefore, of the Crown or its ministers being *in general* dictated to or swayed through Parliament by the caprices of the multitude, is without foundation.

We are not aware of any other danger that can even be supposed likely to result to the state, from the possession by the Crown of the absolute power of creating Bishops, subjected, as it is in its exercise, to the control of constitutional rule; and open as are those who assist the Crown in its exercise to the regular and legitimate correction afforded by the established powers of Parliament.

Now let us look at the present position of an Archbishop, supposing him to possess that power of interference with the authority of the Crown which we have shewn would be, at the periods when alone its exercise is important, equivalent to a direct power of selecting a Bishop from a particular party.

The Archbishop is not, like the Sovereign, required by the constitution to have, or at least to act, upon no personal opinion. He is, like other persons, free, and, therefore, in conscience bound to act upon his personal convictions; and whereas it would be constitutionally impossible for the Sovereign to force his personal opinions into action, (except in cases where the other component parts of the Legislature are equally divided), it would, on the contrary, be almost a crime in an Archbishop not to use his authority for the furtherance of those principles and opinions in matters of religion and church government, which in his conscience he believed to be sound. If, therefore, the Archbishop were of a particular religious party, it would be his duty, as it undoubtedly would be his pleasure, to fill the episcopal bench, to the utmost of his power, with Bishops of that party, without reference to whether the majority of the Christian community over which he spiritually ruled, affected or detested that party; and what would be the check upon him on the part of the community, whether lay or ecclesiastical? The constitution furnishes none that we are aware of. The Crown has no power to remove an Archbishop, even for misconduct; of course it could not remove him for doing that which could, at the worst, only be considered an error of judgment. As a peer of Parliament an Archbishop might, no doubt, be impeached; but in Parliament, also, he could not be constitutionally impeached except for misdeeds.

There is no tribunal, no legitimate authority, no constitutional influence, that we are aware of, which can be brought to bear upon an Archbishop, to restrain him from so exercising his veto as to force the Crown into appointing men only of the principles favoured by himself.

Such a power, so unsubjected to constitutional control, is one that is manifestly most dangerous to be possessed in any free state by any public functionary. It is one not intrusted to the head of the state—on what ground can it be claimed by any inferior functionary? But then it will be said, that, if the law were altered so as to give to the Archbishop a power of refusing to confirm the appointment of a Bishop, then of course the

Legislature would take care to provide some constitutional and regular mode of proceeding by which the Archbishop might be restrained from abusing his power. The answer is, that from the nature of the transaction, and of the archiepiscopal functions, such restraint is scarcely possible. A restraint by way of judicial proceeding, such as that which may be taken against the inferior clergy in the Archbishop's Court, can of course only be applicable to the correction of offences,—breaches of duty of some kind. It would be an absurdity in theory, and an impossibility in practice to subject any ecclesiastical functionary to judicial process for having exercised his functions conscientiously and not in breach of any positive rule, however pernicious to the State such exercise might be. A direct parliamentary proceeding that could be devised for the purpose, would be necessarily in the nature of a judicial proceeding, and open to the same objection, namely, that it could only of its own nature reach a delictum. It would, we apprehend, be equally impossible by any act of Parliament to provide any indirect check upon a mischievous, but not criminal, exercise of authority by the Archbishop, unless the whole nature and constitution of the archiepiscopal character is to be altered. It would be equally preposterous to make an Archbishop removable like a minister of the Crown, or in any other way to subject him to the pressure of Parliamentary majorities, or to any of those indirect influences, exercised by the people through Parliament, which operate upon persons exercising purely political functions. It would be equally preposterous to make him removable at the pleasure of the Crown, either with or without the advice of ministers. Nor would it do to give the Crown any power of controlling the veto of the Archbishop, because that would be but just bringing things back to the state in which they now are. In fine, we think any person who will set himself to reflect upon the means which would be available in the hands of the Legislature, for subjecting the Archbishop to constitutional control in the exercise of his power of imposing a veto, will arrive at the conclusion that Parliament could not devise any such control capable of being practically worked. The result is, that the Archbishop must be left as he is, without any power of opposing a veto to the order of the Crown to confirm and consecrate, or that he must have such power uncontrollable by any constitutional check, and subject to no other checks than those that may result from personal discretion, or the fear of popular violence,—checks which we apprehend wise and good men would not desire to rely upon.

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The Right Hon. Sir Thomas Wilde, Knt., L. Chief Justice of the Common Pleas, has appointed the following Gentlemen to be Perpetual Commissioners taking the Acknowledgments of Deeds to be executed by Married Women:—William Crawford Newby, of Stockton-upon-Tees, in the county of Durham, in and for the county of Durham, and for the North Riding of the county of York; James Galloway, of Prescott, in the county of Lancaster, in and for the county of Lancaster; and Anthony Horrex Roger Mickfield, of Stoke Ferry, in the county of Norfolk, in and for the county of Norfolk.

### Review.

*The Life of Lord Chancellor Hardwicke; with Selections from his Correspondence, Diaries, Speeches, and Judgments.* By GEORGE HARRIS, Esq., of the Middle Temple, Barrister at Law. 3 Vols. London, 1847.

[Mason, and Stevens & Norton.]

The life of Lord Hardwicke must always be a subject of interest at least to the lawyer, as the life of one, certainly, of the greatest of English lawyers,—perhaps of the greatest lawyer in the annals of English jurisprudence. We think it questionable, however, if the reader of these volumes, notwithstanding the “iteration” with which he is assured that Lord Hardwicke was a great—a very great lawyer and judge, would discover the fact from the evidence, bulky enough, certainly, here presented to him. The author does, indeed, inform his readers, that it has been asserted that Lord Hardwicke’s fame as Chancellor has suffered from the loose and inadequate manner in which his judgments are reported. But he has not informed them, that one at least of Lord Hardwicke’s most important and elaborate judgments,—a judgment which has been characterised by Sir Edward Sugden as one of the ablest judgments ever delivered,—has been given to the world in a very perfect state. We refer to his judgment in the case of *Garth v. Cotton*, which is published in Dickens’s Reports, p. 183, from his Lordship’s own written copy. There are also outlines of the same judgment in 3 Atkyns, 751, and in 1 Vesey, (senior), 546—sufficient, no doubt, as reports for technical purposes, but, like most of the reports of that period, sadly inadequate as memorials of the abilities displayed by the judge. The reader who may wish to know something of what Lord Hardwicke really was as a judge, may also turn, with advantage, to his judgment in the case of *Willoughby v. Willoughby*, and that in the case of *Casborne v. Inglis*, two of his most learned and luminous judgments, which have likewise had the advantage of having been printed from his Lordship’s own MS. notes: the former in 1 Term Rep. 765; and the latter in 2 Jac. & Walk. 194. No one can read these judgments without obtaining a more clear and adequate conception of Lord Hardwicke’s merits as a lawyer and a judge than he could acquire from the perusal of thirty such volumes as those either of Lord Campbell or Mr. Harris. We may add, that this judge did more than any single individual has ever done, partly to create and wholly to reduce to order and principle, the refined and complicated at least, if not always beneficent system, by which rights of property are governed in equity. If Lord Campbell and Mr. Harris, before they again write or speak anything about Lord Chancellor Hardwicke, would condescend diligently to study the reports of his decisions and judgments, they would at least discover the profundity of their present ignorance, and would probably either remain silent, or write both more to the point and in better English than they have yet done.

But the life of Lord Hardwicke furnishes matter of other and perhaps deeper reflection than could arise merely from the consideration of the merits of this greatest of lawyers and judges. We have seen him called somewhere the “prince of pettifoggers.” Never was an appellation more unjustly applied. A pettifogger he was not in any sense in which we commonly understand the term. He was, in truth and in strictness, a great lawyer and a great judge. We know of none that can be placed on the same level with him on the English judgment-seat. But there is another aspect under which we have to regard him. An English Chancellor, at least one who filled that post so long as Lord Hardwicke, comes before us in the char-

acter not merely of judge and lawyer, but of statesman.

To this character, too, indeed, we find Lord Hardwicke bringing the same evenness of temper and clearness of mind to which he owed his success as a lawyer. However, when we look closely at the result, we find that there are some important things wanting. Whether the shortcoming arose from defects in the original structure of the mind, or that the long attention to particular studies and pursuits had exercised a certain influence upon the mind and temper, we cannot say, but the result is really a curious phenomenon. We find a man with such powers of mind as we have described Lord Hardwicke as exhibiting in his judgments, acting for many years not merely in concert with, but in subordination to a creature with absolutely not much more of the reasoning faculty than a vivacious baboon,—we need hardly say, we mean his grace the Duke of Newcastle. Even George the Second, though not certainly overburdened with what distinguishes the ζῶον λογικόν from the other beasts, shewed sense in his appreciation of Newcastle:—“You see,” he said, “that I am compelled to take the Duke of Newcastle to be my minister, who is not fit to be chamberlain in the smallest court of Germany.” (Coxe’s Memoirs of Sir Robert Walpole, vol. 1, p. 329).

To ambitious men, who may be inclined to repine when they reflect on the smallness of their chance of ever filling the high judicial office so long and so worthily filled by Lord Hardwicke, it may afford some consolation to behold how small, as a politician, appears this great judge and lawyer. He might, indeed, help to control, by his sense and temper, the childish irritability and petulance of the weak and vain man whom his rank and fortune and Whig connexion had elevated into a first minister; but for a long series of years we find him as a subordinate aiding and abetting in a system of policy which was at once involving his country in disgrace, and overwhelming it with taxation, and with debt that entailed a burthen of taxation on successive generations of Englishmen.

It is a relief to return to the contemplation of Lord Hardwicke’s judicial character, thus sketched by the discriminating pencil of the late Edmund Plunkett Burke\*, in one of the admirable biographies which enriched the old Law Magazine†:—

“His integrity no one called in question; his talents were beyond the reach of censure; the wisdom of his decrees was the theme of universal eulogy. . . . In framing his judgments, Lord Hardwicke appears always

\* He died soon after his appointment to the Chief Justiceship of Ste. Lucie. Mr. Harris refers to this article, as being “from the pen of an eminent judge who was as remarkable for the impartiality of his opinions, as for the ability with which he discharged his important duties.” (Vol. 2, p. 261). It is odd to speak of even the Chief Justice of one of the Windward Islands as an eminent judge, and perhaps Mr. Harris, (whose historical knowledge is not profound), wrote under the impression that the author of “Thoughts on a Regicide Peace” had contributed to the Law Magazine as well as to the Annual Register, and had presided in the King’s Bench at the trial of an action against Warren Hastings. With like felicity he changes Cibber into Pope, and parody into twaddle. Speaking of Murray, “In 1837 Pope thus referred to his practice at the bar of the House of Peers:—

“Graced as thou art with all the power of words,  
So known, so honoured in the House of Lords.”

“His chambers were at this time at No. 5, King’s Bench-walk, Temple, to which allusion is made by Pope in another of his poems.” We supply the quotation from the *other poem*:—

“Persuasion tips his tongue whene’er he talks,  
And he has chambers in the King’s Bench Walks.”

† Law Magazine, vol. 3, p. 72; reprinted, with the best of the other biographies which appeared in that periodical, in Mr. Welsby’s “Lives of eminent English Judges.”



to have been anxious to bring the case within the scope of some broad general principle. This, however, he never effected by means of forced interpretations or fanciful analogies. He was always careful to support his opinion by the authority of legal precedents, in the selection and application of which he was particularly happy. Again, his regard for principle never betrayed him into the dangerous practice of giving his own judgments in such loose and general terms as might extend their authority too far; it was his invariable practice to express himself in the most guarded terms, and to mention distinctly the qualifications and restrictions with which he meant his opinion to be received, so that his judgments were effectually prevented from acquiring as precedents a wider application than it was his original design to give them. For illustration, and in the absence of other authorities for a guide in his arguments, he frequently had recourse to the civil law, with which, like his illustrious contemporary, Mansfield, though not, perhaps, in so great a degree, he had familiarised himself, and for which, in common with all who have ever made it their study, he entertained the highest respect. It might possibly be in part the result of his acquaintance with the writings of the ancient civilians, that his judicial arguments were peculiarly distinguished by the qualities for which they had been deservedly praised, namely, luminous method in the arrangement of the topics, and elegant perspicuity of language in the discussion of them. When he delivered his opinion in any case of importance, he was so far from wishing or attempting to pass over the objections which had been suggested by those who argued on the opposite side, that he frequently repeated them in such a way as to give them greater force than had been claimed for them at the bar. The masterly manner in which he afterwards refuted them generally called forth the admiration, and extorted the assent, even of those who had originally propounded them."

Mr. Burke would be pleased, were he living, to find Lord Campbell—himself an ex-Lord Chancellor, and therefore qualified to give an opinion—taking the same view of Lord Hardwicke's judicial character, and even adopting the same turns of thought and of expression. Such a coincidence is the more remarkable and flattering, because it must be accidental, Lord Campbell being evidently ignorant of the existence of the biographies in the Law Magazine, since he does not refer to them even when he is relating anecdotes and uttering remarks which are to be found there, and nowhere else; "for Brutus is an honourable man." The following extracts from the fifth volume of "The Lives of the Chancellors," when compared with the above quotation from Mr. Burke, will be found to possess a likeness almost amounting to identity.

"The wisdom of his decrees was the theme of universal eulogy. . . . He was anxious to bring every case within the scope of some general principle, which he enunciated and defined, guarding it with its proper conditions and exceptions. . . . He never resorted, however, to forced interpretations or fanciful analogies, and he was always anxious to support his opinion by

legal precedents, in the selection and application of which he was particularly happy. Nor was he betrayed into the seductive and dangerous practice of laying down rules in loose and sweeping terms, which might carry their authority far beyond the point necessarily to be decided, and mischievously include cases which were not then in contemplation. He therefore expressed himself in the most guarded terms, and mentioned distinctly the qualifications with which he meant his opinion to be received. . . . Lord Hardwicke's judgments are deservedly praised for luminous method in the arrangement of the topics, and elegant perspicuity of language in the discussion of them. But I will venture to point out what I consider their peculiar excellence—the fair and manly manner in which the arguments are stated which are to be overruled. Lord Hardwicke always fully sees and appreciates the arguments against the side which he adopts; re-states them with additional force and clearness, and refutes them satisfactorily as almost to bring conviction to the mind of those who had invented them."

The book is full of such undesigned resemblances. We congratulate Lord Campbell on these fruits of "the aspiration after literary fame," which, he says, in his most busy days he was never able entirely to extinguish,—on his involvement in the honourable corps of the booksellers' hacks,—and on the success with which, following, we presume, his favourite maxim, *αὐτὸν ἀσχετεύειν*, he has striven to appropriate to himself one, at least, of the three epithets bestowed by Pope & Bacon; and, no longer wondering that the promised volumes have already extended to four, we take leave of our biographical cliffionnier, recommending his walk to all who prefer the work of the scissors to that of the file, and the reek of the Cider Cellar to the smell of the lamp.

That our readers may not reproach us with leaving them in disreputable company, we take them back to the decent dulness of Mr. Harris, culling a few specimens, after the approved fashion of modern criticism:—

#### THE DUTY OF A BIOGRAPHER.

"To trace and illustrate the various connections and causes, whether on mind, on character, or on life; and on all occasions [ehou!] to introduce suitable reflections and deductions from the circumstances detailed." (Pref. xlii).

#### CONTRIBUTIONS TO HISTORY.

"A letter of congratulation was at this time written to Sir P. Yorke, by his relative, Mr. Melfer, of Erith, on the occasion of the birth of the Solicitor-General's second son, who was named Charles." (Vol. 1, p. 117).

"The following notice from one of the public journals contains the announcement of the birth of a prince who in after times occupied the throne of these realms as King George the Third, and of whose career and character I shall have much to say." (Ib., p. 413).

"On Saturday, the 20th of October, Lord Hardwicke was present at a grand entertainment in the Guild-hall, together with the other lords justices, and several of the nobility and judges." (Vol. 2, p. 382, where may be read how his lordship of the city was sworn in, how the pole of his coach broke, &c.).

"The subjoined notice appears in one of the public journals of a disagreeable incident which occurred to Lord Hardwicke's second son, whose rural retreat at this time was at Acton:—

"Monday, 18th May, 1761.—The Hon. Charles Yorke, Esq., was robbed near Acton by a single highwayman." (Vol. 3, p. 341).

\* Perhaps we are wrong: Mr. Burke, who remarks, to the credit of Lord Hardwicke, that only three of his decrees were appealed from, may be glanced at in the place where Lord Campbell says, that this fact is much harped on "by the common herd of Lord Hardwicke's petty biographers." In Tom Jones's time highwaymen were polite as well as bold, and while they robbed a lady of her jewels would compliment her on her beauty; but now, when an ex-keeper of the royal conscience takes to pilfering in bye-ways, he is careful that his demeanour and his deeds shall be in keeping. Villiter in modo, villiter in re. Thus, in the Life of Clarendon, poor Mr. Lister, after having been robbed to his last shilling anonymously, is at last named by the ex-fountain of equity for the purpose only of being sneered at.

## THE PARIAHS OF ENGLAND.

"Owing to a barbarous conventional rule in this civilized age, they [literary men of real merit] are, in a great measure, excluded from society, or at any rate are allowed no recognised place or station in it, who are at once its highest benefactors and its greatest ornaments. By their limited means they are but too often precluded from participating in those pleasures they so contribute to enhance in others; and by the constant effort of mind and unremitting exertion which they undergo, they become debilitated and frail both in person and intellect." (Vol. 1, p. 389).

## FIRST STEPS IN HISTORICAL LOGIC.

"Few events in the history of the annals of this country have been productive of consequences more extensively important than the deaths which have occurred of Princes of Wales. Had it not been for the loss of his elder brother, Prince Arthur, Henry the Eighth would not have been an English monarch, and it was only by the decease of Prince Henry that King Charles the First succeeded on the death of James to the sovereignty of these realms." (Vol. 2, p. 432).

## A "SUITABLE REFLECTION."

"One act of George the Second's career—the greatest that man goes through—took place in this country, and with his funeral here, served to connect him more closely with it. Here at least he did advance a step beyond his royal father and sovereign predecessor, whose last breath was exhaled, and whose bones were laid, in a foreign land. But in neither of them, nor in one more than the other, was the sovereignty of whom I have been writing a willing agent." (Vol. 3, p. 223).

## GEORGE IV. IN A THOROUGHLY NEW LIGHT.

"Of the chequered and somewhat clouded, though not inglorious career of this future sovereign, it becomes not here to say more than passingly to remark, that fair justice has never been done to a character adorned with many great and good and noble qualities, and exalted by the possession of mental powers and endowments, and a spirit of generosity and munificence, which were calculated to confer lustre on his reign. . . . Regarding him in a public capacity, apart from those voices by which the private characters of so many distinguished public and popular men too have been overclouded, it is impossible to deny that he possessed, in many and most important respects, the highest attributes of a great sovereign in all that concerns the leading interests of a great people. . . . The capital owes more of its magnificence and splendour and glory to him than to any single mind or man." (Vol. 3, p. 300).

With this eulogium on his fat friend, this solitary wreath on the grave of the modern Nero, (who was in other respects, however, more like Hellogabalus), we must conclude our selections from Mr. Harris's *niaiseries*, congratulating him on having produced a book from which even Lord Campbell would not wish to steal.

**MEMBERS RETURNED TO SERVE IN PARLIAMENT.**—Quintin Dick, Esq., for the borough of Aylesbury, the last election for the said borough having been declared void; Edward Arthur Somerset, Esq., for the county of Monmouth, in the room of the Right Hon. Granville Charles Henry Somerset, commonly called Lord Granville Charles Henry Somerset, deceased.

## Court Papers.

## EQUITY SITTINGS BEFORE AND IN EASTER TERM, 11 VICR. 1848.

## Rolls Court.

*Before the Right Hon. the MASTER OF THE ROLLS, at the Rolls.*

Monday .. April 10	Motions.	
Tuesday .....	11	Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Thursday .....	13	
Friday .....	14	

## At Westminster.

Saturday .....	15	Motions.	
Monday .....	17	Petitions in General Paper.	
Tuesday .....	18	Pleas, Demurrers, Causes, Exceptions, and Further Directions.	
Wednesday .....	19		
Thursday .....	20	Motions.	
Wednesday .....	26	Pleas, Demurrers, Causes, Exceptions, and Further Directions.	
Thursday .....	27		
Friday .....	28	Motions.	
Saturday .....	29		
Monday .....	May 1	Pleas, Demurrers, Causes, Exceptions, and Further Directions.	
Tuesday .....	2		
Wednesday .....	3		
Thursday .....	4	Motions.	
Friday .....	5		
Saturday .....	6	Pleas, Demurrers, Causes, Exceptions, and Further Directions.	
Monday .....	8		
Tuesday .....	9		
Wednesday .....	10		
Thursday .....	11	Petitions in General Paper.	
Friday .....	12	Motions.	

Short Causes, Consent Causes, and Consent Petitions, every Saturday, (except the 15th April), at the sitting of the Court.

*Notice.*—Consent Petitions must be presented, and Copies left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.

## London Gazettes.

TUESDAY, MARCH 28.

## BANKRUPTS.

ROBERT THOMPSON, Basingstoke, Southampton, stone mason, builder, dealer and chapman, April 6 at half-past 1, and May 12 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Lamb & Brooks, Basingstoke; Johnson & Son, Temple, London.—Fiat dated March 21.

CHARLES ELLIS, Eastothly, Sussex, grocer, draper, and general-shop keeper, April 7 at half-past 1, and May 9 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Auckland, Lewes, Sussex; Palmer & Co., Bedford-row, London.—Fiat dated March 22.

WILLIAM MAUNDER, Peel-place, Kensington Gravel-pits, Middlesex, baker, April 4 at 12, and May 9 at 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Hilleary, 63, Fenchurch-street.—Fiat dated March 24.

WILLIAM HENRY NORMAN, Adam's-place, King's-road, Chelsea, and Drury-lane, Middlesex, baker, April 3 at half-past 2, and May 9 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Goren, South Molton-street.—Fiat dated March 24.

WILLIAM CLARK WRIGHT, Norland-square, Notting-hill, Middlesex, shipowner, dealer and chapman, April 10 at 2, and May 15 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Phillips & Voss, Size-lane.—Fiat dated March 17.

WILLIAM JOSEPH JOYNER, Aveley-hall Farm, Aveley, Essex, manufacturer of agricultural machines, market gardener, dealer and chapman, April 7 at half-past 12, and May 13 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. J. & C. Coles, 4, Adelphi-terrace.—Fiat dated March 24.

**WILLIAM HUGHES** the younger, Chatham, and Stoke, Kent, grocer and cheesemonger, April 8 and May 13 at 2, Court of Bankruptcy, London: Off. Ass. Green; Sol. Hudson, Bucklersbury.—Fiat dated March 23.

**WILLIAM YARINGTON SCOTT**, North Walsham, Norfolk, plumber, glazier, and painter, dealer and chapman, April 5 and May 4 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Jay, Bucklersbury.—Fiat dated March 22.

**THOMAS WINTERTON**, Tottenham-court-road, Middlesex, hosier, dealer and chapman, April 5 at 1, and May 11 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Lloyd, Milk-street, Cheapside.—Fiat dated March 21.

**JOHN TALBOT UBSDELL**, Exbury, Southampton, brick maker and dealer in bricks, April 6 at 1, and May 11 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Tilson & Co., Coleman-street.—Fiat dated March 22.

**HENRY CHARLES ROBINSON**, Breckneck-crescent, Camden-town, and Caledonia-place, King's-cross, Middlesex, surgeon and apothecary, April 5 at half-past 1, and May 11 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Whiteway & Co., Lincoln's-inn-fields.—Fiat dated March 27.

**GEORGE WILLIAMS**, Surbiton, Surrey, draper, dealer and chapman, April 7 and May 9 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Lawrance & Plews, 14, Old Jewry-chambers.—Fiat dated March 27.

**DAVID HARRIS**, Newport, Monmouthshire, grocer, dealer and chapman, April 10 and May 9 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Hassell, Bristol; Irwin & Tayler, Gray's-inn, London.—Fiat dated March 25.

**MARK KIRK**, Nottingham, builder, dealer and chapman, April 14 and May 12 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Wadsworth, Nottingham.—Fiat dated March 22.

**LUKE LENCH**, Worcester, tobaccoist, dealer and chapman, April 8 and May 9 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Mottram & Co., Birmingham; Finch, Worcester; Letts, Bartlett's-bdgs., London.—Fiat dated March 21.

**JOSEPH HOBSON and THOMAS MOWBRAY**, Leicester, builders, April 7 and May 5 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Haywood & Webb, Birmingham; Fox, Ashborn.—Fiat dated March 14.

**STEPHEN FISHER and WILLIAM CLIFF BROWN**, Newark-upon-Trent, Nottinghamshire, builders and contractors, dealers and chapmen, April 7 and May 5 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated March 17.

**GEORGE HAWKINS**, Bristol, victualler, April 11 at 12, and May 8 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Stanley & Co., Bristol; White & Co., Bedford-row, London.—Fiat dated March 13.

**JOHN FRYER COOMBES**, Bristol, milliner and porter dealer, dealer and chapman, April 11 and May 9 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Perkins, Bristol; Stevens & Co., Gray's-inn-square, London.—Fiat dated March 18.

**HUMPHREY TURNER**, Bristol, draper, April 11 at 12, and May 9 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Short & Strickland, Bristol; White & Co., London.—Fiat dated March 21.

**JAMES GALPIN**, Broadwindsor, Dorsetshire, innkeeper, dealer and chapman, April 7 at 1, and May 3 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Nicholls & Prout, Bridport; Stogdon, Southernhay, Exeter; Brace & Colt, Surrey-st., Strand, London.—Fiat dated March 18.

**ELIZABETH GREEN**, Spring-mill, and Croasland-moor, Yorkshire, common brewer and dealer, April 7 and May 5 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Barker, Huddersfield; Tyson & Co., Frederick's-place, Old Jewry, London.—Fiat dated March 22.

**THOMAS ROONEY**, Liverpool, tailor, draper and outfitter, April 12 and May 2 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Yates, jun., Liverpool; Holms & Co., New-inn, London.—Fiat dated March 22.

**ABRAHAM DUNN**, Hodon, Holderness, Yorkshire, attorney at law and solicitor, scrivener, dealer and chapman, April 12 and May 3 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Hope; Sol. England & Son, Hull; Coverdale & Co., Bedford-row, London.—Fiat dated March 21.

**RICHARD NICKSON**, Cefn Mawr, Raabon, Denbighshire, publican, grocer, chemist and druggist, dealer and chapman, April 6 and May 1 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Jones, Wrexham; Raimondi, 23, Surrey-street; Strand, London.—Fiat dated March 22.

**HENRY BUCKMASTER**, Liverpool, wine merchant and ale and porter dealer, dealer and chapman, (formerly carrying on business with John Hope Lowndes under the firm of Henry Buckmaster & Co.), April 12 and May 2 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Frodsham, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated March 22.

**HENRY COLEMAN**, Liverpool, stock and share broker, dealer and chapman, (lately Manager of the Theatre Royal and of the Royal Liver Theatre at Liverpool, and formerly in copartnership with Arthur Wellington Hart, under the style or firm of Hart and Coleman, as stock and share brokers, at Liverpool), April 10 and May 9 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Cross, Liverpool; Hall & Co., Gray's-inn, London.—Fiat dated March 24.

#### MEETINGS.

*Timothy F. Triebner*, Old Broad-street, London, Rasi broker, April 14 at 1, Court of Bankruptcy, London, ch. as.—*John Arnell*, Stanhope-street, Hampstead-road, Middlesex, corn merchant, April 18 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Hiscock*, New Church-st., Edgware-road, Middlesex, grocer, April 18 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Joseph Walters*, Union-st. Southwark, Surrey, and London-wall, London, bottle merchant, April 19 at 12, Court of Bankruptcy, London, aud. ac.—*John Sheppard*, Lion Brewery, Shirley, near Southampton, common brewer, April 19 at 11, Court of Bankruptcy, London, aud. ac.—*James S. Yeats*, Lothbury, London, stock broker, April 19 at 11, Court of Bankruptcy, London, aud. ac.—*John Bessell*, High-st., Deptford, Kent, builder, April 20 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Wm. H. Mann*, Maiden-lane, Queen-st., Cheapside, London, lead merchant, April 14 at 11, Court of Bankruptcy, London, aud. ac.—*Sam. S. Pollard*, Cross-st., High-st., Islington, Middlesex, grocer, April 20 at 1, Court of Bankruptcy, London, aud. ac.—*Thos. S. Hall*, Milford, Southampton, brewer, April 20 at 11, Court of Bankruptcy, London, aud. ac.—*John A. Morse*, Bicester, Oxfordshire, currier, April 20 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Price W. Smith*, Bristol, currier, April 18 at 11, District Court of Bankruptcy, Bristol, aud. ac.; April 20 at 11, div.—*James F. Cannell*, Liverpool, bookseller, April 25 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; April 28 at 12, div.—*Edward Hughes*, Liverpool, grocer, April 25 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; April 28 at 11, div.—*Thos. Smith*, Manningham, Bradford, Yorkshire, joiner, April 18 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Thos. Suger*, Kingston-upon-Hull, corn merchant, April 19 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. and fin. div.—*Walter Foyer*, Newcastle-upon-Tyne, hatter, April 19 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*T. Paley*, Durham, builder, April 19 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Philip Jas. Antill*, Newcastle-upon-Tyne, wine merchant, April 18 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; April 20 at half-past 1, div.—*Wm. Edmond*, Bombay, East India, and *Thomas Edmond*, Liverpool, merchants, April 19 at 12, District Court of Bankruptcy, Manchester, aud. ac.; April 20 at 12, div.—*Thomas Taylor*, Cowley, Oxfordshire, baker, April 18 at half-past 12, Court of Bankruptcy, London, div.—*Hen. B. Brecknell*, Oxford-st., Middlesex, draper, April 18 at 11, Court of Bankruptcy, London, div.—*Edmond F. Green*, Leadenhall-st., London, merchant, April 20 at 11, Court of Bankruptcy, London, div.—*Geo. Bennett*, Southampton, wine merchant, April 20 at 1, Court of Bankruptcy, London, div.—*Wm. Hoole and John Lookyer*, St. James's

11k, Clerkenwell, Middlesex, metal tool merchants, April 20 at 2, Court of Bankruptcy, London, div.—*Thos. W. Martin*, Ford, tailor, April 18 at 11, Court of Bankruptcy, London, div.—*Edw. Lee*, Shrewsbury, Shropshire, ironmonger, April 11, District Court of Bankruptcy, Birmingham, and div.—*John Mawson*, Runcorn, Cheshire, druggist, April 27 at 12, District Court of Bankruptcy, Manchester, div.—*Thos. Reveley* the younger, Newcastle-upon-Tyne, ironmaster, April 19 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

to be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*David Duthoit*, Moorgate-st., London, upholsterer, April 2 at 2, Court of Bankruptcy, London.—*Jas. Schlesinger*, Birmingham, manufacturer of metals, April 18 at half-past 1, Court of Bankruptcy, London.—*Neil Mackenzie*, Newgate-reet, London, fringe manufacturer, April 20 at 1, Court of Bankruptcy, London.—*Jos. Walters*, Union-st., Southwark, drayman, and London-wall, London, bottle merchant, April 19 at 12, Court of Bankruptcy, London.—*Geo. Clarke*, Dunstable, Bedfordshire, common brewer, April 19 at 12, Court of Bankruptcy, London.—*John Sheppard*, Shirley, near Southampton, common brewer, April 29 at 11, Court of Bankruptcy, London.—*Robert Arthur*, Wilson-st., Finsbury, Middlesex, leather seller, April 20 at half-past 1, Court of Bankruptcy, London.—*Fred. Hill*, Montague-close, Southwark, Surrey, wharfingers, April 27 at 1, Court of Bankruptcy, London.—*Wm. Hoole*, St. James's-walk, Clerkenwell, Middlesex, metal tool merchant, April 20 at 2, Court of Bankruptcy, London.—*Rich. W. Philips*, Dorking, Surrey, coolstapler, April 20 at half-past 11, Court of Bankruptcy, London.—*John Goodwin*, Cheltenham, Gloucestershire, currier, April 25 at 11, District Court of Bankruptcy, Bristol.—*James S. Yeats*, Bank-chambers, Lothbury, London, stockbroker, April 19 at 11, Court of Bankruptcy, London.—*Simon Rutland*, Hogthorpe, Lincolnshire, coach maker, April 9 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Philip J. Antill*, Newcastle-upon-Tyne, wine merchant, April 20 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Townley*, Manchester, commission agent, April 19 at 11, District Court of Bankruptcy, Manchester.—*Jabez Rubery*, Darlaston, Staffordshire, lock manufacturer, April 22 at 11, District Court of Bankruptcy, Birmingham.—*Thos. Lowe* the younger, Whitechurch, Shropshire, one dealer, April 22 at 12, District Court of Bankruptcy, Birmingham.—*Thos. Lowe* the elder, Whitechurch, Shropshire, one dealer, April 22 at 12, District Court of Bankruptcy, Birmingham.—*Jas. Lockett*, *Wm. Baker*, and *John Nicholson*, Stone, Staffordshire, railway contractors, April 25 at 11, District Court of Bankruptcy, Birmingham.

to be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before April 18.

*Richard Porritt*, Huddersfield, Yorkshire, banker.—*Wm. Rolfe*, Leyton, Essex, corn dealer.—*John Richards*, Merthyr Tydfil, Glamorganshire, woollen draper.—*Thomas Smith*, Swineshead, Lincolnshire, cattle salesman.—*George Edwards*, Drayton, Shropshire, innkeeper.—*Edward Lee*, Shrewsbury, Shropshire, ironmonger.—*Sam. Smith*, Manchester and Salford, grocer.—*John Cox*, Bishopwearmouth, Sunderland, Durham, grocer.—*Wm. Giblett*, New Bond-st., Middlesex, butcher.—*John Cullen*, Nottingham, grocer.—*Susannah Wilson*, High-st., Hounslow, Middlesex, clothier.—*William Soyle*, Upper Lisson-street, Lisson-grove, St. Marylebone, Middlesex, licensed victualler.—*George Stacey*, Bristol, victualler.—*Meadows M. Wildbore*, Newcastle-street, Strand, Middlesex, and Cour de Guise, Calais, France, manufacturer of surface coloured and ornamental papers.—*John B. Falkner*, Old Broad-st., London, merchant.—*John Pratt Carpenter*, Drummond-st., Euston-sq., Middlesex, baker.—*Jas. Norris*, Manchester, woollen merchant.—*Chas. Thomas*, Southampton, painter.

#### FIATS ANNULLED.

*Richard Parsons*, Plymouth, Devonshire, builder.—*Morris Lamley*, Gibson-square, Islington, Middlesex, and Great Trinity-lane, London, commission agent.

#### PARTNERSHIPS DISSOLVED.

*Wm. Henry Smith* and *Wm. Witham*, Bedford-row, solicitors.—*Samuel Anory*, Isaac Sewell, and Samuel Moore,

Throgmorton-street, London, solicitors, attornies, and conveyancers.

#### SCOTCH SEQUESTRATIONS.

*Wm. Henderson Matheson*, Leith, merchant.—*D. W. Henderson & Co.*, Kirkcaldy, corn merchants.—*S. Wallace*, Kilwinning, Ayrshire, merchant.—*John Richardson*, Edinburgh, writer to the signet.—*Nathaniel Harvey*, Glasgow, tailor.

#### DECLARATION OF INSOLVENCY.

*Thomas Henshaw*, Burton, near Neston, Cheshire, licensed victualler, April 5 at 11, District Court of Bankruptcy, Liverpool.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*George Godwin*, Eccles, Lancashire, time keeper on the Altrincham Railway, April 7 at 1, County Court of Lancashire, at Manchester.—*Hen. Hudson*, Stockport, Cheshire, publican, April 7 at 10, County Court of Cheshire, at Stockport.—*Richard Joey*, Portreath, Illogan, Cornwall, beer seller, April 14 at 11, County Court of Cornwall, at Redruth.—*Richard Jacks* and *Thomas Jacks*, Kirkdale, Walton-on-the-Hill, Lancashire, chemists, April 10 at 10, Liverpool District County Court, at Liverpool.—*Thomas Richard Sudlow*, West Derby, Lancashire, bookkeeper, April 10 at 10, Liverpool District County Court, at Liverpool.—*Thos. R. Abbott*, Witham, Essex, out of business, April 13 at 12, County Court of Essex, at Chelmsford.—*Samuel Dickinson*, Adlington, Lancashire, out of business, April 22 at 9, County Court of Lancashire, at Chorley.—*Eldred Fillery*, Horsham, Sussex, butcher, April 18 at 10, County Court of Sussex, at Horsham.—*Wm. Sturt*, New Shoreham, Sussex, carpenter, April 15 at 10, County Court of Sussex, at Brighton.—*Joseph Oakley*, Brighton, Sussex, out of business, April 15 at 10, County Court of Sussex, at Brighton.—*Charles Pearce*, Scarborough, Yorkshire, innkeeper, April 18 at 10, County Court of Yorkshire, at Scarborough.—*Harriet Payne*, Cheltenham, Gloucestershire, out of business, April 19 at 10, County Court of Gloucestershire, at Cheltenham.—*Geo. Prideaux*, Barnstaple, Devonshire, basket maker, April 5 at 10, County Court of Devonshire, at Barnstaple.—*Richard Webb*, Askern, Campsall, Yorkshire, butcher, April 10 at 10, County Court of Yorkshire, at Doncaster.—*Thomas Shepherd*, Bradworthy-town, Devonshire, shoemaker, April 6 at 10, County Court of Devonshire, at Bideford.—*Sarah Wright*, Manchester, out of business, April 12 at 1, County Court of Lancashire, at Salford.—*Robert Howcroft*, Wisbeach St. Peter's, Cambridgeshire, butcher, April 7 at 4, County Court of Cambridgeshire, at Wisbeach.—*William Berridge Hall*, Wisbeach St. Mary's, Cambridgeshire, tailor, April 7 at 4, County Court of Cambridgeshire, at Wisbeach.—*Edward Roper*, Colchester, Essex, chemist, April 24 at 12, County Court of Essex, at Colchester.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

April 12 at 11, before Mr. Commissioner HARRIS.

*Charles Cowdery*, Uxbridge-moor, Hillingdon, Middlesex, labourer.—*Henry Dunthorn*, Tyson's-yard, Tooley-street, Southwark, Surrey, cooper.

April 12 at 10, before Mr. Commissioner LAW.

*John Ditchfield*, Whitecross-street, St. Luke's, Middlesex, shoemaker.—*William Wood*, Kinaston-street, Gibson-street, Waterloo-road, Lambeth, Surrey, carpenter.

April 13 at 11, before the CHIEF COMMISSIONER.

*John Randall*, North-place, Cumberland-market, Regent's-park, Middlesex, out of employ.—*Philip Wadland*, Tothill-street, Westminster, Middlesex, hair dresser.—*John Garrad*, Amman-house, High-street, Wandsworth, Surrey, grocer.—*J. Bride*, Sewardstone, Waltham-cross, Essex, beer-shop keeper.—*James Page*, Hoxton Old-town, Middlesex, out of business.—*Charles Davies*, Tyler's-court, Regent-street, Middlesex, fishmonger.

*April 13 at 10, before Mr. Commissioner HARRIS.*  
*John Betchley, Croydon, Surrey, wheelwright.*

*April 13 at 10, before Mr. Commissioner PHILLIPS.*  
*John Silcock, Pickering-place, Lower-road, Islington, Middlesex, ham merchant.—Henry C. Griffiths, Croyley-terrace, Wenlock-street, New North-road, Middlesex, professor of music.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Wm. Dight Gray, Exeter, glover, No. 64,894 C.; Geo. W. Turner, assignee.—George Stanney, Staleybridge, Lancashire, grocer, No. 68,614 C.; James Richard Horner, assignee.—James Hartley, Leeds, Yorkshire, rag merchant, No. 68,790 C.; John Smalley, assignee.—Wm. Gough, Ecclestone, near St. Helen's, Lancashire, glass bottle manufacturer, No. 68,853 C.; Richard Hadland, assignee.—William Wood, Wakefield, Yorkshire, boot maker, No. 68,983 C.; John Gill, assignee.—William Austerfield, Wakefield, Yorkshire, innkeeper, No. 69,009 C.; John Barrans, assignee.—William Waddington, Halifax, Yorkshire, card maker, No. 69,027 C.; Thomas Mitchell, assignee.—Fred. B. Lamb, Salford, Lancashire, chemist, No. 69,030 C.; Wm. T. Banester and Wm. A. M'Gill, assignees.—Peter Nowell, Colne, Lancashire, attorney at law, No. 69,045 C.; John Turner, assignee.—Geo. Cooper, Chorlton-upon-Medlock, Lancashire, corn factor, No. 69,051 C.; Michael Sanderson, assignee.—W. Elliott, Little Marsden, near Colne, Lancashire, joiner, No. 69,084 C.; Francis Hartley, assignee.—Samuel Hanson, Oldham, Lancashire, joiner, No. 69,089 C.; Wm. Hirst and Wm. Cowper, assignees.—Wm. K. Ferguson, Manchester, commercial traveller, No. 69,097 C.; I. W. Petty and S. Smith, assignees.—Peter Kirkham, Salford, Lancashire, butcher, No. 69,098 C.; Thomas Bennett, assignee.—Seth Hawkyard, Birkenhead, Cheshire, in no business, No. 69,105 C.; James Seel, assignee.—Wm. B. Brewer, Salford, Lancashire, hop merchant, No. 69,108 C.; Henry Sargent, assignee.—John Green, Combs, near Stowmarket, Suffolk, wheelwright, No. 55,099 C.; Wm. Felgate and Robert Guefer, assignees.—John Cuiasset, Liverpool-street, Walworth-road, Surrey, jeweller, No. 59,382 T.; Robert James Chaplin, assignee.—Louis Favre, James-st., Haymarket, Middlesex, watchmaker, No. 59,638 T.; Lucien Marchand, assignee.*

*Saturday, March 25.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*John Green Dawning, Wellington-place, Wellington-road, Camberwell, Surrey, jeweller: in the Debtors Prison for London and Middlesex.—John Leatherby, Michael's-place, Brompton, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—J. S. Bryan, Gilbert-street, Oxford-st., Middlesex, baker: in the Debtors Prison for London and Middlesex.—Charles Horn, Leigh-street, Brunswick-square, Middlesex, working jeweller: in the Debtors Prison for London and Middlesex.—James Pearce, Tarnford, Chesham, Hertfordshire, greengrocer: in the Debtors Prison for London and Middlesex.—Charles B. Hills, Herbert-street, New North-rd., Hoxton, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—Henry Barras, Mitre-street, Aldgate, London, dealer in china: in the Debtors Prison for London and Middlesex.—Fred. White, Henrietta-street, Manchester-square, Middlesex, shoe maker: in the Debtors Prison for London and Middlesex.—James Thorp the younger, Woodside, Croydon, Surrey, out of business: in the Gaol of Surrey.—Wm. Tringham, Raxteth-cottage, Harrow, Middlesex, commander in the Royal Navy on half-pay: in the Debtors Prison for London and Middlesex.—W. F. Mequm, Clement's-inn, Strand, Middlesex, engraver on wood: in the Debtors Prison for London and Middlesex.—Cornelius Darcey, Keppel-mews South, Russell-sq., Middlesex, cowkeeper: in the Debtors Prison for London and Middlesex.—Ezra Miles, Stoke Hammond, Soulbury, Buckinghamshire, general merchant: in the Queen's Prison.—Alfred Wade, Earl-street, Finsbury, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—Geo. Kemp, Mount Pleasant, Fairford, Gloucestershire, schoolmaster: in the Gaol of Gloucester.—Robert Jones, Ruthin, Denbighshire,*

*slater: in the Gaol of Ruthin.—Thomas Huckin, Banpa, Oxfordshire, out of business: in the Gaol of Oxford.—Wm. Mahon, Brook-green-terrace, Hammersmith, Middlesex, in no trade: in the Gaol of Wilton.—Wm. Parkinson, Cernook, Blackburne, Lancashire, cotton manufacturer: in the Gaol of Lancaster.—John Green, Friargate, Preston, Lancashire, out of business: in the Gaol of Lancaster.—A. Franklin, Long Millgate, Manchester, out of business: in the Gaol of Lancaster.—Mr. J. H. Davies, Rusholme, Manchester, saddler: in the Gaol of Lancaster.—J. R. Jessop, Bail, Yorkshire, cabinet maker: in the Gaol of York.—John Fra the younger, late of and commander of the steam-boat on the Cornwall, trading from Hayle, Cornwall, to Bristol, Gloucestershire, ship master: in the Gaol of Bodmin.—E. Pugh, Dolgelley, Merionethshire, guide: in the Gaol of Dolgelley.—Edward Williams, Ruthin, Denbighshire, clock maker: in the Gaol of Ruthin.—Rob. Sackville Molew, Royal Marine-barracks, Chatham, Kent, lieutenant in Majesty's Royal Marines: in the Gaol of Maidstone.—J. Frost, Beresford-street, Woolwich, Kent, dealer in bottled beer: in the Gaol of Maidstone.—Soloman Norman, Midsborough, Yorkshire, assistant to a flour dealer: in the Gaol of Durham.—James Green, Altham, near Burnley, Lancashire, licensed victualler: in the Gaol of Lancaster.—John Bird, Canton, near Cardiff, Glamorganshire, assistant to a broker: in the Gaol of Cardiff.—Thomas Avison, Lark, Yorkshire, commercial traveller: in the Gaol of York.—J. Froggatt, Newark-upon-Trent, Nottinghamshire, butcher: in the Gaol of Radford Peverel.—Richard Callaway, Southampton, dealer in milk: in the Gaol of Southampton.—J. Callaway, Southampton, coach builder: in the Gaol of Southampton.—Soloman Beesley, Short-leath, Wolverhampton, Staffordshire, iron dealer: in the Gaol of Stafford.—J. Pershore, Worcestershire, shopkeeper: in the Gaol of Worcester.—Samuel Need Thurman, Hulme, Manchester, w bonnet manufacturer: in the Gaol of Lancaster.—Elizabeth Pomfret, widow, Friargate, Preston, Lancashire, draper: in the Gaol of Lancaster.—Thomas Hales, Basford, Nottinghamshire, frame-work knitter: in the Gaol of Radford Peverel.—Robert Dobson, Knarborough, Yorkshire, joiner: in the Gaol of Knarborough.—Richard Dunderdale, Green-bank, Fylde-road, Preston, Lancashire, out of business: in the Gaol of Lancaster.—C. Catterall, Preston, Lancashire, out of business: in the Gaol of Lancaster.—John Clough, Cax, Lancashire, shoe maker: in the Gaol of Lancaster.—B. Le Liverpool, out of business: in the Gaol of Lancaster.—W. Baker, Carlton, Nottinghamshire, butcher: in the Gaol of Radford Peverel.—W. Middleton, Toddwick, near Rotherham, Yorkshire, farmer: in the Gaol of York.—George Woodin, Tow Law, near Wolsingham, Durham, pitman: in the Gaol of Durham.—Thos. Barley, Yaxley, Huntingdonshire, baker in the Gaol of Huntingdon.*

*The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—*

*April 11 at 11, before the CHIEF COMMISSIONER.*

*John Pasion the younger, Uxbridge-road, Edling, Middlesex, market gardener.—Wm. Menzie, Markham-st., Chelsea, Middlesex, hair dresser.—Joseph Cocking, Willow-terrace, Vauxhall-bridge-road, Middlesex, third table docket in Majesty's household.—John Mayberry, Old-road, Surrey, Middlesex, out of business.—Robert Seaborn, Earl-horse, Denmark-street, Camberwell, Surrey, out of business.*

*April 12 at 11, before the CHIEF COMMISSIONER.*

*George T. Huggett, Mason's-place, York-street, Middlesex, coach maker.—Giffes Stackles, Oxford-street, Middlesex, bookseller.—Reuben Eden, Felix-terrace, Liverpool-road, Islington, Middlesex, auctioneer.*

*April 12 at 11, before Mr. Commissioner HARRIS.*

*George Bugg, Wood-street, Exmouth-street, Middlesex, carpenter.*

*April 12 at 10, before Mr. Commissioner LAW.*

*John H. Williamson, Fleet-street, London, engraver.—L. Bowden, Lisson-grove, Marylebone, Middlesex, saddler.—Charles Riddick, Loughborough-place, Brixton-road, Surrey, builder.*

*April 13 at 11, before Mr. Commissioner HARRIS.*

*Aaron Parfitt, Speenhamland, coach builder.*

*the County Court of Gloucestershire, at GLOUCESTER, April 14 at 10.*

*Wm. Woodward, Tewkesbury, milkman.—Mary Parker, wksbury, out of business.—Lucy Ann Parker, Tewkesbury, linen.—Wm. Giles, Cheltenham, baker.—George Kemp, Irford, teacher of music.*

*the County Court of Essex, at CHELMSFORD, April 13 at 12.*

*John Wallis, Colchester, furniture broker.*

*the County Court of Worcestershire, at WORCESTER, April 12.*

*William Latham, Worcester, earthenware dealer.*

*the County Court of Norfolk, at NORWICH CASTLE, April 13 at 10.*

*Henry Shepherd, Great Ormesby, out of business.*

*the County Court of Norfolk, at NORWICH, April 13 at 10.*

*Thomas Bacon, Norwich, baker.*

#### INSOLVENT DEBTORS' DIVIDENDS.

*Chas. J. L. Bennett, Montague-street, Whitechapel, Middlesex, horse dealer: 20s. in the pound.—Wm. Luan, Spalding, Lincolnshire, hatter: 4s. 1½d. in the pound.—Edward Orr, Bridport-place, New North-road, Hoxton, Middlesex, lecting clerk to an upholsterer: 4s. in the pound.—James binson, New Bond-street, Middlesex, dealer in curiosities: in the pound.—Thomas Collier, Stock's-hill, Holbeck, or Leeds, Yorkshire, butcher: 1s. 5d. in the pound.—G. Cammell, Trinity-square, Southwark, Surrey, clerk: 3s. in the pound.—Wm. Henry Smith, Auelea-street, Walworth, Surrey, clerk in the customs: 5s. 6d. in the pound.—m. Henry Chapman, Somerset-place, Havel-street, Camwell, Surrey, grocer: 3s. 2d. in the pound.—J. Heltzer, alk-pitt-hill, Chatham, Kent, farmer: 1s. 5½d. in the pound.—John Drew, Bristol, victualler: 8s. 1d. (making 20s. in the ind).*

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#### FRIDAY, MARCH 31.

##### BANKRUPTS.

*FRED OCTAVIUS TANNER, Edmonton, Middlesex, ruiterer, dealer and chapman, April 7 at half-past 1, and May 12 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Towne, 9, Devonshire-square, Bishopsgate.—Fiat dated March 11.*

*LLIAM BEACH, Salisbury, Wiltshire, cutler and surgical instrument maker, April 13 at half-past 1, and May 12 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Jones, Quality-court, London.—Fiat dated March 30.*

*HN BATES, Kettering, Northamptonshire, watch maker and auctioneer, April 13 and May 12 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Fearnhead, 7, Clifford's-inn, London.—Fiat dated March 30.*

*MES GREEN, Barbican, London, wholesale hat and cap varehouseman and cap manufacturer, leather seller, shoe actor, and general agent, dealer and chapman, April 7 at 2, and May 12 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Depree, 9, Lawrence-lane, Cheapside.—Fiat dated March 30.*

*ORGE DUGLAS, Brunswick-place, Old Kent-road, Surrey, linen draper, dealer and chapman, April 11 at half-past 1, and May 12 at 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Cooper, 17, Hatton-garden.—Fiat dated March 28.*

*NIEL GREENAWAY PORTER, Great Tower-street, London, wine merchant, April 7 and May 18 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Tilson & Co., Coleman-street.—Fiat dated March 18.*

*HN ROBERTS and WILLIAM HAMMILL ROBERTS, Liverpool, ironmongers and ship smiths, dealers and chapmen, (carrying on trade under the firm of John Roberts & son), April 19 and May 5 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Grocott, Liverpool; Johnson & Co., Temple, London.—Fiat dated March 25.*

*JOHN COWARD, Kenton, near Harrow, Middlesex, school-master, cattle and sheep salesman, butcher, dealer and chapman, April 8 at 2, and May 18 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Hughes, Chapel-street, Bedford-row.—Fiat dated March 20.*

*CHARLES EDWARD COLLS, High-st., Poplar, Middlesex, draper, April 12 at 2, and May 13 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Sole & Turner, 68, Aldermanbury.—Fiat dated March 30.*

*WILLIAM PATRICK, Farnham, Surrey, builder and stone mason, April 12 at half-past 12, and May 13 at half-past 2, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Nicols, Farnham; Johnstone & Co., Temple.—Fiat dated March 25.*

*AMOS POTTER, Pakenham, Suffolk; butcher, dealer and chapman, April 12 at half-past 1, and May 18 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Galsworthy & Nichol, Cook's-court, Carey-street.—Fiat dated March 22.*

*WILLIAM PELL, Upper Thames-st., London, merchant, dealer and chapman, April 11 and May 12 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Marten & Co., 37, Commercial Sale-rooms, Mincing-lane.—Fiat dated March 20.*

*FREDERICK ELPHICK, Castle-street East, Oxford-market, Middlesex, glass cutter, plumber and glazier, dealer and chapman, April 13 at 2, and May 16 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Dyer & Quick, 27, Ely-place, Holborn.—Fiat dated March 30.*

*DAVID GILBY, Bures St. Mary, Suffolk, and Bures Hamlet, Essex, coach builder, dealer and chapman, April 11 at half-past 2; and May 16 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Gooday, 14, South-square, Gray's-inn.—Fiat dated March 29.*

*WILLIAM EDMUNDS, Tottenham, and Wenlock-road, City-road, Middlesex, tailor and draper, dealer and chapman, April 11 and May 12 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Wilson, 15, Farnival's-inn, Holborn.—Fiat dated March 29.*

*RICHARD BAYES PERKINS, Coventry, carrier and leather seller, dealer and chapman, April 13 and May 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Troughton & Lea, Coventry; Austen & Hobson, 4, Raymond-buildings, London.—Fiat dated March 28.*

*RICHARD IRELAND, Wem, Shropshire, wine and spirit merchant, April 12 at 11, and May 10 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Walmsley & Co., Wem; James, Birmingham.—Fiat dated March 21.*

*JOHN ALDERSEN, Tunstall, Staffordshire, druggist, dealer and chapman, April 15 at 11, and May 13 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Williams, Hanley, Staffordshire.—Fiat dated March 29.*

*SIMON KING, Cheltenham, Gloucestershire, dealer in cutlery, lamps, and hardware, dealer and chapman, April 18 at 12, and May 12 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Sabine, Bristol.—Fiat dated March 25.*

*EDWARD CHRISTOPHER HOLLAND, Honiton, Devonshire, surgeon and apothecary, April 13 and May 11 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Cox, Honiton; Daw, Exeter; Church, Bedford-row, London.—Fiat dated March 28.*

*FELIX O'HANTON, St. Thomas the Apostle, Devonshire, linen draper and mercer, dealer and chapman, April 12 and May 3 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Geare & Co., Exeter; Finch & Co., 57, Lincoln's-inn-fields, London.—Fiat dated March 29.*

*SAMUEL CURRY, Taunton, Somersetshire, brick maker, dealer and chapman, April 12 and May 8 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Stogdon, Southernhay, Exeter; Brace & Calt, Surrey-st., Strand, London.—Fiat dated March 23.*

*EDMUND HENDER, Bodmin, Cornwall, ironmonger, dealer and chapman, April 13 and May 11 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Commins & Son, Bodmin; Stogdon, Exeter; George and William Compton Smith, 5, Southampton-buildings, London.—Fiat dated March 23.*

**MARTIN CAWOOD**, Leeds, Yorkshire, iron founder and machine maker, dealer and chapman, April 20 and May 5 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Atkinson & Co., or Blackburn, Leeds; Hawkins & Co., New Boswell-court, London.—Fiat dated March 27.

**DANIEL BRADSHAW**, Netherthong, Almondbury, Yorkshire, merchant, April 11 and May 1 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Floyd, Huddersfield; Sadlow & Co., Bedford-row, London.—Fiat dated March 14.

**JAMES DAWSON GREEN**, Leeds, Yorkshire, plaid manufacturer, dealer and chapman, April 17 and May 8 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Shackleton, Leeds; Sadlow & Co., Bedford-row, London.—Fiat dated March 24.

**WILLIAM HENRY SPURR**, Liverpool, builder, April 14 and May 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Duncan & Co., Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated March 23.

**JAMES SMITH**, Birkenhead, Cheshire, slate and cement merchant, dealer and chapman, April 19 and May 5 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Brown, Liverpool; Wilkin, Farnival's-ina, London.—Fiat dated March 24.

**RICHARD SMITH**, Preston, Lancashire, corn merchant, miller, dealer and chapman, April 12 and May 4 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Turner & Son, Preston; Norris & Co., 20, Bedford-row, London.—Fiat dated March 16.

**EDWARD HALL**, Manchester, stock and share broker, dealer and chapman, April 11 and May 3 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sale & Co., Manchester; Reed & Co., Friday-st., Cheap-side, London.—Fiat dated March 20.

#### MEETINGS.

*James Mainer*, Southampton, Hampshire, saddler, April 13 at half-past 11, Court of Bankruptcy, London, last ex.—*Henry Searle*, Oxford, tailor, April 12 at 12, Court of Bankruptcy, London, last ex.—*Lyon Samuel*, Bury-st., St. Mary Axe, London, silversmith, April 14 at 12, Court of Bankruptcy, London, last ex.—*Thomas J. Fenton*, Falcon-square, Aldersgate, London, wine merchant, April 12 at half-past 1, Court of Bankruptcy, London, last ex.—*Charles Bertram* and *Wm. Parkinson*, Newcastle-upon-Tyne, merchants, April 20 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*James Harper*, Dudley, Worcestershire, and *Walsall*, Tipton, and *Bilston*, Staffordshire, mercer, April 10 at 11, District Court of Bankruptcy, Manchester, last ex.—*George Hargreaves* and *Joseph Hargreaves*, Manchester and Liverpool, merchants, April 10 at 11, District Court of Bankruptcy, Manchester, last ex.—*Edward Norris*, Manchester, commission agent, April 13 at 12, District Court of Bankruptcy, Manchester, last ex.—*John Porter*, Wormwood-st., London, cheese factor, April 22 at 12, Court of Bankruptcy, London, aud. ac.—*Edward Elwell*, West Bromwich, Staffordshire, ironfounder, April 22 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*John W. Underhill*, Birkenhead, Cheshire, laceman, April 21 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*John D. Blake*, Honiton, Devonshire, innkeeper, April 25 at 11, District Court of Bankruptcy, Exeter, aud. ac.—*John Porter*, Wormwood-st., London, cheese factor, April 22 at 12, Court of Bankruptcy, London, div.—*Joseph Price*, Birmingham, jeweller, April 22 at 11, District Court of Bankruptcy, Birmingham, aud. ac. and fin. div.—*James Corral*, Boston, Lincolnshire, shipowner, April 28 at 11, District Court of Bankruptcy, Nottingham, div.—*Wm. James*, Stone, Berkeley, Gloucestershire, builder, April 25 at half-past 11, District Court of Bankruptcy, Bristol, div.—*John Denner Blake*, Honiton, Devonshire, innkeeper, April 27 at 1, District Court of Bankruptcy, Exeter, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Robert Newbould*, East Retford, Nottinghamshire, draper, April 22 at 10, District Court of Bankruptcy, Sheffield.—*Jos. Burnside*, Richmond, Yorkshire, timber merchant, April 24 at 12, District Court of Bankruptcy, Leeds.—*Joseph Y.*

*Ashton*, Liverpool, builder, April 22 at 11, District Court of Bankruptcy, Liverpool.—*David Ross*, Birkenhead, Cheshire, builder, April 26 at 11, District Court of Bankruptcy, Liverpool.—*Francis B. Handerson*, Liverpool, ironmonger, April 22 at 11, District Court of Bankruptcy, Liverpool.—*Sam P. Roberts*, Llanddanson, Anglesey, grocer, April 26 at 11, District Court of Bankruptcy, Liverpool.—*John B. Glegg*, Birmingham, straw plait dealer, April 22 at 11, District Court of Bankruptcy, Birmingham.—*Richard Martin*, Tavistock, Devonshire, tanner, April 27 at 1, District Court of Bankruptcy, Exeter.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before April 21.*

*Wm. Morris*, Great Grimsby, Lincolnshire, builder.—*John Bell*, Lower Thames-st., London, fish factor.—*Charles Cotterill*, Walsall, Staffordshire, merchant.—*Frederick P. High-st.*, Southwark, Surrey, tallow chandler.—*Chas. W. Willsbridge*, Bitton, Gloucestershire, miller.—*Thos. Hax*, Bishopwearmouth, Durham, grocer.—*James Hall*, Salford, licensed victualler.—*Thos. Sartain* the younger, Bradford, Wiltshire, sheep dealer.—*Thos. Burton*, Commercial-road, Lambeth, Surrey, builder.—*John Brown*, John Edgeware-road, Middlesex, cheesemonger.—*Jos. Timper*, Ashton-under-Lyne, Lancashire, linen draper.

#### FIATS ANNULLED.

*Wm. Norley*, Paradise-st., Finsbury, Middlesex, dealer in cattle.—*Sam. Prentice*, Boxford, Suffolk, licensed victualler.

#### SCOTCH SEQUESTRATIONS.

*Wm. McFeat & Co.*, Glasgow, glass merchants.—*Alexander Mowat*, Aberdeen, manufacturer.—*Ann Macdonald and Co.*, Inverness, hotel keepers.—*Jas. Dryburgh*, Edinburgh, maker.—*Robt. Aitken*, Fisharrow, mill master.—*Beverly Brothers*, Dunfermline, coal masters.

#### DECLARATION OF INSOLVENCY.

*John Dyer*, Surrey-street, Strand, no business, April 11 at 11, Court of Bankruptcy, London.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection in Process.*

*John Stanley*, Penkridge, Staffordshire, shoemaker, April 17 at 10, County Court of Staffordshire, at Stafford.—*Jas. Boston*, Stafford, wardman at the County Gaol at Stafford, April 17 at 10, County Court of Staffordshire, at Stafford.—*Jas. Thomas*, April 10 at 10, County Court of Cornwall, at Helston.—*Thos. H. Blakey*, Huddersfield, Yorkshire, warehouseman, April 20 at 10, County Court of Yorkshire, at Huddersfield.—*Wm. Ormston*, Great Bolton, Lancashire, engineer, April 14 at 12, County Court of Lancashire, at Little Bolton.—*Chas. Haigh*, Lepton, Yorkshire, manufacturer of fancy cloths, April 20 at 10, County Court of Yorkshire, at Huddersfield.—*Rich. Walker*, Aspley, Yorkshire, woollen slubber, April 20 at 10, County Court of Yorkshire, at Huddersfield.—*Robt. Walker*, Aspley, Huddersfield, Yorkshire, woollen slubber, April 20 at 10, County Court of Yorkshire, at Huddersfield.—*Jonathan Binnis*, Huddersfield, Yorkshire, woollen manufacturer, April 20 at 10, County Court of Yorkshire, at Huddersfield.—*Thomas Levitt*, Kingston-upon-Hull, out of business, May 5 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Thomas Moss*, Kingston-upon-Hull, cabinet maker, May 5 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Sam. Green*, Kingston-upon-Hull, smith, May 5 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Joseph M. Britton*, Kingston-upon-Hull, bricklayer, May 5 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Joseph Whitlock*, Kingston-upon-Hull, butcher, May 5 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Wm. Waudby*, Kingston-upon-Hull, out of business, May 5 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*John Dibb*, Kingston-upon-Hull, tailor, May 5 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Henry Allen*, Redditch, Worcestershire, butcher, April 15 at 12, County Court of Worcestershire, at Redditch.—*Jos. Cookson*, Westbrook, Macclesfield, Cheshire, gardener, April 15 at 10, County Court of Cheshire, at Macclesfield.—*William Hope*, Kingsnorth, near Ashford, Kent, farmer, April 11 at 10, County Court of Kent, at St.



ngbourne.—*William Fryer*, Titchmarsh, near Thrapstone, Northamptonshire, tailor, April 13 at 11, County Court of Northamptonshire, at Thrapstone.—*Nath. Warren*, Dorchester, Dorsetshire, attorney's clerk, April 17 at 2, County Court of Dorsetshire, at Dorchester.—*Jonathan Cocker*, toney Middleton, Hathersage, Derbyshire, farmer, April 13 at 11, County Court of Derbyshire, at Bakewell.—*J. Maasen*, townham, Isle of Ely, Cambridgeshire, farmer, April 15 at 1, County Court of Cambridgeshire, at Ely.—*V. Wallis*, urry Rivell, near Langport, Somersetshire, retail seller of beer, April 17 at 10, County Court of Somersetshire, at Langport.—*Robt. Davies*, Knockin, Shropshire, farmer, April 20 at 12, County Court of Shropshire, at Oswestry.—*John Burlong*, Saffron Walden, Essex, gunsmith, April 11 at 10, County Court of Essex, at Saffron Walden.—*Jas. Sherring*, rooms Whitfield, Dorchester, Dorsetshire, farm bailiff, April 7 at 2, County Court of Dorsetshire, at Dorchester.—*Joseph F. Davis*, Bedford, butcher, April 17 at 2, County Court of Bedfordshire, at Bedford.—*Wm. Prior* the younger, Felpham, ear Bognor, Sussex, bricklayer, April 19 at 11, County Court of Sussex, at Chichester.—*Thos. Bradley*, Bootle-cum-inacre, Lancashire, commission agent, April 10 at 10, Liverpool District County Court, at Liverpool.—*Jas. Ashworth*, Vavertree, Childwall, Lancashire, joiner, April 10 at 10, Liverpool District County Court, at Liverpool.—*H. F. Hall*, Kingston-upon-Hull, shoe maker, May 5 at 10, County Court of Yorkshire, at Kingston-upon-Hull.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

April 14 at 10, before Mr. Commissioner LAW.

*John Day*, Platform, Rotherhithe, Surrey, lodging-house keeper.

April 17 at 10, before Mr. Commissioner LAW.

*Geo. Spooner*, High-st., Whitechapel, Middlesex, pastry cook.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

April 14 at 11, before Mr. Commissioner HARRIS.

*Chas. James Wilson*, Mount-terrace, Westminster-road, Surrey, and Fenchurch-st., London, auctioneer.

April 14 at 10, before Mr. Commissioner LAW.

*Hen. N. Ayres*, Gower-place, Euston-sq., New-road, Middlesex, out of business.

April 14 at 10, before Mr. Commissioner PHILLIPS.

*Geo. Trodd*, Frimley, near Farnham, Surrey, baker.—*Geo. E. Beane*, Grange-road, Kingland-road, Middlesex, printer.—*Jas. W. Fortune*, Kingston-upon-Thames, Surrey, book-eller.—*Sam. Howard*, North-street, Manchester-sq., Middlesex, coal dealer.—*John Bond*, Marshall-street, London-road, Southwark, Surrey, bricklayer.—*Felix Wm. Lankston*, Upper Seymour-street, Euston-square, Middlesex, surveyor.

April 17 at 11, before the CHIEF COMMISSIONER.

*Henry Robert Carr*, Great Peter-street, Westminster, Middlesex, ironfounder.—*John Little*, Queen's-buildings, Knights-ridge, Middlesex, out of business.—*Robert Bostock*, Habersashers'-place West, Hoxton, Shoreditch, Middlesex, coal merchant.—*Francis Smith*, Britannia-street, City-road, Middlesex, out of business.—*John Andrew Stirtion*, Shuter's-terrace, North-end, Fulham, Middlesex, out of business.—*John Seaman*, Tudor-cottage, Lower Norwood, Surrey, commission agent for the sale of cigars.—*Joseph West*, Britannia-street, City-road, Middlesex, lodging-house keeper.

April 17 at 11, before Mr. Commissioner HARRIS.

*Abigail Gossley*, Edward-street, Portman-square, Middlesex, milliner.—*Wm. Norfolk Melvin*, Wellington-terrace, Waterloo-road, Surrey, auctioneer.—*Wm. Hancock* the elder, few Charles-street, City-road, Middlesex, out of employ.—*John Dark*, Anchor and Hope-alley, St. George's East, Wapping, Middlesex, baker.

April 17 at 10, before Mr. Commissioner LAW.

*Charles Booth Hill*, Herbert-street, New North-road, Islington, Middlesex, in no business.

At the County Court of Lancashire, at LANCASTER, April 15 at 10.

*Richard Ward*, Blackburn, out of business.—*John Green*, Preston, out of business.—*Wm. Preston*, Salford, out of business.—*Josiah Henry Davies*, Manchester, out of business.—*John M'Alpine*, Liverpool, captain of a ship.—*Cuthbert Catterall*, Preston, out of business.—*Robert Morris*, Birkenshead, near Liverpool, corn factor.—*A. G. Franklin*, Manchester, out of business.—*J. Miller*, Lancaster, book keeper.—*George Hindley*, Red-bank, cabinet maker.—*John Holt*, Cross-gates, Barrowford, near Colne, licensed victualler.—*S. Musgrove*, Manchester, chemist.—*John Pickup*, Saddington, near Clitheroe, licensed victualler.—*Elizabeth Ponsford*, Preston, draper.

April 17, at the same hour and place.

*Saml. Barlow*, Manchester, out of business.—*B. Levi*, Liverpool, out of business.—*Berg. Getley*, Ravenhead, St. Helen's, warehouseman.—*Simon Coates*, Rochdale, retail dealer in ale.—*Samuel N. Thurman*, Hulme, Manchester, straw bonnet manufacturer.—*John Clough*, Colne, shoemaker.—*John M'Connell*, Manchester, retail dealer in ale.—*Saml. Newton*, Oldham, roller coverer.—*Wm. Robinson*, Chorlton-upon-Medlock, Manchester, out of business.—*J. Chadwick*, Rhodes Pilkington, near Manchester, commission agent.—*Robert Lee*, Butterworth, near Rochdale, oil dealer.—*Christopher Stephenson*, Colne, Orleans manufacturer.—*Richard Lord*, Rochdale, farmer.—*John Haworth* the younger, Isle of Man, near Newchurch, Rosendale, cotton manufacturer.—*John A. Bromley*, Manchester, shoe dealer.

At the County Court of Gloucestershire, at GLOUCESTER, April 14.

*William G. Harman*, Gloucester, innkeeper.

At the County Court of Kent, at DOVER, April 17 at 10.

*John S. Witherden*, Ramsgate, bellhanger.

At the County Court of Yorkshire, at KINGSTON-UPON-HULL, May 5 at 10.

*John Tufing* the younger, Norwood, out of business.

At the County Court of Bedfordshire, at BEDFORD, April 17 at 2.

*William Craddock*, Bedford, carpenter.

At the County Court of Staffordshire, at STAFFORD, April 17 at 10.

*Soloman Beesley*, Wolverhampton, iron dealer.

#### MEETING.

*D. Barker*, Houghton-on-the-Hill, Leicestershire, slaughterman, April 15 at 12, at Dudley's, Leicester, sp. aff.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 3, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situated in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, April 1, 1848.

# The Jurist

No. 587—VOL. XII.

APRIL 8, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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LONDON, APRIL 8, 1848.

THE liability of a hundred to make compensation for damage done by rioters becomes rather serious in times of popular excitement, when the organ of destructiveness is strongly developed in the individual and collective heads of the people.

This liability, however, has been placed within such narrow limits by legislative enactments, that numerous instances of injury by rioters may occur, in which the sufferer has no remedy beyond what may be afforded by proceeding against the offenders themselves. We perceive that a bill is about to be introduced into Parliament to extend this remnant of Saxon policy, and we propose, in the present article, briefly to consider the nature of the charge upon the hundred in this respect as it at present exists.

All prior statutes relating to the subject were repealed by 7 & 8 Geo. 4, c. 27, and the statute-law upon it is now contained and consolidated in 7 & 8 Geo. 4, c. 31. By the 2nd section of the last-mentioned act, if any church or chapel, or house, stable, coachhouse, out-house, warehouse, office, shop, mill, malt-house, barn, or any building or erection used in carrying on trade or manufacture, or any machinery prepared for or employed in any manufacture, (extended by 2 & 3 Will. 4, c. 72, to threshing machines), or any steam engine, or other engine for sinking, draining, or working any mine, or any building used in conducting the business of any mine, or any bridge, waggon-way, or trunk for conveying minerals from any mine, shall be feloniously demolished, pulled down, or destroyed wholly or in part by any persons riotously and tumultuously assembled together, the inhabitants of the hundred, wapentake, ward, or other district in the nature of a hundred, in which any of the said offences shall be committed, shall be liable to yield full compensation to the persons dam-

nified by the offence, not only for the damage done to any of the subjects before enumerated, but also for any damage which may at the same time be done by any such offenders to any fixture, furniture, or goods whatever in any such church, chapel, house, or other of the buildings or erections aforesaid. By the 12th section, where the damage is committed in any county of a city, or in any liberty, &c., which is not within any hundred, or does not contribute to the county-rate, such county, liberty, &c. shall be liable like the hundred.

The other sections of the act relate to the practical modes of proceeding for the enforcement of the remedy.

The injury to be within the act, therefore, must be committed by persons riotously and tumultuously assembled together, and must in itself amount to a felony. Indeed the 7 & 8 Geo. 4, c. 31, was enacted so as to comprehend the offences mentioned in the 8th section of the 7 & 8 Geo. 4, c. 30, whereby it is enacted, "That if any persons riotously and tumultuously assembled together to the disturbance of the public peace shall unlawfully and with force demolish, &c., or begin to demolish, &c., any church or chapel (and so on exactly as in the above sect. 2 of 7 & 8 Geo. 4, c. 31), every such offender shall be guilty of felony."

Therefore an inquiry into the liability of the hundred resolves itself into an inquiry whether an indictment framed upon 7 & 8 Geo. 4, c. 30, s. 8, could be sustained against the offenders.

The statute does not give any definition of riot, which remains as at common law, namely, a tumultuous disturbance of the peace by three persons or more assembling together of their own authority with an intent mutually to assist one another against any who shall oppose them in the execution of some enterprise of a private nature, and afterwards actually executing the same in a violent and turbulent manner, to

of the people, whether the act intended be of itself lawful or unlawful. (Russell on Crimes by Greaves (3rd ed.), vol. 1, p. 266). But if *any one* of her Majesty's subjects be terrified, this is sufficient terror to substantiate that part of the charge of riot under the stat. 7 & 8 Geo. 4, c. 30. (*Reg. v. Langford*, 1 Car. & M. 602).

In an action on the Riot Act (1 Geo. 1, stat. 2, c. 5) against the hundred, it was held necessary to shew that the rioters were guilty of a felony within that statute. Therefore, where it appeared that a mob had broken the windows of the plaintiff's house, the stanchions of the windows, the uprights of the sashes, and all the window-shutters on the inside, because he had not illuminated in honour of Lord St. Vincent's victory over the Spanish fleet, it was held not to be a beginning to demolish the plaintiff's house within the 4th section of that act, so as to make the offenders guilty of felony, and, therefore, the hundred was not liable. (*Reid v. Clarke*, 7 T. R. 496).

It is not a "beginning to demolish" a house within the act, unless the jury be satisfied that the ultimate object of the rioters was to demolish the *whole* house, and that if they had carried their intention into full effect, they would, in point of fact, have demolished it. If they merely do an injury to the house, and then go away as having completed their purpose, it is not a beginning to demolish within the statute. (*R. v. Thomas*, 4 C. & P. 237; *R. v. Price*, 5 C. & P. 510; *R. v. Howell*, 9 C. & P. 437; *R. v. Adams*, 1 C. & M. 299; *R. v. Ashton*, 1 Lewin, 296). Where a mob, after an obnoxious person had escaped, continued to attack a house, until the police interfered, it was left to the jury to say whether they had not the intention to demolish the house, as well as to injure the person; and the jury being of that opinion found the defendants guilty. (*R. v. Batt*, 6 C. & P. 329; and see *R. v. Howell*, 9 C. & P. 437).

This construction of the statute of course takes out of its operation the mere window breaking, which appears to be the most approved mode of demolition among both paupers and rioters.

It is a sufficient "demolishing" of a house, if it be so far destroyed as to be no longer a house; and the fact that the rioters left a chimney standing makes no difference. (*Reg. v. Langford*, 1 C. & M. 602).

In order to prove that there was a beginning to demolish the house, it must be shewn that some part of the freehold was destroyed; it is not, therefore, sufficient to prove that moveable shop shutters were destroyed. (*Reg. v. Howell*, 9 C. & P. 437\*).

Although setting fire to a house is a substantive felony, yet, if fire is made the means of attempting to destroy a house, it is as much a beginning to demolish as if any other mode of destruction were resorted to. (Ib.) If persons riotously assemble and demolish a house, really believing that it is the property of one of them, and act *bonâ fide* in the assertion of a supposed right, this is not a felonious demolition within the act, even although there be a riot. (*Reg. v. Langford*, 1 C. & M. 602).

With regard to the principle adopted in assessing the amount of compensation, the case of *The Duke of Newcastle v. The Hundred of Bracton* (4 B. & A. 273) may be cited. That was an action to recover damages for the felonious demolition in part of Nottingham Castle by rioters; and it was decided, that, in assessing the compensation, the jury should consider what sum was necessary to repair the injury, and replace the building in the state it was in when the outrage was committed, and not whether the castle was an ancient possession of the family of the plaintiff or whether the plaintiff was likely to reside there, whether it was suitable for such residence. The Court in that case estimated the damages at 21,000*l.*, and the Court did not, under the circumstances, consider the excessive.

## Court Papers.

EQUITY SITTINGS IN AND BEFORE EAST-  
TERM, 11 VICT. 1848.

### Court of Chancery.

Before the LORD CHANCELLOR, at Lincoln's Inn.

Monday .. April 10	Seal Day.—Appeal Motions and Appeals.
Tuesday .....	11
Wednesday .....	12
Thursday .....	13
Friday .....	14

(Petition-day).—Petitions.

At Westminster.

Saturday .....	15	Appeal Motions and Appeals.
Monday .....	17	
Tuesday .....	18	Appeals.
Wednesday .....	19	
Thursday .....	20	Appeal Motions and Appeals.
Friday .....	21	
Saturday .....	22	No Sittings.
Monday .....	24	
Tuesday .....	25	
Wednesday .....	26	Appeals.
Thursday .....	27	Appeal Motions and Appeals.
Friday .....	28	(Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	29	
Monday ... May 1		
Tuesday .....	2	Appeals.
Wednesday .....	3	
Thursday .....	4	Appeal Motions and Appeals.
Friday .....	5	(Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	6	
Monday .....	8	
Tuesday .....	9	Appeals.
Wednesday .....	10	
Thursday .....	11	(Petition-day).—Unopposed Petitions and Appeals.
Friday .....	12	Appeal Motions and Appeals.

N. B.—Such days as his Lordship sits in the House of Lords excepted.

### Vice-Chancellors' Courts.

Before the VICE-CHANCELLOR OF ENGLAND, at Lincoln's Inn.

Monday ... April 10	Seal Day.—Motions.
Tuesday .....	11
Wednesday .....	12
Thursday .....	13
Friday .....	14

(Petition-day).—Short Causes and Petitions.

At Westminster.

Saturday .....	15	Motions.
Monday .....	17	
Tuesday .....	18	Pleas, Demurrers, Exceptions, Cases and Further Directions.
Wednesday .....	19	

\* Windows are said to be part of a house, and therefore it is that demolition of them is waste. (Co. Litt. 53. a., and *Herlakenden's case*, 4 Co. 63 b.)

Monday .....	20	Motions.
Tuesday .....	21	No Sittings.
Wednesday .....	22	
Thursday .....	24	
Friday .....	25	
Saturday .....	26	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Sunday .....	27	Motions.
Monday .....	28	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Tuesday .....	29	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	1	
Thursday .....	2	Motions.
Friday .....	3	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	4	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Sunday .....	5	Motions.
Monday .....	6	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Tuesday .....	7	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	8	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Thursday .....	9	
Friday .....	10	Motions.
Saturday .....	11	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Sunday .....	12	Motions.

Before VICE-CHANCELLOR KNIGHT BRUCE, at Lincoln's Inn.

Monday ... April	10	Seal Day.
Tuesday .....	11	Motions.
Wednesday .....	12	Bankrupt Petitions.
Thursday .....	13	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	14	(Petition-day).—Petitions, Short Causes, and Causes.

At Westminster.

Saturday .....	15	Motions.
Sunday .....	16	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	17	Bankrupt Petitions.
Tuesday .....	18	Motions.
Wednesday .....	19	(Petition-day).—Petitions and Causes.
Thursday .....	20	Short Causes and Causes.
Friday .....	21	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday .....	22	Bankrupt Petitions.
Sunday .....	23	Motions.
Monday .....	24	(Petition-day).—Petitions and Causes.
Tuesday .....	25	Short Causes and Causes.
Wednesday .....	26	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday .....	27	Bankrupt Petitions.
Friday .....	28	(Petition-day).—Petitions, Short Causes, and Causes.
Saturday .....	29	Motions.

Before VICE-CHANCELLOR WIGRAM, at Lincoln's Inn.

Monday ... April	10	Motions and Causes.
Tuesday .....	11	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	12	
Thursday .....	13	(Petition-day).—Short Causes and Petitions.
Friday .....	14	Motions.

At Westminster.

Saturday .....	15	Motions and Causes.
Sunday .....	16	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	17	Motions and Ditto.
Tuesday .....	18	No Sittings.
Wednesday .....	19	
Thursday .....	20	
Friday .....	21	
Saturday .....	22	No Sittings.
Sunday .....	23	
Monday .....	24	No Sittings.
Tuesday .....	25	

Wednesday ....	26	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday .....	27	Motions and Ditto.
Friday .....	28	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday .....	29	Short Causes, Petitions, (unopposed first), and Causes.
Monday .... May	1	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	2	Motions and Ditto.
Wednesday ....	3	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday .....	4	Short Causes, Petitions, (unopposed first), and Causes.
Friday .....	5	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday .....	6	Short Causes, Petitions, (unopposed first), and Causes.
Monday .....	8	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	9	(Petition-day).—Short Causes, Petitions, (unopposed first), and Causes.
Wednesday ....	10	Motions and Causes.
Thursday .....	11	
Friday .....	12	

## London Gazette.

TUESDAY, APRIL 4.

### BANKRUPTS.

HENRY DAVEY CURTIS COLE, Earl's-court, Old Brompton, Middlesex, boarding and lodging-house keeper, dealer and chapman, April 12 at half-past 12, and May 11 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Marson & Dadley, 6, Union-street, Southwark, Surrey.—Fiat dated March 24.

JOHN COBB, Northumberland-street, Strand, Middlesex, boarding and lodging-house keeper, dealer and chapman, April 11 at 2, and May 15 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Smith, Furnival's-inn.—Fiat dated March 30.

HENRY ROOSE, Salisbury-street, Strand, Middlesex, and Liverpool, merchant, dealer and chapman, (trading there under the firm of Henry Roose & Co., also carrying on business at Messina, in the island of Sicily, in partnership with Richard Hopkins, trading under the style or firm of Hopkins, Roose, & Co., as general merchants), April 13 and May 15 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. George, Villiers-street, Strand.—Fiat dated March 31.

WILLIAM CHILD, Chertsey, Surrey, grocer, dealer and chapman, April 12 at half-past 2, and May 12 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. King & Co., Temple.—Fiat dated March 28.

HENRY COST, Ivy-lodge, Clepton, Middlesex, publisher, music seller, dancing master, dealer and chapman, April 13 at half-past 2, and May 18 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Hope, Furnival's-inn.—Fiat dated April 1.

JOHN MILLER and GEORGE NIGHTINGALE, Great Dover-street, Southwark, Surrey, drapers, April 12 and May 11 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Reed & Co., Friday-street, Cheapside.—Fiat dated March 29.

JOHN ALDERSEA, Tunstall, Staffordshire, druggist, dealer and chapman, April 15 and May 13 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Williams, Hanley, Staffordshire.—Fiat dated March 29.

WILLIAM RIDGWAY, Hanley, and Shilton, Staffordshire Potteries, Staffordshire, manufacturer of earthenware, April 19 and May 25 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Motteram & Co., Birmingham; Emmet & Knight, 14, Bloomsbury-square, London.—Fiat dated March 29.

LETTICE FARRANDS, Nottingham, innkeeper, April 14 and May 12 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Shilton & Son, Nottingham.—Fiat dated March 29.

THOMAS EDWARDS, Burslem, Staffordshire, manufacturer of earthenware, dealer and chapman, April 15 and May 16 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Williams, Hanley.—Fiat dated March 31.

**MATTHEW DAY**, Weston-super-Mare, Somersetshire, miller, dealer and chapman, April 17 and May 11 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Ayre, jun., Bristol; Boykett, Chancery-lane, London.—Fiat dated March 27.

**JOHN HOOPER DAVIES**, Merther Tydfil, Glamorgan-shire, grocer, dealer and chapman, April 18 and May 9 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Perkins, Bristol.—Fiat dated March 25.

**JOSEPH BARRETT**, Exeter, post master, livery-stable keeper, dealer and chapman, April 19 and May 17 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-street, London.—Fiat dated March 31.

**HENRY REDFEARN**, Sheffield, Yorkshire, saw manufacturer, (trading under the firm of Gregory & Redfearn), April 15 and May 13 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Branson, Sheffield; Moss, Serjeant's-inn, London.—Fiat dated March 14.

**WILLIAM LOMBARDINI**, Huddersfield, Yorkshire, carver and gilder, looking-glass maker, dealer and chapman, April 20 and May 12 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Bond & Barwick, Leeds; Murdoch, Furnival's-inn, London.—Fiat dated March 18.

**CHARLES TURNER**, West Royd-hill, Pudsey, Yorkshire, clothier, dealer and chapman, April 18 and May 9 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Harle & Clark, Leeds; Jones & Co., John-street, Bedford-row, London.—Fiat dated March 21.

**AMOS BARKER**, Bradford, and Horton, near Bradford, Yorkshire, worsted manufacturer, commission agent, dealer and chapman, April 17 and May 8 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Barret, Bradford; E. and J. M. Barrett, Leeds; Singleton & Co., Great James street, London.—Fiat dated March 25.

**THOMAS M'ENTEGART**, Liverpool, corn dealer, corn broker, dealer and chapman, April 18 and May 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Frodsham, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated March 28.

**ROBERT WILKINSON BARNES**, Stockport, Cheshire, cabinet maker, dealer and chapman, April 17 and May 8 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Vaghan & Co., Stockport; Bower & Son, Chancery-lane, London.—Fiat dated March 30.

**WILLIAM JONES**, Manchester, stationer, accountant, and agent, April 19 and May 11 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Andrew, Manchester; Smith & Witham, Bedford-row, London.—Fiat dated March 27.

**JAMES HORSFIELD**, Sunderland, Durham, merchant tailor, April 13 at half-past 10, and May 11 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Fell, Sunderland; Rolfe & Edmund, 12, South-aq., Gray's-inn, London.—Fiat dated March 29.

**EDWARD MESNARD**, Sunderland, Durham, merchant, dealer and chapman, and **JOHN HUDSON**, Hartlepool, merchant, dealer and chapman, (lately carrying on business as copartners in trade at Sunderland, Seabam, and Hartlepool, and at Newcastle-upon-Tyne, as merchants, dealers and chapmen), April 14 at 11, and May 16 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. A. J. & W. Moore, Sunderland; Forster, Newcastle-upon-Tyne.—Fiat dated March 28.

#### MEETINGS.

*Thomas Fardell*, High-street, Poplar, Middlesex, omnibus proprietor, April 15 at 11, Court of Bankruptcy, London, last ex.—*Geo. Heath* and *Geo. Dann*, Canterbury, drapers, April 15 at half-past 1, Court of Bankruptcy, London, last ex. of *Geo. Dann*.—*Wm. Barnes*, Milnrow, Lancashire, flannel manufacturer, April 20 at 11, District Court of Bankruptcy, Manchester, last ex.—*Charles Andrews*, Brighton, Sussex, fruiterer, April 26 at 12, Court of Bankruptcy, London, aud. ac.—*Edward D. W. Mitchell*, Brighton, Sussex, boarding-house keeper, April 26 at 12, Court of Bankruptcy, London, aud. ac.—*John Bentley*, St. John-street-road, Clerkenwell, Middlesex, woollen draper, April 26 at 2, Court of Bankruptcy, London, aud. ac.—*John Morgan R. Deere*, White-cottages, Homerton, Hackney, Middlesex, lithographer, April 26 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Edw. Weddell* and *Jos. E. Shelton*, Bridge-pl., City-

road, Middlesex, booksellers, April 26 at 11, Court of Bankruptcy, London, aud. ac.—*William Gribble*, Boston-street, Dorset-square, Middlesex, builder, April 26 at 11, Court of Bankruptcy, London, aud. ac.—*Thos. Lyon* and *Edw. Lyon*, Birch-in-lane, London, stock brokers, May 1 at 12, Court of Bankruptcy, London, aud. ac.—*Richard Fuller*, Cambridge, innkeeper, April 27 at 2, Court of Bankruptcy, London, aud. ac.—*Thos. Willmott*, Upper Eaton-st., Fimlico, Middlesex, surgeon, April 27 at 11, Court of Bankruptcy, London, aud. ac.—*Lewis Povey*, Wootton-under-Edge, Gloucestershire, printer, April 27 at half-past 11, District Court of Bankruptcy, Bristol, aud. ac.—*James Hastings*, Tredegar, Monmouthshire, draper, April 27 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Ellen Owen* and *Griffith Owen*, Holyhead, Anglesey, drapers, April 25 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; April 28 at 12, div.—*George Dan. Colquhoun*, Liverpool, and *Wallasey*, Cheshire, chemist, April 25 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; April 28 at 12, div.—*Jas. Guest*, Manchester, cotton spinner, April 27 at 11, District Court of Bankruptcy, Manchester, aud. ac.; April 28 at 11, div.—*W. H. Osborn*, Leicester, and *Henry W. Blackburn*, Bradford, Yorkshire, out of business, April 25 at 12, District Court of Bankruptcy, Leeds, aud. ac. and fin. div. sep. est. of *H. W. Blackburn*.—*Dodshon Blake*, Norwich, mohair manufacturer, April 27 at half-past 12, Court of Bankruptcy, London, div.—*Thomas Humphrey* the elder and *Thomas Humphrey* the younger, Kingston-upon-Hull, shipwrights, May 3 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, second and fin. div. of *Thos. Humphrey* the elder.—*William Jerrems* the younger, Gainsborough, Lincolnshire, tea dealer, May 3 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, first and fin. div.—*Thos. Smith*, Manningham, Bradford, Yorkshire, joiner, April 25 at 11, District Court of Bankruptcy, Leeds, first and fin. div.—*John Haid* and *Roger Warbrick*, Liverpool, curriers, April 26 at 11, District Court of Bankruptcy, Liverpool, div.—*John Wm. Underhill*, Birkenhead, Cheshire, laceman, April 25 at 12, District Court of Bankruptcy, Liverpool, div.—*Wm. Jones* and *Jos. B. Windle*, Liverpool, wine merchants, April 28 at 12, District Court of Bankruptcy, Liverpool, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Thos. Lyon* and *Edw. Lyon*, Birch-in-lane, London, stock brokers, May 1 at half-past 11, Court of Bankruptcy, London.—*Jos. Rhoades*, Mitcham, Surrey, grocer, April 26 at half-past 12, Court of Bankruptcy, London.—*Wm. Norman*, Gillingham, Suffolk, coal merchant, April 26 at 11, Court of Bankruptcy, London.—*Alfred Woolf*, Crooked-lane-chambers, Crooked-lane, London, wine merchant, April 26 at half-past 1, Court of Bankruptcy, London.—*William Burrows*, Grove-st., Hampstead-road, Middlesex, builder, April 27 at half-past 1, Court of Bankruptcy, London.—*Thos. Willmott*, Upper Eaton-st., Fimlico, Middlesex, surgeon, April 27 at 11, Court of Bankruptcy, London.—*Lewis Povey*, Wootton-under-Edge, Gloucestershire, printer, April 27 at 11, District Court of Bankruptcy, Bristol.—*Benj. Firth*, Manor House, Hartshead-cum-Clifton, Dewsbury, Yorkshire, cotton spinner, April 25 at 11, District Court of Bankruptcy, Leeds.—*Rich. Martin*, Tavistock, Devonshire, tanner, April 27 at 1, District Court of Bankruptcy, Exeter.—*Robert Spencer*, St. Sidwell, Exeter, printer, April 25 at 11, District Court of Bankruptcy, Exeter.—*John Burton*, Taunton, Somersetshire, coach proprietor, April 25 at 11, District Court of Bankruptcy, Exeter.—*Thos. Clarkson*, Liverpool, painter, April 25 at 11, District Court of Bankruptcy, Liverpool.—*Jos. Blackburne*, Liverpool, tailor, April 25 at 11, District Court of Bankruptcy, Liverpool.—*Moses Woolf*, Penzance, Cornwall, brewer, April 27 at 1, District Court of Bankruptcy, Exeter.—*Rob. Hood*, Smethwick, Staffordshire, draper, April 29 at 11, District Court of Bankruptcy, Birmingham.—*Charles Westbrook*, Stafford, and *Shifnall*, Shropshire, shoe manufacturer, April 26 at 12, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 25.*

*William Thos. Morgan*, Neath, Glamorgan-shire, draper.—*Anthony Carter*, Romford, Essex, saddler.—*A. J. Cursbam*, Mansfield, Nottinghamshire, scrivener.—*John E. Motley*,

Boston, Lincolnshire, tailor.—*Joseph Sidebottom*, Derby, lumber.—*James Stephenson*, West Kirby, Cheshire, cooper.—*John Yemma*, Gloucester, plumber.—*Geo. Hall*, Crowse Newton, Norfolk, builder.

## PARTNERSHIP DISSOLVED.

*John Matthews* and *Edward A. Hilder*, Gravesend, Kent, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Roderick Mackenzie*, deceased, Muirhouse, Edinburgh.—*Robert Waddell* and *James Waddell*, Carlisle, wood merchants.—*Patrick Matthew*, Gourdiehill, Perthshire, grain dealer.—*John Main*, Glasgow, hair dresser.—*Thomas Melvin*, Glasgow, smith.—*Wm. Campbell & Co.*, Glasgow, merchants.—*James Nicol*, Edinburgh, clothier.—*Wm. Drysdale*, junior, Alva, Stirlingshire, manufacturer.—*Walter Just*, Arbroath, merchant.—*Wm. Elgin*, deceased, Aberdeen, teacher.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Joshua Porritt*, Cleckheaton, near Bradford, Yorkshire, lannel manufacturer, April 11 at 11, County Court of Yorkshire, at Bradford.—*Joseph Sharp*, Bradford, Yorkshire, clog maker, April 11 at 11, County Court of Yorkshire, at Bradford.—*William Henderson* the elder, Newcastle-upon-Tyne, sailor, April 20 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—*John W. Lauder*, Newcastle-upon-Tyne, smith, April 20 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—*John Fawcett*, Angram, Grison, Yorkshire, beer-house keeper, April 20 at 10, County Court of Yorkshire, at Richmond.—*James Player*, Cleeve, Tatton, Somersetshire, farmer, May 19 at 11, County Court of Gloucestershire, at Bristol.—*Anne Cawless*, Bristol, dress maker, May 19 at 11, County Court of Gloucestershire, at Bristol.—*James Butcher*, Bristol, chemist, May 19 at 11, County Court of Gloucestershire, at Bristol.—*Rich. Smith*, Keighley, Yorkshire, shopkeeper, April 26 at 11, County Court of Yorkshire, at Keighley.—*George Perry*, Holywell, Flintshire, clerk, April 13 at 11, County Court of Flintshire, at Holywell.—*John Divers*, Ashford, Kent, blacksmith, April 2 at 10, County Court of Kent, at Ashford.—*John Bickeno*, Cambridge, tailor, April 19 at 10, County Court of Cambridgeshire, at Cambridge.—*Peter Easton*, Thorne, Yorkshire, sailor, April 18 at 11, County Court of Yorkshire, at Thorne.—*Wm. Rihham*, Crowle, Lincolnshire, miller, April 18 at 11, County Court of Yorkshire, at Thorne.—*Chas. Wm. Salter*, Cheltenham, Gloucestershire, draper's assistant, April 19 at 0, County Court of Gloucestershire, at Cheltenham.

*The following Person, who, on her Petition filed in the Court, has obtained an Interim Order for Protection from Process, is required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*April 18 at 11, before the CHIEF COMMISSIONER.*

*Frances Henry*, St. Martin's-street, Leicester-square, Middlesex, single woman.

*Saturday, April 1.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*William Turner*, Myddleton-street, Clerkenwell, Middlesex, goldsmith, No. 59,588 T.; *John Bland*, assignee.—*Edwin Tyrone*, New North-street, Red Lion-square, Middlesex, piano-forte manufacturer, No. 59,607 T.; *John Webdale*, Leel, assignee.—*Robert Birch*, Norwood-green, Hayes, Middlesex, baker, No. 59,655 T.; *William Jupp*, assignee.—*John Pearce*, Lark-hall-lane, Clapham, Surrey, chemist, No. 59,671, T.; *William Easton*, assignee.—*Joseph Body*, Calington, Cornwall, draper, No. 68,911 C.; *John Clampitt*, Bercombe, assignee.—*Wm. Hancock*, Sheffield, Yorkshire, cable presser, No. 69,020, C.; *Matthew Mirin*, assignee.—*Peter Ryder*, Dryalsden, near Ashton-under-Lyne, Lancashire, brick maker, No. 69,052 C.; *Abraham Haseldine*, assignee.—*Wm. Hague*, Chestergate, Stockport, Cheshire, out of business, No. 69,182 C.; *James Greaves*, assignee.

*Saturday, April 1.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*James Henry Phillips*, Downham-road, Kingland-road,

Middlesex, out of employ: in the Gaol of Surrey.—*Thos. P. Mortimer*, Downham-road, Kingland-road, Middlesex, out of business: in the Gaol of Surrey.—*John Faint*, Beckford-place, Walworth-road, Surrey, livery-stable keeper: in the Gaol of Surrey.—*Wm. Ward*, Duke-street, Stamford-street, Blackfriars-road, Surrey, plumber: in the Gaol of Surrey.—*Elizabeth Wigglesworth*, widow, St. Peter's-square, Hammersmith, Middlesex, schoolmistress: in the Queen's Prison.—*George Treadgold*, Morpeth-street, Bethnal-green, Middlesex, builder: in the Queen's Prison.—*George R. Dixon*, Poland-street, Oxford-st., Middlesex, painter: in the Debtors Prison for London and Middlesex.—*Benjamin G. Martin*, Grove-place, Brompton, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Edward Kneller Jervis*, Davies-street, Berkeley-square, Middlesex, gentleman: in the Debtors Prison for London and Middlesex.—*T. Richardson*, Asylum-terrace, King's-road, Chelsea, Middlesex, stay manufacturer: in the Queen's Prison.—*Henry F. Martyn*, Camberwell New-road, Surrey, out of business: in the Queen's Prison.—*Samuel B. Parsons*, York-road, Lambeth, Surrey, smith: in the Queen's Prison.—*Thomas Howell*, Southampton-buildings, Holborn, Middlesex, licensed victualler: in the Queen's Prison.—*John Bampton*, Stanion, near Thrapstone, Northamptonshire, licensed victualler: in the Debtors Prison for London and Middlesex.—*John Warner* the elder, Sussex-street, Tottenham-court-road, Middlesex, carman to a sculptor: in the Debtors Prison for London and Middlesex.—*James Stannard*, Nassau-pl., Commercial-rd. East, Middlesex, book-binder: in the Debtors Prison for London and Middlesex.—*Wm. Hogg Tapscott*, Lisle-st., Soho, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Edward Jenkins Perry Whitford*, Aldenham-terrace, Somers'-town, Middlesex, clerk in the National Debt Office: in the Debtors Prison for London and Middlesex.—*Robert Drew*, Pulteney-terrace, Barnsbury-road, Islington, Middlesex, brewer's collector: in the Debtors Prison for London and Middlesex.—*Jos. Knollys Henry Pulley*, Highgate-common, Muswell-hill-road, Highgate, Middlesex, out of business: in the Queen's Prison.—*Robert Cooper*, Chelmsford, Essex, out of business: in the Gaol of Chelmsford.—*Jos. Pride*, Derby, Derbyshire, billiard-table keeper: in the Gaol of Radford Peverel.—*James Perry*, Newcastle-upon-Tyne, grocer: in the Gaol of Newcastle-upon-Tyne.—*William Perry*, Newcastle-upon-Tyne, grocer: in the Gaol of Newcastle-upon-Tyne.—*W. Weatherston*, Gateshead, Durham, out of business: in the Gaol of Newcastle-upon-Tyne.—*Thos. Keenlyside*, Newcastle-upon-Tyne, out of business: in the Gaol of Newcastle-upon-Tyne.—*Jas. Chadwick*, Pilkington, near Manchester, commission-agent: in the Gaol of Lancaster.—*Sam. Kirk*, Bredbury, near Stockport, Cheshire, licensed victualler: in the Gaol of Lancaster.—*Abraham Sharp*, Bradford, Yorkshire, provision-shop keeper: in the Gaol of Lancaster.—*Robert Morris*, Birkenhead, near Liverpool, commission-agent: in the Gaol of Lancaster.—*John M'Alphine*, Liverpool, mariner: in the Gaol of Lancaster.—*Simon Coates*, Rochdale, Lancashire: in the Gaol of Lancaster.—*Benj. Getley*, Ravenhead, St. Helens, Lancashire, warehouseman: in the Gaol of Lancaster.—*Sam. Barlow*, Manchester, out of business: in the Gaol of Lancaster.—*Jos. Thornton*, Holbeck, near Leeds, Yorkshire, commission-agent: in the Gaol of York.—*Wm. Robinson*, Chorlton-upon-Medlock, Manchester, out of business: in the Gaol of Lancaster.—*Sam. Newton*, Lees-road, near Oldham, Lancashire, roller coverer: in the Gaol of Lancaster.—*R. Lord*, Rochdale, Lancashire, farmer: in the Gaol of Lancaster.—*Wm. Gray*, Whylam, Northumberland, out of business: in the Gaol of Morpeth.—*Andrew Quarrie*, Seaton Sluice, Northumberland, out of business: in the Gaol of Morpeth.—*John Atmore Bromley*, Deansgate, Manchester, shoemaker: in the Gaol of Lancaster.—*John Haworth* the younger, Isle of Man, near New-church, Rosendale, Lancashire, cotton manufacturer: in the Gaol of Lancaster.—*Robert Lee*, Little Clegg, Butterworth, near Rochdale, Lancashire, flannel manufacturer: in the Gaol of Lancaster.—*Christopher Stephenson*, Colne, Lancashire, Orleans manufacturer: in the Gaol of Lancaster.—*Henry Keen*, Stileway, Mear, near Glastonbury, Somersetshire, out of business: in the Gaol of Wilton.—*Peter Sharp*, Budock, Cornwall, canteen keeper: in the Gaol of Bodmin.—*Cotton Amy Benoke*, Boscawen, Cornwall, grocer: in the Gaol of Bodmin.—*Wm. Harrop*, Sheffield, Yorkshire, table-knife manufacturer: in the Gaol of Radford.—*William Davies*, Pautkilgatts, Myddillid, Llanfrythid, Brecknock-



shire, out of business: in the Gaol of Brecon.—*Margaret Davies*, Egeronnenfach, Llanarth, Cardiganshire, shoemaker: in the Gaol of Cardigan.—*Henry Williams* the younger, Dover, Kent, grocer: in the Gaol of Dover.—*Wm. Layt*, Oxford, builder: in the Gaol of Oxford.—*Chas. Barker*, York, joiner: in the Gaol of York.—*Richard Crowther*, Southgate, Elland, near Halifax, Yorkshire, out of business: in the Gaol of York.—*Wm. Fletcher*, Shelton, Staffordshire, ironmonger: in the Gaol of Stafford.—*Ed. Sadler*, Hanley, Staffordshire, cabinet maker: in the Gaol of Stafford.—*John Elliott Hindson*, Newcastle-upon-Tyne, grocer: in the Gaol of Newcastle-upon-Tyne.—*John Dwyer*, Birkenhead, Cheshire, joiner: in the Gaol of Chester.—*John Worsley*, Chester, superintendant in the gold plate trade: in the Gaol of Chester.—*John Mann*, Southorp, near Stamford, Northamptonshire, farmer: in the Gaol of Northampton.—*John Gifford*, Netherbury, near Beaminster, Dorsetshire, flax spinner: in the Gaol of Dorchester.—*Daniel Haigh*, Shelf, near Halifax, Yorkshire, out of business: in the Gaol of York.—*Wm. Ackroyd*, Bradford, Yorkshire, shopkeeper: in the Gaol of York.—*Thos. Hirst*, Clayton, near Bradford, Yorkshire, out of business: in the Gaol of York.—*Amos Barker*, Little Horton, near Bradford, Yorkshire, out of business: in the Gaol of York.—*Wm. Jarvis*, Blackawton, Devonshire, out of business: in the Gaol of St. Thomas Apostle.—*Joshua Sharp*, Pudsey, near Leeds, Yorkshire, woolstapler: in the Gaol of York.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*April 18 at 11, before Mr. Commissioner HARRIS.*

*John Green Downing*, Wellington-place, Wellington-road, Camberwell, Surrey, out of business.—*John Hind*, Ardwick, near Manchester, manufacturer of ginghams.

*April 18 at 10, before Mr. Commissioner LAW.*

*George Dixon*, Canal-terrace, St. Peter's-road, Islington, Middlesex, corn chandler.—*Thos. Pink*, Queen's-road, Paddington, Middlesex, carpenter.

*April 18 at 10, before Mr. Commissioner PHILLIPS.*

*Henry Barras*, Mitre-st., Aldgate, London, out of business.—*Wm. Hudson*, Star-street, Paddington, Middlesex, green-grocer.—*Wm. Davis*, Wellington-st., North Strand, Middlesex, out of business.

*April 19 at 11, before Mr. Commissioner HARRIS.*

*Charles Whittenbury*, Hereford-place, Commercial-road East, Middlesex, baker.—*Wm. Richardson*, Bryan-st., Caledonian-road, Islington, and Lyon's-inn, Strand, Middlesex, attorney at law.—*Geo. Crisp Player*, New Church-st., Edge-ware-road, Paddington, Middlesex, house decorator.—*James Sidney Mason*, Oak-lane, Limehouse, Middlesex, lighterman.

*At the County Court of Northumberland, at NEWCASTLE-UPON-TYNE, April 20 at 10.*

*James Perry*, Newcastle-upon-Tyne, tea dealer.—*William Perry*, Newcastle-upon-Tyne, tea dealer.—*W. Weatherston*, Gateshead, Durham, baker.—*Thos. Keenlyside*, Newcastle-upon-Tyne, out of business.—*Jane Dixon*, widow, Newcastle-upon-Tyne, not following any trade.—*John Elliott Hindson*, Newcastle-upon-Tyne, grocer.

*At the County Court of Sussex, at PETWORTH, April 20.*  
*Richard Gates*, Horsham, butcher.

## FRIDAY, APRIL 7.

### BANKRUPTS.

**THOMAS WILCOCK**, Houndsditch, London, cutler, dealer and chapman, April 18 at half-past 11, and May 19 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Adams, George-street, Mansion-house, London.—Fiat dated April 4.

**JAMES SAMUEL TURNER**, Powis-st., Woolwich, Kent, surgeon and apothecary, dealer and chapman, April 14 at 12, and May 19 at 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Brisleay, 4, Pancras-lane, Cheap-side, London.—Fiat dated April 4.

**SAMUEL CROWDER**, Sun-street, Bishopsgate, London, manufacturer of and dealer in cane and whalebone, April 14 at half-past 1, and May 19 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Digby, 1, Circus-place, Finsbury-circus.—Fiat dated April 6.

**HENRY REGLESS, FREDERICK SKERRATT**, and **ROBERT BOUSFIELD**, St. Martin's-lane, Charing-cross, Middlesex, woollen drapers, dealers and chapman, April 18 at 11, and May 19 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Oldknow, Gt. James-street, Bedford-row.—Fiat dated April 6.

**JAMES HENRY DAVID HARRISON** and **WILLIAM FREDERICK HARRISON**, Upper-st., Islington, Middlesex, licensed victuallers, April 14 and May 19 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Martineau, Raymond-buildings, Gray's-inn.—Fiat dated March 27.

**ROBERT ROBINSON**, Norwich, brush maker, dealer in fancy goods and toys, dealer and chapman, April 13 at half-past 1, and May 22 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Finney, Farnival's-inn.—Fiat dated March 29.

**WILLIAM BURT**, Ryde, and Ventnor, Isle of Wight, Southampton, bookseller and stationer, April 22 at 2, and May 18 at half-past 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. Scott, Ryde; George, 12, Villiers-street, Strand, London.—Fiat dated April 4.

**JOHN NOKES**, New Ormond-street, St. George the Martyr, Middlesex, builder, dealer and chapman, April 19 and May 17 at half-past 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Marden & Co., Newgate-street.—Fiat dated April 5.

**EMIL PAULI**, Lawrence Pountney-hill, London, merchant, commission agent, dealer and chapman, April 19 and May 17 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Lawrance & Flews, Old Jewry-chambers.—Fiat dated April 6.

**PHILIP STUART FEAKE MARTIN**, Halstead, Essex, iron manufacturer and lime burner, dealer and chapman, April 25 at 1, and May 19 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Duffield, Chelmsford, Essex; Trehorn & White, 13, Barge-yard-chambers, Back-lane, London.—Fiat dated March 31.

**WILLIAM BELTON**, Friday-street, Cheapside, London, wine and brandy merchant, licensed victualler, dealer and chapman, April 18 at 1, and May 19 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Harpur, Kensington-cross, Surrey.—Fiat dated April 5.

**EDWARD THOMAS BURLING**, Burling-gardens, Blackheath-hill, Kent, carpenter and builder, and **HENRI LLOYD**, late of Marlborough-st., Greenwich, Kent, peltican, and now of Ravensbourne-hill Limekilns, near Greenwich, carpenter and builder, (carrying on the business of carpenters and builders at Blackheath-hill aforesaid, under the style or firm of Burling & Lloyd), April 18 at 2, and May 19 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Robinson, 29, Ironmonger-lane.—Fiat dated April 6.

**ANN HENDERSON**, Birmingham, china and glass dealer, April 22 and May 13 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Haywood & Webb, Birmingham.—Fiat dated April 4.

**GEORGE LLOYD**, Shrewsbury, Shropshire, general ironmonger, ale and porter dealer, dealer and chapman, April 19 at 11, and May 27 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Motteram & Co. Birmingham.—Fiat dated April 3.

**GEORGE BATE**, Dudley, Worcestershire, chain manufacturer, dealer and chapman, April 25 and May 23 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Hodgson, Birmingham.—Fiat dated April 3.

**JOHN HANCOCK**, Earl Shilton, Leicestershire, hosier, April 15 and May 23 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Jarvis, Hinckley.—Fiat dated March 27.

**WILLIAM HARWOOD**, Bristol, merchant, commission agent, dealer and chapman, (carrying on business in partnership with William Done Buskill, under the firm style of William Harwood & Co.), April 20 and May 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Aceman; Sols. Brittan & Sons, Bristol; White & Co., 11, Bedford-row, London.—Fiat dated April 4.

**WILLIAM HOLMES**, Wootton-under-Edge, Gloucestershire, licensed victualler, April 20 and May 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Bracey, Wootton-under-Edge.—Fiat dated April 3.

**WILLIAM EDWARD COPE**, Melbourn, near Derby, Derbyshire, draper, dealer and chapman, April 28 and May 19 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Motteram & Co., Birmingham; Teague, Crown-court, Cheshire, London.—Fiat dated March 28.

**WILLIAM STOTHERT, GEORGE WOOD, JOHN WHITE LITTLE, JOHN COTTE SPENDER, WILLIAM BRUNTON, JOSEPH RUSHER, and WILLIAM HENRY BUCKLAND**, Abchurch-lane, London, and of Maesteg, Glamorganshire, iron manufacturers, (carrying on business in partnership under the style or firm of the Maesteg Iron Company), April 19 and May 19 at 11, District Court of Bankruptcy, Bristol; Off. Ass. Miller; Sol. Vyner, Lincoln's-inn-fields, London.—Fiat dated March 27.

**JOSEPH WHITE**, Exeter, decorative painter, glazier, paper seller and hanger, dealer and chapman, April 19 and May 17 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Gears & Co., Exeter; Finch & Co., 57, Lincoln's-inn-fields, London.—Fiat dated March 31.

**JOHN SLOMAN WEST HERRING**, Devonport, Devonshire, attorney and money scrivener, bill discounteur, dealer and chapman, April 20 at 1, and May 17 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-st., London.—Fiat dated March 30.

**JOHN MORFITT the younger**, Leeds, Yorkshire, flax spinner, April 20 and May 12 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Shackleton, Leeds; Sudlow & Co., Bedford-row, London.—Fiat dated March 31.

**WILLIAM PENN**, Liverpool, licensed victualler, dealer and chapman, April 19 and May 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Brown, Liverpool; Wilkin, Furnival's-inn, London.—Fiat dated March 31.

**JOHN STOCKDALE**, Liverpool, soap manufacturer, April 18 and May 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Rogerson & Co., Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated April 3.

**THOMAS BIGLANDS**, Monk Wearmouth, Durham, grocer and provision dealer, April 18 and May 18 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Thompson, Durham; Hodge, Newcastle-upon-Tyne; Crosby & Compton, Church-court, Old Jewry, London.—Fiat dated April 3.

#### MARTINGAS.

**Andrew Duncan**, Wilson-st., Finsbury, Middlesex, manufacturer of preserved provisions, April 18 at 11, Court of Bankruptcy, London, last ex.—**Sams. Prentice**, Slough, Buckinghamshire, ironmonger, April 22 at 12, Court of Bankruptcy, London, last ex.—**Thos. Fox, Geo. Rippon, Christ. A. Waven, and Wm. Lishman**, West Cornforth, and Thirlington, near West Cornforth, Durham, lime burners, May 5 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**William Cookson**, Manchester, joiner, April 19 at 11, District Court of Bankruptcy, Manchester, last ex.—**Jos. Rand**, Preston, Lancashire, provision dealer, April 19 at 12, District Court of Bankruptcy, Manchester, last ex.—**Esra J. Coates and John Hillard**, Bread-street, Cheshire, London, and New York, America, merchants, May 1 at 12, Court of Bankruptcy, London, and ac.—**John F. Theobald**, Colchester, Essex, coal merchant, and **Jabes Hurck**, Deptford, Kent, coke manufacturer, April 28 at 11, Court of Bankruptcy, London, and ac.—**Wm. Tunner** and **John Ward**, Leadenhall-pl. and Leadenhall-market, London, rather factors, May 1 at half-past 1, Court of Bankruptcy, London, and ac. sep. est. of **Wm. Tunner**.—**Charles Sturt**, Ventnor, Isle of Wight, Hampshire, builder, May 1 at 1, Court of Bankruptcy, London, and ac.—**James Adams**, Finsbury-square, Middlesex, surgeon, May 1 at 12, Court of Bankruptcy, London, and ac.—**John Dewhurst**, Preston, Lancashire, provision dealer, April 28 at 11, District Court of Bankruptcy, Manchester, and ac.—**John S. Rablah**, Barnard Castle, Durham, tanner, May 2 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—**Robt. Inceary**, East Jarrow, Durham, alkali manufacturer, May 2 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; May 4 at half-past 12, div.—**John Robinson** and **Jos. Tinlay**, Leeds, Yorkshire, share brokers, May 2 at 11,

District Court of Bankruptcy, Leeds, and ac. sep. est. of **John Robinson**.—**John Corbett**, Mansfield, Nottinghamshire, wool dealer, April 29 at 10, District Court of Bankruptcy, Sheffield, and ac.—**J. Chambers**, Masborough, Yorkshire, victualler, April 29 at 10, District Court of Bankruptcy, Sheffield, and ac.—**George Hattersley**, Sheffield, stove manufacturer, April 29 at 10, District Court of Bankruptcy, Sheffield, and ac.—**William Simpson**, Sheffield, Yorkshire, wholesale spirit merchant, April 29 at 10, District Court of Bankruptcy, Sheffield, and ac.—**John Elliott**, Chichester, Sussex, builder, April 29 at 11, Court of Bankruptcy, London, div.—**Henry Francis Hoole**, High-st., Southwark, Surrey, grocer and tea dealer, April 29 at 11, Court of Bankruptcy, London, div.—**Anthony Turner Edwards**, Idol-lane, Tower-st., London, bricklayer, April 29 at 11, Court of Bankruptcy, London, div.—**Charles Gilman**, Oxford-st., Middlesex, oilman, April 29 at half-past 11, Court of Bankruptcy, London, div.—**John Oliver and John Forb**, Stoney Stratford, Buckinghamshire, iron masters, April 29 at half-past 11, Court of Bankruptcy, London, fin. div.—**John Bond and Edward Morgan**, Oxford-st., Middlesex, shawl manufacturers, April 29 at 12, Court of Bankruptcy, London, div.—**Thomas Pye**, King's-road, Chelsea, Middlesex, timber merchant, April 29 at 1, Court of Bankruptcy, London, div.—**Wm. Hammer and J. Hammer**, Whitechapel-road, Middlesex, coach makers, April 29 at 1, Court of Bankruptcy, London, div.—**Henry Knight**, Reading, Berkshire, brewer, April 29 at 1, Court of Bankruptcy, London, div.—**Edward Smith, James East Beard, and Richard Two Smith**, Cheshire, London, warehousemen, April 28 at 1, Court of Bankruptcy, London, div.—**J. Morrison**, Cheshire, London, tailor, April 28 at 12, Court of Bankruptcy, London, div.—**George Burr**, East Farleigh, Kent, market gardener, April 28 at 12, Court of Bankruptcy, London, div.—**Ed. Linley and A. Linley**, Sheffield, Yorkshire, sheep shear manufacturers, April 29 at 10, District Court of Bankruptcy, Sheffield, div.—**T. Napoleon Benard**, Newcastle-upon-Tyne, merchant, May 2 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**Wm. Farmer**, Great Sutton-st., Clerkenwell, Middlesex, engineer, May 1 at half-past 12, Court of Bankruptcy, London.—**Chas. Street**, Ventnor, Isle of Wight, Hampshire, builder, May 1 at 1, Court of Bankruptcy, London.—**Chas. Slade**, Greenwich, next Gillingham, Kent, market gardener, May 1 at 2, Court of Bankruptcy, London.—**George Hams**, Giltspur-st., London, tailor, April 29 at 11, Court of Bankruptcy, London.—**George Graves**, Norton Folgate, Middlesex, cheesemonger, April 29 at 12, Court of Bankruptcy, London.—**Wm. Samuel Gray**, High-st., Camden-town, Middlesex, auctioneer, April 29 at 11, Court of Bankruptcy, London.—**Wm. Champion Streetfield**, Cornhill, London, underwriter, May 2 at 11, Court of Bankruptcy, London.—**Jonathan George Moon**, Langbourne-chambers, Fenchurch-street, London, merchant, May 4 at 11, Court of Bankruptcy, London.—**John Steele Rablah**, Barnard Castle, Durham, tanner, May 2 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—**Thomas Tomkinson**, Salford, Lancashire, wood turner, May 1 at 12, District Court of Bankruptcy, Manchester.—**George Douglas**, Bury, Lancashire, draper, May 1 at 12, District Court of Bankruptcy, Manchester.—**Geo. Shardlow and Jas. Bradshaw**, Stone, Staffordshire, shoe manufacturers, May 3 at 11, District Court of Bankruptcy, Birmingham.—**Wm. Mayler**, Liverpool, clerk to an attorney, May 1 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 28.

**George Meeks**, Birmingham, hardwareman.—**J. Leyshon**, Llanelly, Carmarthenshire, ship builder.—**William Marsden**, Manchester, wharfinger.—**Thomas Brunker**, Queen-street, Finsbury, Middlesex, wadding manufacturer.—**W. Wadman**, Bristol, brass founder.—**Wm. Little**, Borough-road, Southwark, Surrey, paper manufacturer.—**Daniel Taylor Perroll**, Bristol, grocer.—**Joseph Pattenden**, Leonard-st., Shoreditch, Middlesex, general dealer.—**Adolphus Fred. Lloyd**, Brighton, Sussex, cook.—**Barnabas Mayhew**, Bromley New-town, Bow-common, Middlesex, brewer.—**Jas. Barron Rodway**, Birmingham, commission-agent.—**George Lupton**, St. Helen's, Lancashire, tailor.—**W. T. Gooding**, Old Brantford, Middle-

sex, glass cutter.—*Thos. Winterbourne*, Albemarle-st., Piccadilly, Middlesex, tavern keeper.—*Marmaduke Wilkin*, Lincoln's-inn, Middlesex, insurance broker.—*Henry Owen*, Fleet-st., London, and Argyll-street, Middlesex, common carrier.—*George Hickey*, Huddersfield, Yorkshire, commission merchant.—*Hannah Blcock*, Hursley, Southampton, grocer.—*Alex. Speers Corrick*, Bristol, timber merchant.—*J. White*, Shrewsbury, Shropshire, auctioneer.—*John Tynling*, Cambridge, shoemaker.—*Wm. Newham* the elder, King's Lynn, Norfolk, builder.—*John James Brown*, Bury St. Edmund's, Suffolk, grocer.

## FIAT ANNULLED.

*David McKee*, Upper Thames-street, London, wholesale cheesemonger.

## SCOTCH SEQUESTRATIONS.

*John Laing*, Glasgow, merchant.—*Thomas Clapperton*, Glasgow, merchant.—*Walter Just*, Arbroath, merchant.—*McGannan & Carswell*, Paisley, clothiers.—*David Kier*, Glasgow, glazier.—*Robert McIntosh*, Airdrie, leather merchant.—*Catherine Roger*, Dundee, insurance broker.—*Thos. and David Bryan*, Catrine, Sorn, Ayrshire, merchants.—*A. Macredie*, Glasgow, accountant.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Wm. Quadling*, St. Margaret's, Ipswich, Suffolk, carpenter and flour seller, April 27 at 9, County Court of Suffolk, at Halesworth.—*Charles Cullum*, Shipmeadow, Suffolk, gardener, April 26 at 9, County Court of Suffolk, at Beccles.—*Matilda Howard*, Mendham, Suffolk, out of business, April 25 at 2, County Court of Norfolk, at Harleston.—*John Sparrow*, Haughley, near Stowmarket, Suffolk, bricklayer, April 24 at 10, County Court of Suffolk, at Stowmarket.—*Richard Oakes*, Lower Bobbington, Cheshire, farmer, May 8 at 10, County Court of Cheshire, at Birkenhead.—*Richard Jones*, Birkenhead, Bidston, Cheshire, road contractor, May 8 at 10, County Court of Cheshire, at Birkenhead.—*John C. Foulkes*, Birkenhead, Cheshire, surgeon, May 8 at 10, County Court of Cheshire, at Birkenhead.—*Nathaniel Milligan*, Birkenhead, Cheshire, bookkeeper, May 8 at 10, County Court of Cheshire, at Birkenhead.—*Thomas Dailey*, Barnsley, Yorkshire, out of business, April 25 at 10, County Court of Yorkshire, at Barnsley.—*Walrod Whitter*, Shillingford St. George, Devonshire, clerk, April 15 at 10, County Court of Devonshire, at Exeter.—*E. Cummings*, Orton, Westmoreland, cordwainer, April 28 at 11, County Court of Westmoreland, at Appleby.—*John H. Thomas*, Exeter, grocer, April 28 at 10, County Court of Devonshire, at Exeter.—*Richard Iman*, Todwick, Yorkshire, clerk, April 28 at 3, County Court of Yorkshire, at Rotherham.—*Wm. H. Winstone*, Masbrough, Rotherham, Yorkshire, commercial traveller, April 28 at 3, County Court of Yorkshire, at Rotherham.—*William Day*, Maltby, near Rotherham, Yorkshire, blacksmith, April 28 at 3, County Court of Yorkshire, at Rotherham.—*Wm. Bellamy*, Rotherham, Yorkshire, dealer in millinery, April 28 at 3, County Court of Yorkshire, at Rotherham.—*John Banister*, Brighton, out of business, April 15 at 10, County Court of Sussex, at Brighton.—*George Nicks*, Molyneux-street, Edgeware-road, Middlesex, out of business, April 29 at 10, County Court of Sussex, at Brighton.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Nottinghamshire, at NOTTINGHAM, April 27.*

*Wm. North*, Radford, grocer.—*Wm. Orton*, Mansfield, out of business.—*Samuel Shepperson*, Bingham, labourer.—*James H. Simpson*, Radcliff, farmer.—*Edward B. Buck*, Bingham, druggist.—*Joseph Froggatt*, Newark-upon-Trent, cattle dealer.—*Wm. Baker*, Carlton, butcher.—*Thos. Hales*, Basford, frame work knitter.—*Joseph Pride*, Derby, billiard table keeper.—*William Harrop*, Sheffield, table knife manufacturer.

*At the County Court of Brecknockshire, at BRECKNOCK, April 17 at 10.*

*Wm. Davies*, Pantkilgathws Mynyddilltid, Llanspythid, out of business.

*At the County Court of Hertfordshire, at HERTFORD, April 25 at 11.*

*Martin Barford*, Flamstead, beer seller.

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lawful and credible witnesses, upon trial, or otherwise convicted or attainted by due course of law, then every such person or persons so as aforesaid offending should be deemed, declared, and adjudged to be a traitor and traitors, and should suffer pains of death, and also lose and forfeit as in cases of high treason."

Under the above-mentioned statutes, and the exposition of them, referred to in *Frost's case*, it might be difficult to say what would be the act of those who should lead a great multitude up to the doors of the palace to demand the dismissal of particular ministers, or up to the doors of either House of Parliament to demand a change in the constitution or in any particular law. That such an act simpliciter would not be an overt act of treason may, we think, be assumed. For although the Queen or the Parliament might be intimidated by such a display of numbers, it does not follow that the mere assembling of could be fairly construed an overt act, expressing an intention to intimidate. Suppose, next, such multitude so led, and so acting, to be armed. Then we conceive, that, although the case would not satisfy all the three requisites laid down in *Frost's case*, and might not, therefore, come within the statute of Edward, it would be very difficult to say that the act of a large body, with arms in its hands, demanding something of the Queen or of Parliament, could have any other effect than intimidation, and it would be, we conceive, sound reasoning to say that such effect would be evidence of intent, and, therefore, that the act would be an overt act of treason within the 57 Geo. 3, c. 6\*.

If, however, were added to the circumstances of the case, that the Queen's Government had lawfully prohibited and opposed the advance of the multitude to the Palace or to the Houses of Parliament, and such multitude were to persist, and in so doing to attack the Queen's army, there can be no manner of doubt that it would be treason; because then we should have all the requisites, viz. an insurrection accompanied by force, and for an object of a general nature.

As to what constitutes treason, under the head of moving or stirring any foreigner with force to invade the realm, there is not much difficulty. Of course, there cannot be any doubt, that, if any person were to solicit any foreigners to come into the realm for the purpose of attacking the Queen's Government with force, he would be guilty of treason within the very words of the statute. But if any person accepted the aid of foreigners being in the realm, and not expressly invited to come for that purpose, in any such transactions as those we have been discussing, such person would be neither more nor less guilty of treason, by reason of the introduction of foreigners into the transaction, than he would have been without. If the transaction were in itself lawful, the joining of foreigners in it could not make it criminal; and the question, treason or no treason, would depend on the act itself, not on the national or other qualifications of the persons acting. Besides, the

statute expressly uses the word "invading," which can only apply to a coming into the realm, not to adopting any particular course of action after being in the realm.

The consideration of what constitutes such an expression of intention as amounts to an overt act by printing or writing, or what constitutes such an expression of intention by speaking, as amounts to treason, we shall reserve till the passing of the act now under the consideration of the Legislature, when, if circumstances continue to make the law of treason at all subject of immediate interest, we may return to the subject.

## Court Papers.

### EQUITY CAUSE LISTS, EASTER TERM, 11 VICR. 1848.

#### Court of Chancery.

\*. The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*A.* Appeal—*C. D.* Cause Day—*C.* Costs—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C. P.* Confesso—*Pl.* Plea—*Ptn.* Petition—*R.* Re-hearing—*S. C.* Stand Over—*Sh.* Short.

#### Before the LORD CHANCELLOR.

##### APPEALS.

Sharp v. Taylor } (Ap, part	Banks v. Whittall } (Ap)
Sharp v. Taylor } heard)	Ledsam v. Banks } (Ap)
Hodgkinson v. Hodgkinson } (Ap)	Sibson v. Edgworth (Ap)
Same v. Jackson } S O	Leahey v. Lord Melton (Ap)
Alfrey v. Alfrey (Ap) After Trin. Term	Same v. Same (Ap)
Wilson v. Wilson } (Ap) S O	Curling v. Flight (Ap)
Same v. Same } (Ap) S O	Grove v. Bastard (Ap)
Same v. Foster } (Ap)	Blair v. Ormond (Ap)
Westby v. Westby } (Ap)	Birch v. Joy (4 causes, Ap)
Same v. Same } (Ap)	Joy v. Birch } (Ap)
Same v. Same (Ap)	Sturgis v. Same } (Ap)
Fraser v. Jones (Ap)	Reynolds v. Whelan (Ap)
Cunningham v. Murray } (Ap)	St. Victor (pauper) v. Denreux (Ap)
Same v. Hay } (Ap)	Rand v. M'Mahon } (Ap)
Same v. Murray } (Ap)	Same v. Hiscox } (Ap)
Lawrence v. Same } (Ap)	Same v. Boddington } (Ap)
Maxwell v. Kibblethwaite } (Ap)	Clarke v. Wyburn (Ap)
Same v. Same } (Ap)	Att.-Gen. v. Mayor &c. of the Borough of Boston (Ap)
Boyd v. Boyd (Ap)	Turner v. Newport (Ap)
Watts v. Hyde (cause by order)	Forbes v. Herring (Ap)
Gough v. Bult (Ap)	Elderton v. Lack (Ap)
Attorney-Gen. v. Gibbs (Ap)	Stiles v. Guy (Ap)
In re Ludlow Charities (by order)	Gatland (pauper) v. Tennant (Ap)
	Hervey v. Hewitt (Ap)
	Raven v. Kerl (Ap)

#### Before the VICE-CHANCELLOR OF ENGLAND.

### PLEAS, DEMURRERS, CAUSES, EXCEPTIONS, AND FURTHER DIRECTIONS.

West Cornwall Railway Co. v. Mowatt (D)	Ladbroke v. Smith } (Ap)
Baker v. Baker (D)	Browne v. Same } (Ap)
Myers v. Macdonald (2 causes) S O	Earl Belcarras v. Johnson (H)
Wastell v. Lealie (F D, E, part heard)	Duke of Leeds v. Earl of Aberstree (E)
Bird v. Ford (cause by order)	Battershall v. Bishop of Winchester (F D, C)
Bird v. Bird (Suppl. bill)	Jenkins v. Briant (F D, C)
Hickson v. Mainwaring (2 causes)	Adey v. Arnsell (F D)
Chambers v. Siggers	Roberts v. Roberts
	Green v. Norton (5 causes, D, C)

\* Of course no human being could doubt that a large body does not arm itself to demand anything without intending by the appearance, and, if need be, by the use of its arms, to enforce its demand. But the case is of course also in these pages to be argued upon legal grounds, and it is well known that a court of law would not hold a man guilty of treason except upon the strictest interpretation of the act.

Rackham v. Siddall  
 Green v. Bourke  
 Cocking v. Briggs  
 Palmer v. White  
 Jones v. Evans  
 Salomons v. Connop  
 Rainbow v. Lamb (F D, C)  
 Same v. Moss (Cause)  
 Sturges v. Arrowsmith  
 Jones v. Walker  
 Bourke v. Green  
 Pemberton v. Wilcocks  
 Dobson v. Lyall (F D, C)  
 Greenwood v. Groom  
 Westbrook v. Knight  
 Johnson v. Tucker  
 Pocock v. Johnson (F D, C)  
 Vulliamy v. Vulliamy  
 Pawsey v. Hale (E)  
 Jowett v. Board (F D, C)  
 Skarf v. Soulbey  
 Cook v. Fynney (F D, C)  
 Parkin v. Sanderson  
 Bailey v. Parry (F D, C)  
 Rodney v. Rodney (3 causes)  
 Cotton v. Penrose  
 Wood v. Smith (F D, C)  
 Emberton v. Wood (3 causes)  
 Price v. Parker April 14  
 Askew v. Davidson (F D, C)  
 Alder v. Masters  
 Gray v. Webb  
 Robinson v. Sollory  
 Turner v. Davis  
 Law v. Urtwins (E)  
 Knight v. Morrall  
 Harrison v. Same  
 Knight v. Nugent  
 Walker v. Marquis Camden  
 (F D, C)  
 Walker v. Stephens (2 causes)  
 Thomas v. Lewis  
 Waters v. Waters

Reddish v. Ferns  
 Lyne v. Deffell  
 Black v. Gouldsmith  
 Same v. Pearson  
 Elverston v. Hale  
 Berry v. Att.-Gen. (F D, Ptn)  
 Cesarini v. Cesarini  
 Bryan v. Twigg (E, F D, 4  
 Ptns)  
 Cook v. Fynney (Re-hearing)  
 Staniland v. Willott  
 Clark v. Franklin  
 Earl Chesterfield v. Duncombe  
 Wilkinson v. Hartley  
 Ashburner v. Wilson (F D, C)  
 Dawson v. Dawson (F D, C)  
 Hill v. Sanders (F D, C)  
 Steward v. Farrants  
 Fitch v. Friend (F D, C)  
 Lawson v. Meek  
 Squire v. Chunes  
 Tyson v. Tyson  
 Beaumont v. Jones (F D, C)  
 Mitchell v. Reynolds  
 Walker v. Eastern Counties  
 Railway Co.  
 Pattle v. Sutton  
 Davis v. Burgh  
 Warden v. Ashburner (F D, C)  
 Castleden v. Snelling  
 Johnson v. Bates  
 Vesey v. Vesey (F D, C)  
 Patch v. Graves SA  
 Burton v. Taylor (F D, C)  
 Burton v. Loveday SA  
 Missing v. Rawlings (F D, C)  
 SA  
 Carter v. Carter  
 Dunholme v. Kent (F D, C)  
 Magregor v. Bainbridge  
 Monro v. Taylor  
 King v. Francis (F D, C)  
 Ellis v. Cowne.

Chappell v. Rees April 10  
 Colman v. Harrison (F D, C)  
 April 10  
 Read v. Cohen  
 Neil v. Ashhurst  
 Staley v. Regent's Canal Co.  
 April 13  
 Bewsher v. Arieli April 13  
 Shepherd v. Anderson (F D,  
 C) April 10

Barrett v. Buck (F D, C)  
 Sentence v. Porter April 17  
 Little v. Spooner (2 causes)  
 April 21  
 Salomons v. Hasenclever (F  
 D, C)  
 Middleton v. Reay  
 Petre v. Duncombe April 26  
 Attorney-Gen. v. Osborne (F  
 D, C)

## COMMON-LAW CAUSE LISTS, EASTER TERM.

## Court of Queen's Bench.

## NEW TRIALS

REMAINING UNDETERMINED AT THE END OF THE SIT-  
 TINGS AFTER HILARY TERM, 1848.

## STANDING FOR JUDGMENT.

Doe d. Earl of Egremont v.  
 Langdon  
 Linford v. Fitzroy  
 Reg. v. Chorley  
 Normansel v. Creft  
 Blundell v. Drummond  
 Thame v. Boast  
 Sims v. Henderson  
 Reg. v. Kensington  
 Same v. Button & ors.  
 Henderson v. Henderson  
 Mitchell v. Moore  
 Curling v. Young & ors.  
 Wren v. Heslop  
 Pollock v. Stables  
 Robertson v. Norris  
 Hadrick v. Heslop

## FOR ARGUMENT.

## EASTER TERM, 1846.

York—Worth v. Gresham  
 Liverpool—Doe d. Hayward  
 v. Tinsley

## EASTER TERM, 1847.

Lond.—Newton v. Belcher  
 Lincoln—Huntley v. Russell  
 Warwick—Bower v. Wood  
 Lancaster—Turner v. Hartley  
 Liverpool—Yates v. Fenton  
 Somerset—Reg. v. Inhab.  
 of East  
 Tithing of East  
 Mark  
 Reg. v. Inhabi-  
 tants of Tithing  
 of Moore

## TRINITY TERM, 1847.

Midd.—Clayards v. Dethick  
 Lond.—Russell v. Smith

## SPECIAL CASES AND DEMURRERS

## FOR EASTER TERM, 1848.

Those marked thus \* are Special cases—the rest are demurrers.

## STANDING FOR JUDGMENT.

Flanders v. Bunbury  
 \*Hilton v. Whitehead  
 Vigers v. Dean and Chapter of  
 St. Paul's & ors.  
 \*Hall v. Bainbridge  
 Baley v. Harris  
 \*Doe d. Patrick v. Royle and  
 wife

## FOR ARGUMENT.

Morris v. Duke of Beaufort  
 (Stands over by consent)  
 \*Morrell v. Biddle  
 Bowers v. Nixon  
 (Stands over till decision in  
 error)

Clegg & ors. v. Dearden, Sp.  
 verdict

\*Doe d. Smith v. Birkin  
 \*Dails v. Lloyd & an.  
 Freeman v. Batley  
 Coakes v. Sherrington (Award)  
 \*Doe d. Millett v. Millett  
 \*Ostler v. Cooke & ors.  
 Cutler v. Bower  
 Doe d. Pennington v. Taniere  
 (Award)

(Consent to stand over till  
 Trinity Term)

Ghishin v. Gregory & an.  
 Davison v. Wilson & ors.  
 Griffiths v. Lewis  
 Collett v. Curling

## Before the Vice-Chancellor KNIGHT BRUCE.

## CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Edwards v. Salloway (D)  
 Musters v. Wright (Objection  
 as to parties)  
 Daintree v. Haynes (E to an-  
 swer)  
 Ball v. Bonfield  
 Barton v. Haynes Trin. Term  
 Sowdon v. Marriott (E, } Apr.  
 3 sets) 21  
 Same v. Same (F D, C)  
 Dewbery v. Dewbery  
 Garrett v. Wilkinson  
 Johnson v. Richards  
 Lane v. Lane  
 Pearce v. Peter  
 Buckell v. Hardley April 18  
 Gould v. Gill  
 Same v. Same } April 18  
 Same v. Sturgis }  
 Seton v. Waller April 18

Allen v. Leach (F D, C)  
 Cordy v. Wright (F D, C)  
 Lond v. Ash April 22  
 Lewis v. Bourne April 22  
 Rowe v. Rowe April 22  
 Fuller v. Fuller (F D, C)  
 Parkinson v. Gore  
 Wroughton v. Colquhoun (E,  
 F D)  
 Emery v. Phillips SA  
 Jones v. Meares  
 Smith v. Wright April 26  
 Alexander v. Bushby April 26  
 Baker v. Moseley April 26  
 Menzies v. Connor April 27  
 Skinner v. M'Donnell April 28  
 Redshaw v. Newbold April 29  
 Bower v. Slaney April 29  
 Cheetham v. Cannon SA

## Before the Vice-Chancellor WIGRAM.

## CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Jackson v. Field (D)  
 Moor v. Vardon } To fs a  
 Same v. Lachlan } day  
 Clementi v. Fielding  
 Gaskall v. Holmes (F D, C)  
 To fs a day  
 Sowerby v. Clayton (F D, C)  
 Scarborough v. Pinsent  
 Osborne v. Foreman (F D,  
 C)

Rooke v. Drake S O  
 Visct. St. Vincent v. Hinckley  
 S O  
 Smith v. Harwood S O  
 Bateman v. Margerison } Apr.  
 Same v. Wilcock } 10  
 Jackson v. Huxtable April 10  
 Labouchere v. Clarkson April  
 15  
 Hughes v. Williams April 10

*Trinity House v. Beadle	Wigan v. Gadderer
*Green & ors. v. St. Katherine	*Bourne v. Scott
Dock Company	Reed v. Salter & an.
Hoare v. Silverlock (Arrest	Palk v. Force
of judgment)	*Russell v. Philipps
Laurie, Knt., & ors. v. Ben-	Consens v. Harris & wife
dal (Ditto)	Spencer & an. v. Haggiadur
Curlewis v. Laurie & ors.	(Error)
Moens & ors. v. Von Griesham	Bird & an. v. Smith
(Award)	

## ENLARGED RULES

FOR EASTER TERM, 1848.

Those marked thus \* are to be heard in the Bail Court.

## First Day.

*Ex parte Williams, In re	
Vaughan, and in 5 causes	
In re The Midland Railway	
Co. & ors.	
Gee v. Fearnley	
In re Batty v. Thompson	
In re the East and West India	
Docks & Birmingham Junc-	
tion Railway Co. v. Low	
Same v. Bradshaw	
*In re Wellesley & an.	
Scadding v. Lorient	
In re Acworth v. Dowsett	
Reg. v. Council of Warwick	
Same v. The Council of Con-	
gleton	
*Same v. Bishop of Rochester	
*Same v. Vickery	
Same v. Farham	
Same v. Brightman	

## Second Day.

In re Pauling & an. v. The	
East Lancashire Railw. Co.	

*In re Haynes & an.	
*In re Holt & an. v. Kerahaw	
*In re Nind v. Rhodes	
*In re Goodacre & an.	
In re Zorah v. Smith	
*In re Rankin & ors.	
Reg. v. Mott	
Reg. v. Paynter (2 rules)	
Same v. The Eastern Counties	
Railway Company	

## Third Day.

*Reg. v. Schlesinger	
Same v. The Treasurer of the	
Borough of Oswestry	
Same v. The Lords of the	
Treasury, ex p. Dobbin	
*Same v. Justices of Lanca-	
shire (appeal of Justices of	
Wolverhampton)	
Same v. The Ipswich and	
Bury St. Edmond's Railway	
Company	
*Same v. Justices of Middle-	
sex (appeal of R. Cook)	

## CROWN PAPER, EASTER TERM, 1848.

Wednesday, April 26.

Buckinghamsh. Reg. v. Great Western Railway Company.	
Same .....	Same.
Warwickshire..	Collins.
Staffordshire ..	Keen.
Carnarvonshire	Inhabitants of Holywell, Flintshire.
Cornwall .....	Nicholls.
Wiltshire .....	Inhabs. of St. Thomas, New Sarum.
Lincolnshire ..	Inhabitants of Coningsby.
Yorkshire .....	Inhabitants of Carlton.
Same .....	Inhabitants of Addingham.
Wiltshire .....	Inhabitants of Colerne.
Devonshire .....	Inhabitants of East Stonehouse.
Yorkshire .....	Inhabitants of Gomersal.
Leicestershire	Shaw.
England.....	Commissioners of Stamps and Taxes.
Westmoreland	Irving.
Same .....	Same.
Middlesex .....	Inhabs. of St. Pancras (with Hackney).
Same .....	Same (with St. Luke's).
Yorkshire .....	Inhabitants of Monk Breton.
Essex .....	Inhabitants of Witham.
Surrey .....	Inhabitants of Whitechapel.
Cornwall .....	Riley.
Yorkshire .....	Churchwardens of Longwood.
Devonshire .....	Warren.
Cambridge ...	Inhabitants of Ashwell, Herts.
Surrey .....	Chasemere.
Yorkshire .....	Inhabitants of Ovenden.
Same .....	Inhabitants of Aldborough.
Cheshire .....	Inhabitants of Pott Shrigley.
Same .....	Inhabitants of Macclesfield (with
	Ashby-de-la-Zouch).
Durham.....	Mayor of Sunderland.
Yorkshire .....	Preston & an.
Same .....	Longbottom & an.
Yorkshire...	Inhabitants of Sheffield.

Same .....	Reg. v. Same.
Colchester...	Inhabitants of St. Giles.
Lancashire...	Overseers of Salford.
Eng. & Wales.	Tithe Commissioners.
Yorkshire ....	Inhabitants of Halifax (with Ah-
	wick).
Middlesex...	Inhabitants of Harrow on the Hill.
Kent .....	Inhabitants of Chatham.
Worcestershire	Cheek & an.
Wiltshire .....	Inhabitants of Shepton Mallet.
Cheshire .....	Inhabitants of Glossop.
Warwickshire..	Inhabitants of St. Michael, Coventry.
Yorkshire ....	Inhabitants of Halifax (with Rush-
	worth).
Leicestershire..	Inhabitants of St. Margaret.
Surrey.....	Inhabitants of Christchurch.
Same .....	Inhabitants of Rotherhithe.
Plymouth' ....	Inhabitants of St. Andrew.
Middlesex ....	Inhabitants of Hammersmith Bridge
	Company.
Surrey .....	Inhabitants of Croydon.
Wiltshire ....	Inhabitants of Seend.
Cambridgeshire	Inhabitants of Melton, Suffolk.
Lancashire....	Whittles.
Yorkshire ....	Inhabitants of Mirfield.
Cambridgeshire	Inhabitants of St. Ebbe, Oxford.
Gloucestershire	Read & ors.
Yorkshire ....	Grant & ors.
Derbyshire ....	Arkwright.
Great Yarmouth	Preston.
Kent .....	Inhabitants of Maidstone.
Northamptonsh.	Lord and Steward of Weedon Beck.
Lancashire....	Hulton.
Monmouthshire	Inhabitants of Bedwelty.
Devonshire....	Inhabitants of Cheriton Fitzpaine.
Sussex .....	Inhabitants of Hamsey.
Norwich.....	Churchwardens of Fawncett St. Mary.
Same .....	Churchwardens of Falcolnstone.
Yorkshire ....	Inhabitants of Rawden.
Berkshire .....	Inhabitants of Slichester.
Devonshire ...	Inhabitants of Totnes.
Lincolnshire ..	Clayton.
Yorkshire ....	Blanahard & an.
Carnarvonshire	Inhabitants of St. Pancras, Middlesex.
Essex.....	Inhabitants of Hatfield Peverel.
Liverpool ....	Mayor & c. of Liverpool.
Breconshire ..	Inhabitants of the county of Brecon.
Lancashire....	Knox & an.
Yorkshire ....	Cooper.
Sussex .....	Inhabs. of St. Thomas the Apostle.
Wiltshire ....	Inhabitants of Shalbourne.
Denbighshire..	Inhabitants of Llanddogget.
Middlesex ....	Inhabs. of St. Leonard, Shoreditch.
Yorkshire ....	Sheffield Canal Company.
Middlesex ....	Clerkenwell Improvement Commrs.
Lincolnshire ..	Justices of Lincoln.
Middlesex ....	Inhabitants of Mile End Old Town.

## Court of Common Pleas.

## NEW TRIALS.

HILARY TERM, 1847.	Suffolk—Vipan v. Gay
Lond.—Smith v. Watson	„ Same v. Same
„ Brown v. Chapman	TRINITY TERM, 1847.
EASTER TERM, 1847.	Midd.—Barnes v. Ward
Midd.—Morgan v. Abergavenny	„ Young v. Geiger
„ Goddard v. Dobson	„ Same v. Same
„ Murray v. Hall	Lond.—Alexander v. Mackenzie
Lond.—Nichols v. Ross	„ Belcher v. Patten
„ Same v. Same	„ Doe d. Royle v. Allison
„ Humphreys v. Shuttleworth	„ Same v. Same
„ Goodlake v. King	MICHAELMAS TERM, 1847.
„ Hopwood v. Thorn	Midd.—Hopwood v. Whaley
„ Barker v. Griffiths	„ Collins v. Bennett
„ Perry v. Parr	„ Jenkinson v. Raphael
„ Blackie v. Pidding	„ Foll v. Downes
Norfolk—Garrard v. Tuck	



Midd.—Doe d. Cotesworth v. Skinner  
 „ Edmunds v. Challis  
 „ King v. Jones  
 „ Mind v. Arthur  
 Lond.—Blandy v. Burgh  
 „ Powell v. Bradbury  
 „ Beard v. Egerton  
 „ Croll v. Edge  
 „ Manger v. Brightman  
 „ Same v. Same  
 „ Smith v. Roberts  
 „ Daw v. Butler  
 „ Leader v. Purday  
 Hants—Harvey v. Johnston  
 Surrey—Fitzgerald v. Fitzgerald  
 Kent—Lawes v. Brown  
 Warwick—Tarleton v. King  
 Leicester—Edwards v. Lawless  
 Norfolk—Huggins v. Bailey

Suffolk—Young v. Raincock  
 Worcest.—Borastons v. Frances  
 Stafford—Humphres v. Longmore  
 Monmouth—Crossfield v. Morrison  
 HILARY TERM, 1848.  
 Midd.—Caunt v. Thompson  
 „ Same v. Same  
 „ Tappenden v. Ball  
 Lond.—Schwartz v. Sharp  
 „ Benett v. Peninsular and Oriental Steam Packet Co.  
 „ Crowther v. Solomons  
 „ Russell v. Briant  
 „ Tappin v. City Steam Boat Co.  
 „ Cockburn v. Alexander

## Court of Exchequer.

## SITTINGS—EASTER TERM, 1848.

	<i>Banc.</i>	<i>Nisi Prius.</i>
Saturday, April 15	Peremptory Paper	.....
Monday ..... 17	Motions	Midd. 1st Sitting
Tuesday ..... 18	Peremptory Paper	.....
Wednesday ..... 19	Motions	.....
Thursday ..... 20	.....	.....
Wednesday ..... 26	Demurrers	London 1st Sittings
Thursday ..... 27	.....	Midd. 2nd Sitting
Friday ..... 28	Special Cases	.....
Saturday ..... 29	Crown Cases reserved	.....
Monday .. May 1	Demurrers	.....
Tuesday ..... 2	Errors.	.....
Wednesday ..... 3	Special Cases	London 2nd Sitting
Thursday ..... 4	.....	Midd. 3rd Sitting
Friday ..... 5	Demurrers	.....
Saturday ..... 6	.....	.....
Monday ..... 8	Special Cases	.....
Tuesday ..... 9	.....	.....
Wednesday ..... 10	.....	.....
Thursday ..... 11	.....	.....
Friday ..... 12	.....	.....

## ENLARGED RULES.

<i>To 1st Day.</i>	<i>To 5th Day.</i>
Toby v. Livibond	In the Matter of Tindal, ex parte Lord Chandos
Batty v. Marriott	
Faithful v. Gingell	
Barber v. Gower	<i>To 10th Day.</i>
Tolson v. Bishop of Carlisle	In the Matter of Warrand

## DEMURRER PAPER.

<i>Wednesday, April 26.</i>	<i>Saturday, April 29.</i>
Smith v. Kenrick (part heard)	Nash v. Brown
Engstrom v. Brightman	Kearns v. Durell
Tripp v. Shrapnell	Boden v. Smith
Mortimer v. Hartley	Woolf v. City Steam-boat Co.
Doe d. Duntze v. Duntze	Monypenny v. Dering
White v. Woodward	Vincent v. Bishop of Soder and Man
Penrice v. Penrice	Pilgrim v. Southampton and Dorchester Railway Co.
Same v. Same	
Newborough v. Schroder	
Bickford v. Parsons	
Hoppe v. Gordon	
Humfrey v. Gery	
Kepp v. Wiggitt	
Morrison v. Chadwick	
Frazer v. Hemsworth	
Sanderson v. Dobson	
Astley v. Fisher	
Reynolds v. Read	
Holland v. King	
Lomax v. Lindells	
Dean and Chapter of Ely v. Cash	

## CUR. ADV. VULT.

<i>Patteson v. Holland (to stand over till the sci. fa. in Q. B. is disposed of)</i>	<i>Doe d. Miller v. Claridge</i>
Smart v. Sanders	Elderton v. Emmens
Owen v. Challis	Doe d. Lord v. Crago
Dicker v. Jackson	Cocks v. Purday
Couling v. Coxe	Valpy v. Sanders
Brown v. Winton	Smith v. Marsack
Gay v. Lauder	Rizzi v. Foleth
	Howden v. Standish

## APPEALS FROM REVISING BARRISTERS.

<i>No.</i>	<i>County.</i>	<i>Appellant.</i>	<i>Respondent.</i>
2...	Northamptonshire (South. Div.).	Barton ..	Langham.
7...	Worcestershire.....	Palmer ..	Allen.

## NEW TRIAL PAPER.

<i>FOR JUDGMENT.</i>	<i>Moved after the 4th day of Michaelmas Term, 1847.</i>
<i>Moved Easter Term, 1847.</i>	Midd.—Ballenger v. Sheppard
Kingston—Boileau v. Radlin	„ Maile v. Mann
<i>FOR ARGUMENT.</i>	„ Middleditch v. Ellis
<i>Moved Easter Term, 1847.</i>	<i>Moved Hilary Term, 1848.</i>
Glo'aster—Christy v. Powell	Midd.—Stevens v. Keating
<i>Moved Trinity Term, 1847.</i>	„ Lewis v. Simpson
Midd.—Jacobs v. Hyde	Lond.—Fox v. Rigby
Lond.—Chilton v. The London and Croydon Railway Co.	„ Willey v. Parratt
<i>Moved Mich. Term, 1847.</i>	„ Clark v. Woods
Midd.—Potez v. Glossop	„ Machee v. London & South-western Railway Co.
„ Blackett v. Wood	„ Connop v. Challis
„ Morley v. Attenborough	„ Herring v. Hudson
Lond.—Burnside v. Doyrell	„ Atkinson v. Pocock
„ Waller v. Bishop	„ Chew v. Jones
„ Fraser v. Lochner	„ Daines v. Hartley
„ Hennah v. Clark	<i>Moved after the 4th day of Hilary Term, 1848.</i>
„ Percy v. Hopkins	Midd.—Gawler v. Chaplin
York.—Grayburn v. Horberry	Lond.—Kitchingman v. Skeel

## PEREMPTORY PAPER.

*To be called on the first Day of the Term after the Motions, and to be proceeded with the next Day, if necessary, before the Motions.*

Lewis v. Lord Suffield	Chapman v. Humphery
Norton v. Robinson	Hanley v. Cassan
Esedale v. Truswell	

## SPECIAL PAPER.

## SPECIAL CASES.

<i>FOR JUDGMENT.</i>	<i>Royal Mail Steam Packet Co. v. Acraman</i>
Doe d. Knight v. Spencer (heard Nov. 15, 1847)	Regina on the prosecution of Chaffers v. Good
Molton v. Camroux (heard Jan. 17 and 21, 1848)	Allen v. Sharpe
Salkeld v. Johnston (heard Jan. 26, 1848)	Williams v. Griffiths
<i>FOR ARGUMENT.</i>	Fenn v. Gould
Toynbee v. Brown	Lamprell v. The Guardians of the Billericay Union
South-eastern Railway Co. v. Pickford	Watson v. Pearson
Belcher v. Bellamy	Duke v. Andrews
Hamilton v. Spottiswoods	Nicholson v. Rayne
Graham v. Allsop	Tomlinson v. Elster
Doe d. Knight v. Samson	Beilby v. Shephard
Furness v. Law	Griffith v. Pike
	Walker v. Macdonald

## DEMURRERS.

## FOR JUDGMENT.

Coupland v. Challis (heard  
Dec. 7, 1847)  
Venables v. The East India  
Co. (heard Jan. 19, 1848)

## FOR ARGUMENT.

Doe v. Wellman (part heard  
Jan 24, 1848)  
Creft v. Clark  
Richards v. Suffield  
Smith v. Tatham  
Varley v. Leigh

Cannan v. Lambert  
Platel v. Bevil  
Pratt v. Pratt  
Scarlsbrick v. Kennard  
Graham v. Ingleby  
Jones v. Morris  
Cann v. Hughes  
Serrell v. Allen  
Browning v. Hallett  
Biggs v. Easthope  
Williams v. Lord De L'Isle  
and Dudley  
Mounsey v. Perrott

COMMON-LAW SITTINGS, IN AND AFTER  
EASTER TERM.

## Court of Queen's Bench.

## MIDDLESEX.—In Term.

1st sitting .. Monday, April 17, and two or three following  
days, at 11.  
2nd sitting.. Thursday .... 27, and subsequent days, at 11.  
3rd sitting.. Wednesd., May 10, at half-past 9 precisely (for  
undefended causes only).

## After Term.—Saturday, May 13, at half-past 9.

A list of such remanets as appear fit to be tried in term will be printed immediately; but on the statement of either side that a cause is too long to be tried in term, it will be withdrawn from such list, provided the other side have two days' notice of the application at the Marshal's to postpone, and do not oppose the application on good grounds.—The usual number of completed and new causes will be put into the list day by day in their usual order.

## LONDON.—In Term.

Sitting at 10, on Thursday, May 11, for undefended causes, and such as the judge considers fit to be taken.

After Term.—Monday, May 15, to adjourn.

## Court of Common Pleas.

## In Term.

MIDDLESEX.	LONDON.
Wednesday ..... April 26	Saturday ..... April 29
Wednesday ..... May 3	Friday ..... May 5

## After Term.

Saturday ..... May 13	Monday ..... May 15
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The Court will sit at ten o'clock in the forenoon on each of the days in term, and at half-past nine precisely on each of the days after term.

The causes in the list for each of the above sitting days in term, if not disposed of on those days, will be tried by adjournment on the days following each of such sitting days.

On Monday, the 15th May, in London, no causes will be tried, but the Court will adjourn to a future day.

## Exchequer of Pleas.

## In Term.

MIDDLESEX.	LONDON.
1st sitting, Monday, April 17	1st sitting, Wednes., April 26
2nd sitting, Thursday .... 27	2nd sitting, Wednes., May 3
3rd sitting, Thursday, May 4	

## After Term.

Saturday ..... May 13	Monday ..... May 15
	(To adjourn only).

The Court will sit in Middlesex, at Nisi Prius, in term, by adjournment, from day to day, until the causes entered for the respective Middlesex Sittings are disposed of.

The Court will sit, during and after term, at ten o'clock.

## London Gazettes.

TUESDAY, APRIL 11.

## BANKRUPTS.

ROBERT KERSEY, Hadleigh, Suffolk, saddler and harness maker, April 18 at 1, and May 23 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Pownall, Ipswich; Smith, 15, Furnival's-inn, Holborn.—Fiat dated March 31.

CHARLES DOBSON SMITH, Bridge-road, Battersea, Surrey, florist, dealer and chapman, April 19 and May 23 at 1, Court of Bankruptcy, London: Off. Ass. Pennell: Sol. Orme, 54, Chancery-lane.—Fiat dated April 8.

JOHN REAY the younger and HENRY REAY, Mark-lane, London, wine merchants, April 24 at 1, and May 23 at 12, Court of Bankruptcy, London: Off. Ass. Graham: Sols. Borrodale & Dimsdale, King's Arms-yard.—Fiat dated April 6.

JAMES FAIRS, Horsham, Sussex, victualler, dealer and chapman, April 19 and May 17 at 12, Court of Bankruptcy, London: Off. Ass. Ball; Sols. Padwick, Horsham: Waugh & Co., Great James-st., Bedford-row.—Fiat dated March 29.

AUGUSTUS ALEXANDER LACKERSTEEN and WILLIAM HAMILTON CRAKE, Moorgate-street, London, merchants, dealers and chapmen, (trading under the firm of Lackersteen, Crake, & Co.), May 1 at 12, and June 1 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Dickson & Overbury, Frederick's-place, Old Jewry.—Fiat dated April 10.

ZECHARIAH BOWDEN, Worrington-street, Oakley-square, St. Pancras, Middlesex, builder, dealer and chapman, April 22 at half-past 1, and May 27 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Ivimey, Chancery-lane.—Fiat dated April 8.

THOMAS CLENT, Leamington Priors, Warwickshire, the dealer and grocer, April 22 and May 20 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Bortleat, Birmingham; Lettis, Bartlett's-buildings, London.—Fiat dated April 6.

HENRY WILLIAM DAMSELL, Biale, Gloucestershire, grocer and draper, dealer and chapman, April 25 at 12, and May 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Kearsey, Stroud; Blower & Co., Lincoln's-inn-fields, London.—Fiat dated April 5.

JOHN SHORT, Bristol, boot and shoe maker, April 28 at May 30 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Crosby, Bristol; Jay, 15, Serjeants'-in London.—Fiat dated April 4.

REGINALD WILLIAM BLYTH, Plymouth, Devonshire, hosier, dealer and chapman, April 26 and May 23 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel: Sols. Cross, Plymouth; Terrell, Exeter; Gregory & Co., Bedford-row, London.—Fiat dated April 4.

JOHN HENRY ADAMS and WILLIAM ADAMS, Sampford Peverell, Devonshire, machinists, dealers and chapmen, April 25 at 11, and May 18 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Head, Exeter: Downes & Co., 7, Furnival's-inn, Holborn, London.—Fiat dated March 31.

WILLIAM JOHN DABRES MILLMAN, Plymouth, Devonshire, tailor, dealer and chapman, April 25 at 11, and May 18 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Lavers, jun., Plymouth; and Stogdon, Southernhay, Exeter; Pontifex & Moginie, 5, St. Andrew's-court, Holborn.—Fiat dated April 4.

JOHN JAMES WARD, Plymouth, Devonshire, builder, dealer and chapman, April 26 and May 23 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Southernhay, Exeter; Keddell & Co., 34, Lime-street, London.—Fiat dated April 6.

ROBERT BRITTON, Bradford, Yorkshire, grocer, dealer and chapman, April 25 and May 15 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Wells & Co., Bradford; Courtenay, Leeds; Hawkins & Co., New Boswell-court, London.—Fiat dated April 7.

JOHN WHARTON, Runcorn, Cheshire, grocer, April 27 and May 15 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Evans & Son, Liverpool; Oliver, 36, Old Jewry, London.—Fiat dated April 6.

**HUGH JONES EVANS**, (carrying on trade as Hugh Evans the younger), Penygloffda, Llanlwlchalaru, Montgomeryshire, grocer and provision dealer, dealer and chapman, April 25 and May 22 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sola Woosnam, Newtown, Montgomeryshire; Mason, Liverpool; Weeks, Cook's-court, Lincoln's-inn-fields, London.—Fiat dated April 4.

## MEETINGS.

**Morgan Lewis**, Oxford-street, Middlesex, linen draper, April 22 at 11, Court of Bankruptcy, London, pr. d.—**Thos. Taylor**, Cowley, Oxfordshire, baker, April 18 at half-past 12, Court of Bankruptcy, London, last ex.—**John Pettepher**, Rochester-road, Camden-town, Middlesex, builder, April 27 at half-past 2, Court of Bankruptcy, London, last ex.—**John Pultine** the younger, Selby, Yorkshire, brewer and maltster, May 12 at 11, Commercial-buildings, Leeds, last ex.—**George Freeman**, White-cottage, Southampton-street, Camberwell, Surrey, dealer in colonial produce, May 3 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Thomas Bortwood**, Shadwell Dock-street, Middlesex, ship chandler, May 3 at 11, Court of Bankruptcy, London, aud. ac.—**John Goddard**, Tutwell, Norfolk, carpenter, May 3 at half-past 1, Court of Bankruptcy, London, aud. ac.—**John Atkins**, West Cowes, Isle of Wight, Hampshire, wine merchant, May 3 at 11, Court of Bankruptcy, London, aud. ac.—**Wm. Lake**, Fleet-street, London, printer, May 3 at 12, Court of Bankruptcy, London, aud. ac.—**John O'Donnell**, Sidney-street, Chelsea, Middlesex, bricklayer and builder, May 3 at half-past 12, Court of Bankruptcy, London, aud. ac.—**William Ray**, Rollis-buildings, Fetter-lane, Middlesex, coal dealer, dealer and hapman, May 3 at 12, Court of Bankruptcy, London, aud. ac.—**Henry Burrell**, Bull and Mouth-st., London, lodging-house keeper, May 3 at half-past 1, Court of Bankruptcy, London, aud. ac.—**Jos. T. Jay**, Acle, Norfolk, surgeon, May 3 at 11, Court of Bankruptcy, London, aud. ac.—**J. Clayton**, Crown-court, Cheapside, London, Manchester warehouseman, May 3 at half-past 11, Court of Bankruptcy, London, aud. ac.—**John Bentlett**, East Peckham, Kent, grocer, May 2 at 1, Court of Bankruptcy, London, aud. ac.—**Henry Clark**, Albermanbury, London, warehouseman, May 3 at 11, Court of Bankruptcy, London, aud. ac.—**Thos. Williams**, Jermyn-st., St. James, Westminster, Middlesex, licensed victualler, May 3 at 1, Court of Bankruptcy, London, aud. ac.—**Rob. Oakley**, Southampton, market gardener, May 4 at 11, Court of Bankruptcy, London, aud. ac.—**David Watkins**, Abergavenny, Monmouthshire, shoemaker, May 4 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**James Lockett**, Wm. Baker, and John Nicholson, Stone, Staffordshire, railway contractors, May 2 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**Thos. Lowe** the elder and **Thos. Lowe** the younger, Whitchurch, Shropshire, bone dealers, May 4 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**K. Kettlewell**, Leeds, Yorkshire, silversmith, May 4 at 11, District Court of Bankruptcy, Leeds, aud. ac.; May 5 at 11, div.—**Ebenezer Todgson**, Richmond, Yorkshire, ironmonger, May 4 at 11, District Court of Bankruptcy, Leeds, aud. ac.; May 5 at 11, div.—**Francis Stamp**, Kingston-upon-Hull, stock broker, May 3 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—**Adam Watson**, Geo. Mackenzie, and **Murdock Mackenzie**, Liverpool, ship brokers, May 2 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—**Robt. Adams** and **Thos. Banks**, Liverpool, cattle salesmen, May 2 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—**John Buckton**, Darlington, Durham, grocer, May 4 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**Wm. L. Prattman**, Butter Knowle-lodge, Durham, and **Michael Forster**, Copley, Durham, timber merchants, May 4 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**Wm. Kay**, Wm. Mortimer, and **Edw. Fletcher**, Bury, Lancashire, brass founders, May 4 at 11, District Court of Bankruptcy, Manchester, aud. ac.; May 5 at 11, div. sep. est. of **W. Kay**.—**J. Butterworth**, Rochdale, Lancashire, cotton manufacturer, May 4 at 12, District Court of Bankruptcy, Manchester, aud. ac.; May 11 at 12, div.—**John Mayor**, Preston, Lancashire, innkeeper, May 2 at 11, District Court of Bankruptcy, Manchester, aud. ac.; May 3 at 11, fin. div.—**Benj. Frith**, Hartshead-cum-Clifton, Dewsbury, Yorkshire, cotton spinner, May 2 at 11, District Court of Bankruptcy, Leeds, aud. ac.—**George Clay**, Queen-street, Cheapside, London, woollen warehouseman, May 4 at half-

past 2, Court of Bankruptcy, London, div.—**Wm. Pithey**, Philpot-lane, Fenchurch-st., London, merchant, May 3 at 11, Court of Bankruptcy, London, div.—**John Kemp**, Chipperfield, Hertfordshire, victualler, May 3 at 12, Court of Bankruptcy, London, div.—**John Choate**, Ipswich, Suffolk, boot maker, May 3 at half-past 11, Court of Bankruptcy, London, div.—**Jas. Williams**, Whitechapel-road, Middlesex, importer of and dealer in rattans, May 3 at half-past 12, Court of Bankruptcy, London, div.—**Wm. Tanner** and **John Ward**, Leadenhall-place and Leadenhall-market, London, leather factors, May 2 at half-past 1, Court of Bankruptcy, London, div. joint est. and sep. est. of **Wm. Tanner**.—**Esra J. Coates** and **John Hillard**, Broad-st., Cheapside, London, Manchester, Liverpool, and Leicester, in England, and New York, in America, merchants, May 3 at 11, Court of Bankruptcy, London, div.—**John B. Hillyer**, Leeds, Yorkshire, dealer and chapman, May 5 at 11, District Court of Bankruptcy, Leeds, div.—**George Hattersley**, Sheffield, Yorkshire, stove manufacturer, May 6 at 10, District Court of Bankruptcy, Sheffield, div.—**William Sampson**, Sheffield, Yorkshire, grocer, May 6 at 10, District Court of Bankruptcy, Sheffield, div.—**John Corbett**, Mansfield, Nottingham, wool dealer, May 6 at 10, District Court of Bankruptcy, Sheffield, div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

**Henry Burrell**, Bull and Mouth-street, London, lodging-house keeper, May 3 at half-past 1, Court of Bankruptcy, London.—**Richard Stapleton** and **Wm. Thorn**, Whitefriars, London, and Paddington and Battle-bridge, Middlesex, and Surrey-wharf, Upper Ground-st., Blackfriars, Surrey, scavengers, May 3 at 12, Court of Bankruptcy, London.—**Hen. Harvey**, Stock Exchange, London, and St. Paul's-terrace, Islington, Middlesex, stock and share dealer, May 5 at 12, Court of Bankruptcy, London.—**James Haddon Brownlie**, Richmond-street, Princess-st., St. James, Middlesex, cabinet maker, May 2 at 2, Court of Bankruptcy, London.—**Wm. Baxter**, Northumberland-st., Strand, Middlesex, hotel keeper, May 3 at 2, Court of Bankruptcy, London.—**Edw. Callow** and **Mark Taversham** the younger, Cornhill and Finch-lane, London, stock brokers, May 5 at 12, Court of Bankruptcy, London.—**Esra J. Coates** and **John Hillard**, Broad-street, Cheapside, London, Manchester, Liverpool, and Leicester, in England, and New York, in America, merchants, May 3 at 12, Court of Bankruptcy, London.—**John Clayton**, Crown-court, Cheapside, London, Manchester warehouseman, May 3 at half-past 11, Court of Bankruptcy, London.—**Jonathan Belchambers**, Strand, Middlesex, bookseller, May 3 at half-past 12, Court of Bankruptcy, London.—**Thomas Phipps**, High Holborn, Middlesex, saddler, May 3 at half-past 11, Court of Bankruptcy, London.—**John A. Morse**, Bicestres, Oxfordshire, carrier, May 3 at half-past 1, Court of Bankruptcy, London.—**Thomas Gillett**, Gutter-lane, Cheapside, London, warehouseman, May 3 at 11, Court of Bankruptcy, London.—**John Green**, Pall-mall and Sloane-st., Middlesex, wine merchant, May 3 at 1, Court of Bankruptcy, London.—**Athalia B. Player**, Braintree, Essex, grocer, May 3 at 12, Court of Bankruptcy, London.—**Geo. Harris**, Giltspur-st., London, tailor, April 29 at 11, Court of Bankruptcy, London.—**James Terrett**, Salisbury-lane, Bermondsey, Surrey, victualler, May 4 at 1, Court of Bankruptcy, London.—**Henry Thomas Stephens**, Southampton, licensed victualler, May 4 at 12, Court of Bankruptcy, London.—**Geo. Lungley** and **Peter Lungley**, Latymer-road, Hammersmith, Middlesex, ship joiners, May 4 at 12, Court of Bankruptcy, London.—**Eliza Anne Edwards**, Bristol, banker, May 2 at 11, District Court of Bankruptcy, Bristol.—**Mary Emma Edwards**, Bristol, banker, May 2 at 11, District Court of Bankruptcy, Bristol.—**Maria Ham**, otherwise **Baker**, Wells, Somersetshire, milliner, May 4 at 12, District Court of Bankruptcy, Bristol.—**Charles Broad**, Bristol, timber merchant, May 4 at 12, District Court of Bankruptcy, Bristol.—**William Falloes**, Middlesborough, Yorkshire, coal fitter, May 5 at 11, District Court of Bankruptcy, Leeds.—**John Wright**, Brimsall-hall, within Wheelton, Lancashire, calico printer, May 3 at 11, District Court of Bankruptcy, Manchester.—**John Bamby**, Manchester, cattle dealer, May 3 at 12, District Court of Bankruptcy, Manchester.—**J. Proektier** and **Thos. Proektier**, Rochdale, Lancashire, cotton spinners, May 8 at 12, District Court of Bankruptcy, Manchester.—**James Batson**, Great

## MEETINGS.

*Alex. Carroll* the younger, Strand, Middlesex, newspaper proprietor, April 29 at 11, Court of Bankruptcy, London, last ex.—*Jas. Salter*, Harringay-villas, Green-lane, Tottenham, Middlesex, builder, May 10 at 1, Court of Bankruptcy, London, last ex.—*John I. Grylls*, Pontardulais, Wm. Stubbs, Llanelly, Carmarthenshire, and *Rich. B. Cousins*, York-sq., Stepney, Middlesex, iron founders, May 4 at 12, District Court of Bankruptcy, Bristol, last ex.—*Jonathan Higginson* and *Rich. Deane*, Liverpool, merchants, April 26 at 12, District Court of Bankruptcy, Liverpool, last ex.—*James Keon*, Ashton-under-Lyne, Lancashire, and *Thos. Harrison*, Stockport, Cheshire, cap manufacturers, April 25 at 11, District Court of Bankruptcy, Manchester, last ex. of *Jas. Keon*.—*Thomas Bate*, Birmingham, hatter, May 5 at 11, Court of Bankruptcy, London, and. ac.—*Richard Pope* and *John B. Pope*, Adelaide-place, London-bridge, London, coal owners, May 5 at 11, Court of Bankruptcy, London, and. ac.—*Wm. S. Smith*, Reading, Berkshire, scrivener, May 5 at half-past 11, Court of Bankruptcy, London, and. ac.—*Joseph Miller*, Ipswich, Suffolk, licensed victualler, May 5 at half-past 11, Court of Bankruptcy, London, and. ac.—*R. Parker*, Ludgate-hill, London, woollen draper, May 8 at half-past 1, Court of Bankruptcy, London, and. ac.—*John Williams*, Berwick-house, Hampstead-road, Middlesex, builder, May 5 at 11, Court of Bankruptcy, London, and. ac.—*Charles Bryson*, Broad-street-buildings, London, general dealer, May 10 at 11, Court of Bankruptcy, London, and. ac.—*John G. Moore* and *Hen. Baylis*, Norwich, warehousemen, May 10 at 11, Court of Bankruptcy, London, and. ac.—*Richard Langwith*, Liddington-place, Oakley-square, St. Pancras, Middlesex, builder, May 9 at 11, Court of Bankruptcy, London, and. ac.—*Wm. Batten* and *Alex. Marshall*, Ship Tavern-passage, Gracechurch-street, London, cheesemongers, May 10 at 11, Court of Bankruptcy, London, and. ac.—*Geo. Wills*, High-street, Wapping, Middlesex, coal merchant, May 10 at 12, Court of Bankruptcy, London, and. ac.—*James Hudson*, Newcastle-upon-Tyne, dealer in marine stores, May 8 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; May 11 at 12, div.—*John B. Gregory*, Birmingham, straw plait dealer, May 6 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Wm. Wilcox Baker*, Birmingham, engraver, May 10 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Geo. Hemwood*, Leeds, carver, May 22 at 11, District Court of Bankruptcy, Leeds, and. ac.—*Edwin Lilley*, Kingston-upon-Hull, timber merchant, May 10 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.; May 17 at half-past 10, div.—*Edw. J. Scott* the elder, Kingston-upon-Hull, paper stainer, May 10 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.—*Robert Ostoby*, Wansford, and *Wm. C. Ostoby*, Great Driffield, Yorkshire, millers, May 10 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.; May 17 at half-past 10, div.—*Rev. And. Keir*, North Cave, Yorkshire, clerk, May 10 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.; May 17 at half-past 10, div.—*Wm. L. Symes*, Ashton-under-Lyne, Lancashire, grocer, May 5 at 12, District Court of Bankruptcy, Manchester, and. ac.—*Joe. T. Jay*, Acle, Norfolk, surgeon, May 5 at 12, Court of Bankruptcy, London, div.—*John Atkins*, West Cowes, Isle of Wight, Hampshire, wine merchant, May 5 at 1, Court of Bankruptcy, London, div.—*Fred. Peake* and *John Hillings*, Honiton, Devonshire, drapers, May 9 at 1, Court of Bankruptcy, London, div. sep. est. of *John Hillings*.—*Thos. Weston*, Southampton, plumber, May 10 at 11, Court of Bankruptcy, London, div.—*James Rogers*, Northumberland-st., Strand, Middlesex, Italian warehouseman, May 9 at 12, Court of Bankruptcy, London, div.—*John K. Kent*, Craven-street, Strand, Middlesex, money scrivener, May 10 at 1, Court of Bankruptcy, London, div.—*Hen. S. Brasier*, Oxford, tailor, May 10 at 12, Court of Bankruptcy, London, div.—*Joseph Notting*, Poole, Dorsetshire, carrier, May 10 at 11, Court of Bankruptcy, London, div.—*John C. Staines*, Oundle, Northamptonshire, tailor, May 10 at 12, Court of Bankruptcy, London, div.—*John Clarke*, *Richard Mitchell*, *Jos. Philips*, and *Thos. Smith*, Leicester, bankers, May 5 at 11, District Court of Bankruptcy, Nottingham, and. ac.; May 12 at 11, div.—*William Coulter*, Birkenhead, Cheshire, grocer and provision dealer, May 8 at 11, District Court of Bankruptcy, Liverpool, div.—*John Buckton*, Darlington, Durham, grocer, May 5 at half-past 10, District

Court of Bankruptcy, Newcastle-upon-Tyne, fm. div.—*G. Bagnall*, Newcastle-upon-Tyne, music seller, May 11 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, fm. div.—*F. Marshall*, Sunderland, Durham, chemist, May 8 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, fm. div.—*Francis Stamp*, Kingston-upon-Hull, stock broker, May 10 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Robert Parker*, Ludgate-hill, London, woollen draper, May 8 at half-past 1; Court of Bankruptcy, London.—*Hen. Mockett*, New Shoreham, Sussex, merchant, May 8 at 1, Court of Bankruptcy, London.—*Wm. Pearce*, Croydon, Surrey, tailor, May 8 at half-past 12, Court of Bankruptcy, London.—*Jos. Miller*, Ipswich, Suffolk, licensed victualler, May 5 at half-past 11, Court of Bankruptcy, London.—*Thos. F. Manille*, Bedford New-road, Clapham-rise, Surrey, builder, May 5 at 12, Court of Bankruptcy, London.—*Hen. Hen. New Bond-st.*, Middlesex, saddler, May 5 at 1, Court of Bankruptcy, London.—*Hen. Hill*, Gray's-inn-lane, Middlesex, brewer, May 5 at 1, Court of Bankruptcy, London.—*Wm. Curtis*, Cheltenham, Gloucestershire, auctioneer, May 12 at 12, District Court of Bankruptcy, Bristol.—*Edwin Wh. Hall*, Newport, Monmouthshire, watch maker, May 5 at 12, District Court of Bankruptcy, Bristol.—*Ellen Edes*, Bristol, banker, May 10 at 11, District Court of Bankruptcy, Bristol.—*John Ramaden*, Halifax, Yorkshire, woollen draper, May 9 at 11, District Court of Bankruptcy, Leeds.—*Jos. Robinson*, Huddersfield, Yorkshire, merchant, May 9 at 12, District Court of Bankruptcy, Leeds.—*John France Fenn* and *Henry Fletcher*, Over Darwen, near Blackburn, Lancashire, cotton manufacturers, May 5 at 11, District Court of Bankruptcy, Manchester.—*Hen. Morris*, Liverpool, beer victualler, May 4 at 11, District Court of Bankruptcy, Liverpool.—*John Wallace*, Liverpool, corn merchant, May 11 at 11, District Court of Bankruptcy, Liverpool.—*Wm. W. Baker*, Birmingham, engraver, May 10 at half-past 10, District Court of Bankruptcy, Birmingham.—*William C. Exeter*, innkeeper, May 11 at 1, District Court of Bankruptcy, Exeter.—*Dovey Hawkford* and *John Herbert Bilston*, Staffordshire, iron founders, May 17 at 11, District Court of Bankruptcy, Birmingham.—*Sam. Beddoe*, W. Bromwich, Staffordshire, draper, May 16 at 11, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before May 5.

*Wm. Henry Mann*, Maiden-lane, Queen-st., Chapel-lane, London, lead merchant.—*Wm. Duaman Collard*, College-st. Chelsea, Middlesex, slater.—*Stephen Henry Gummer*, Exeter, Dorsetshire, attorney at law.—*Robert Russell*, Friar-st. Staple-inn, Middlesex, ship owner.—*Thomas Cox*, Manchester, wine merchant.—*Robert Blake* the younger, soap manufacturer.—*Geo. Cork*, High-st., Islington, Middlesex, livery-stable keeper.—*John Richard Gamble*, Corn-lane, provision merchant.—*Godfrey Bingley Wadsworth*, Broad-st., Golden-square, Westminster, Middlesex, apothecary.—*George Morton*, Leeds, Yorkshire, paper stainer.—*Ed. Gough*, Wem, Shropshire, druggist.—*Hugh W. Birkenhead*, Cheshire, builder.—*James Adams*, Finsbury-square, Middlesex, surgeon.—*Jacob Moseley*, Neath, Glamorganshire, watch maker.—*John Shakeshaft*, Tranmere, Cheshire, licensed victualler.—*Geo. Smith* and *Den. S.*, Birmingham, leather sellers.

## FIAT ANNULLED.

*Geo. Sturt*, St. Alban's, Hertfordshire, out of business.

## SCOTCH SEQUESTRATIONS.

*Robert Reid*, Denny, grocer.—*Wm. Wilson*, Walsby, Ayrshire, merchant.—*Henry Robert Russell*, Dunfermline, Fifeshire, insurance agent.—*Wm. Steedman*, Leith, merchant.—*Daniel McCorkle & Co.*, Glasgow, ship owners.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection in Process.

*John Butcher Stephens*, Westrip, Stonehouse, Gloucestershire, out of business, May 9 at 10, County Court of Gloucestershire.

stershire, at Stroud.—*Francis Careswell*, Aberystwith, ardiganshire, innkeeper, April 28 at 10, County Court of ardiganshire, at Aberystwith.—*Wm. France*, Liverpool, urgeon, April 24 at 10, Liverpool District County Court, at Liverpool.—*Fred. Parry*, Penryfordd-newydd, Holywell, lighthouse, April 24 at 10, Liverpool District County Court, at Liverpool.—*John Cook*, Ramsgate, Isle of Thanet, Kent, fisherman, April 19 at 11, County Court of Kent, at Ramsgate.—*Henry Lewis*, Coventry, Warwickshire, at of business, April 22 at 11, County Court of Warwickshire, at Birmingham.—*Jos. Walker*, Birmingham, cabinet maker, May 1 at 11, County Court of Warwickshire, at Birmingham.—*John Revell*, Huddersfield, out of business, May 4 at 10, County Court of Yorkshire, at Huddersfield.—*J. Greenwood*, Carlton, near Skipton, Yorkshire, stone mason, April 28 at 10, County Court of Yorkshire, at Skipton.—*Evan Davies*, Jowlais Iron Works, Glamorganshire, innkeeper, April 19 at 0, County Court of Glamorganshire, at Merthyr Tydvil.—*Thos. Quant*, Foston, Lincolnshire, grocer, May 11 at 10, County Court of Lincolnshire, at Grantham.—*Alfred Baker*, Albury, Surrey, bricklayer, April 25 at 1, County Court of Surrey, at Guildford.—*Wm. May Matthews*, Tor, Devonshire, cabinet maker, April 29 at 11, County Court of Devonshire, at Newton Abbot.—*Wm. Sewell*, Tormoham, Devonshire, carver and gilder, April 29 at 11, County Court of Devonshire, at Newton Abbot.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*April 28 at 10, before Mr. Commissioner PHILLIPS.*

*Joseph Martin*, Waltham-cross, Cheshunt, Hertfordshire, coach maker.—*George J. Lovell*, Gloucester-street, Queen-square, Bloomsbury, Middlesex, coach maker.—*S. Vertue* the elder, Wellington-street, Collier-street, Pentonville, Middlesex, cab proprietor.—*Thomas Saunders*, Prospect-house, Hornsey-road, Middlesex, gardener.

*April 29 at 11, before the CHIEF COMMISSIONER.*

*William Toose*, High-street, Borough, Southwark, Surrey, carpenter.—*Edward Aiolet*, Enfield-highway, Middlesex, butcher.—*Joseph McCarthy*, Old Gravel-lane, Wapping, Middlesex, coal dealer.—*Moses Savory*, Bradley-terrace, Wandsworth-road, Surrey, out of business.—*John William Blew*, Grove-place, Brompton, Middlesex, not following any business.—*John M. Fincher*, Trafalgar-square, Chelsea, Middlesex, a clerk in the Sun Fire Insurance Office.—*George Ross*, Batham-place, Blackfriars, London, civil engineer.—*Henry V. Nash*, Mount-street, New-road, Whitechapel, Middlesex, and Newgate-street, London, commercial traveller.—*Alfred Coles*, Wellington-street, Blackfriars-road, Surrey, carrier.

*April 29 at 10, before Mr. Commissioner PHILLIPS.*

*William Cormack*, Trafalgar-road, Greenwich, Kent, experimental chemist.—*Wm. Francis Lake*, Agnes-place, Waterloo-road, Surrey, refreshment-room keeper.—*Charles Viner*, John-street, Fitzroy-square, Middlesex, commission agent.—*Wm. Day*, Queen-street, Chelsea, Middlesex, brewer.

*May 1 at 10, before Mr. Commissioner LAW.*

*H. B. Stansard*, Nassau-pl., Commercial-road East, Middlesex, bookbinder.—*Wm. Giggs*, Gt. Titchfield-st., Marylebone, Middlesex, house decorator.—*G. Robbins*, King-st., Old Kent-road, Surrey, leather dresser.—*J. Peagram* the younger, Holly-street, Grange-road, Hackney, Middlesex, carpenter.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*April 28 at 11, before the CHIEF COMMISSIONER.*

*Chas. Corderoy*, Tyer's-terrace, Vauxhall, Surrey, following no business.—*Wm. F. Meason*, Clement's-inn, Strand, Middlesex, engraver on wood.—*Samuel Gale*, Halton-street, Cross-street, Islington, Middlesex, out of business and employment.—*Samuel B. Parsons*, York-road, Lambeth, Surrey, smith.—*Robert Hutchinson*, King-street, Soho, Middlesex, auctioneer.—*Henry F. Martyn*, Duke-street, St. James's, Middlesex, commission agent.—*Fred. White*, Harrietta-st., Manchester-sq., Middlesex, shoe maker.—*Rob. Thompson*,

Crown-place, Old Kent-road, Surrey, grocer.—*William Jas. Robinson*, Shepperton-street, New North-road, Islington, Middlesex, out of business.

*April 28 at 10, before Mr. Commissioner LAW.*

*Charles Pearce*, Adam's-row, Hampstead-road, Middlesex, pianist.—*James Ward*, Albion-street, Battle-bridge, Middlesex, builder.—*Elizabeth Wignall*, widow, St. Peter's-square, Hammersmith, Middlesex, schoolmistress.

*April 28 at 10, before Mr. Commissioner PHILLIPS.*

*John Thomas Glazier*, Artillery-lane, Bishopsgate-without, London, licensed victualler.—*Edward J. Perry Whitford*, Aldenham-terrace, Somers-town, Middlesex, clerk in the National Debt Office.—*George Threadgold*, Warner-place South, Hackney-road, Middlesex, out of business.

*April 29 at 10, before Mr. Commissioner PHILLIPS.*

*Thomas Flood*, Russell-court, Drury-lane, Middlesex, shoe maker.—*George L. Jones*, County-terrace-street, New Kent-road, Surrey, paper hanger.—*Samuel Twener*, Upper Berkeley-street West, Middlesex, bricklayer.—*Chas. A. Brookfield*, Cumming-street, Pentonville, Middlesex, attorney at law.

*At the County Court of Lancashire, at LANCASTER, April 28 at 10.*

*Richard Dunderdale*, Preston, out of business.—*W. Scott*, Preston, tailor.—*William Knight*, Chorlton-upon-Medlock, Manchester, out of business.—*Jos. Jones*, Manchester, out of business.—*Robert Hodson*, Bolton-le-Moors, fishmonger.—*James Wolfe*, Manchester, plasterer.—*George Binns*, Oldham, roller coverer.—*Daniel Bradshaw*, Liverpool, out of business.—*Chas. Wm. Colton*, Manchester, commission agent.—*Samuel Mills*, Grimbies, near Oldham, gardener.—*James Green*, Altham, near Burnley, licensed victualler.—*Samuel Dunkerley*, Oldham, out of business.—*Hen. Taylor*, Preston, licensed victualler.—*Robert Birkett*, Liverpool, joiner.—*John Badger*, Clitheroe, labourer.—*John Hargreaves*, Gannow, near Burnley, labourer.—*John Coates*, Manchester, out of business.—*Samuel Kirk*, Ashton-under-Lyne, in no business.

*April 29 at the same hour and place.*

*Thomas Slagg*, Manchester, merchant.—*Richard Barker*, Oldham, tailor.—*John Warburton*, Hulme, out of business.—*James Cock*, Colne, mousseline de laine and Orleans manufacturer.—*Robert Green*, Hulme, cab proprietor.—*J. Greenwood*, Colne, tea dealer.—*Thomas Stanley*, Liverpool, mason.—*Richard Ashworth*, Manchester, tailor.

*At the County Court of Northumberland, at MORPETH, April 29 at 11.*

*Wm. Gray*, Wylam, out of business.—*Andrew Querris*, Seaton Sluice, out of business.

*At the County Court of Devonshire, at EXETER, April 29 at 10.*

*Robert Wallis* the elder, Exeter, leather seller.—*Thomas Fowlerker*, Exeter, stationer.—*James C. Neyle*, Ilppen, doctor of medicine.—*Edward N. Harrison*, Plymouth, out of employment.—*George Brook Maunder*, Tiverton, out of business.

*At the County Court of Hampshire, at WINCHESTER, April 29.*

*John Hall*, Burgate, near Fordingbridge, in no trade.

*At the County Court of Glamorganshire, at CARDIFF, April 29.*

*John G. Bird*, Canton, near Cardiff, assistant ship broker.—*John John*, Lanbarran, victualler.—*Wm. Williams*, Pontmorlais, Merthyr Tydvil, tailor.—*William Williams*, Merthyr Tydvil, out of business.—*Ezekiel Morgan*, Merthyr Tydvil, innkeeper.—*Richard Smith*, Merthyr Tydvil, grocer.—*John D. Francis*, Swansea, artist.

*At the County Court of Yorkshire, at SHEFFIELD, May 3 at 10.*

*George Green*, Sheffield, publican.

*At the County Court of Suffolk, at IPSWICH, May 3 at 10.*  
*Wm. Mochler*, Little Bealings, near Woodbridge, clerk.

**INSOLVENT DEBTOR'S DIVIDEND.**

*John Williams*, Bicester, Oxfordshire, land surveyor, May 1, Davenport's, Oxford: 8½d. in the pound.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 3, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, April 15, 1848.

# The Jurist

No. 589—VOL. XII.

APRIL 22, 1848.

PRICE 1s.

\* \* *The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—*

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LONDON, APRIL 22, 1848.

IF the French law, on the subject of the naturalisation of aliens, be as the citizen Minister of Justice has represented it, in a correspondence alleged to have taken place between him and a distinguished English nobleman, it has the singular and perhaps not intended effect of excluding the subjects of some countries from the possibility of being naturalised in France. According to Monsieur Cremieux's exposition of the French law, a foreigner cannot be admitted to the rights of French citizenship, except on the terms of distinctly and entirely abandoning all his rights as the subject or member of the state to which he before belonged.

The principle of this seems to be adopted generally in the French law with regard to the rights of citizenship, for by the 17th article of the Code Civil, among the causes of losing the quality of a Frenchman, is included naturalisation in a foreign country. This is consistent with the doctrine broadly laid down by Monsieur Cremieux, that a man cannot be at once a citizen of France and a citizen of England, but must elect, if he will be a citizen of France, to be that and nothing else.

The consequence, however, of this doctrine is, that an English subject cannot in any manner become a citizen of France, if the rule of the French law is, as we presume it is, a rule of substance, and not of form; that is to say, if the requirement of the French law is not merely that a foreigner desiring to be naturalised shall declare that he renounces his rights of foreign citizenship, but that he shall have power de facto to do so. Now, if this be the French law, it is plain, not only that an English peer cannot, but that no English subject can bring himself within it; because no English subject can put off his allegiance, and throw off his country, so as completely either to de-

prive himself of his rights, or to free himself from his liabilities; he cannot, in fact, cease wholly to be a British subject, which it seems he must do in order to become a Frenchman, using the term in the sense of a citizen of France. Sir W. Blackstone, indeed, quoting Hale, (vol. 1, p. 369, 21st ed.), says, "It is a principle of *universal* law, that the natural-born subject of one prince cannot, by any act of his own, no, not by swearing allegiance to another, put off or discharge his natural allegiance to the former; for this natural allegiance was intrinsic and primitive, and antecedent to the other, and cannot be divested without the concurrent act of that prince to whom it was first due." But in this we apprehend the great commentator is going rather too far, and that the principle is one of positive and not of universal law. Vattel, treating of this subject, book 1, c. 19, lays it down as a general principle, that a man may, before he has by acting as a citizen tacitly adopted the particular society in which he is born, and may even afterwards, under particular circumstances, quit such society, exuere patriam. "Every man," he says, "is-born free; and the son of a citizen, when come to years of discretion, may examine whether it be convenient for him to join the society for which he was destined by his birth. If he does not find it advantageous to remain in it, he is at liberty to quit it on making it a compensation for what it has done in its favour, and preserving, as far as his new engagements will allow him, the sentiments of love and gratitude he owes it. A man's obligations to his natural country may however change, lessen, or entirely vanish, according as he shall have quitted it lawfully and with good reason in order to choose another, or has been banished from it deservedly or unjustly in due form of law or by violence."

And again:—"There are cases in which a citizen has an absolute right to renounce his country; and



abandon it entirely, a right founded on reason derived from the very nature of the social compact. 1. If the citizen cannot procure subsistence in his own country, it is undoubtedly lawful for him to seek it elsewhere; for political or civil society being entered into only with a view of facilitating to each of its members the means of supporting himself, and of living in happiness and safety, it would be absurd to pretend that a member whom it cannot furnish with such things as are most necessary has not a right to leave it. 2. If the body of the society, or he who represents it absolutely, fail to discharge their obligations towards a citizen, the latter may withdraw himself; for, if one of the contracting parties does not observe his engagements, the other is no longer bound to fulfil his, as the contract is reciprocal between the society and its members. It is on the same principle also, that the society may expel a member who violates its laws. 3. If the major part of the nation, or the sovereign who represents it, attempts to enact laws relative to matters in which the social compact cannot oblige every citizen to submission, those who are averse to these laws have a right to quit the society and go settle elsewhere. For instance, if the sovereign, or the greater part of the nation, will allow but one religion in the state, those who believe and profess another religion have a right to withdraw, and to take with them their families and effects; for they cannot be supposed to have subjected themselves to the authority of men in affairs of conscience; and if the society suffers, and is weakened by their departure, the blame must be imputed to the intolerant party, for it is they who fail in the observance of the social compact—it is they who violate it, and force the others to a separation. We have elsewhere touched upon some other instances of this third case, that of a popular state wishing to have a sovereign, and that of an independent nation taking the resolution to submit to a foreign power.”

It would appear from these observations, that the universal right is the right to throw off one's country; and that the incapacity to do so depends on the particular legislation of particular countries. That such incapacity is pronounced by the law of England as to every English subject can scarcely be doubted. If, however, there were any doubt about the case of an English commoner, there can be none in reference to that of an English peer, who is incapable of losing his nobility except by attainder, or by act of Parliament; and as he cannot lose his nobility, so neither can he lose the privileges incident to it, many of which are unquestionably of a character that would render it highly inexpedient for both countries, for the same person to be a peer of this realm and a citizen of another country. The result is, that as the French laws do not suffer French citizenship to co-exist with any foreign citizenship, and as English citizenship cannot be by any voluntary act of the party thrown off, an English subject cannot become a citizen of France.

A CASE of a rather singular description was very recently before the Master of the Rolls, (*Clark v. Freeman*, ante, p. 149), in which his Lordship refused an application for an injunction to restrain the defendant

from using the plaintiff's name, principally on the ground that the particular use made of it, if an injury at all, was an injury in the nature of defamation; so that before equity would interfere, it must be established at law that there was defamation. The Court intimated, that, if a case of injury to the plaintiff means of gaining a livelihood were out, it might interfere, but added that it could not believe that a defamation of a professional person, so eminent as a plaintiff, could be injured in reputation, so as to injure his means of subsistence.

We are not aware of any case closely resembling this. In that numerous class of cases in which persons have been restrained from using the name, or style, or trade mark of others, such name, or style, or trade mark has been connected with the conducting by the plaintiff some business analogous to that attempted by the defendant, and the offence has been of a twofold kind; partaking of an appropriation of a designation to which the plaintiff had acquired a sort of customary right; partly of a fraudulent imitation of that which, whether the subject of property or not, had been the sign, at least, under which the plaintiff had obtained reputation, and by resorting to which the defendant had led the public to suppose they were dealing with their original tradesman, and so had committed a fraud on both the person and the public. The injury in this class of cases has always been assumed to be a fraud, and an injury to property, not in the sense of an invasion of a right of property, strictly so called; for except in *Millington v. Fox*, (3 My. & C. 388), there is, we believe, no case in which it has been supposed that, fraud apart, the law would protect trade marks as a subject of title;—but in this sense, that the fraud upon the plaintiff injured his profits in his trade. And some reference to this view seem to have been in the mind of the learned judge who decided *Clark v. Freeman*, when, on being asked with the authority of *Byron v. Johnstone*, (2 Me. & W. 101), his Lordship distinguished that case, on the ground that Lord Byron was in the habit of making books, but J. Clark did not make pills.

But although in most, if not in all, of the cases which have happened, that the plaintiff himself has been a manufacturer, it would not seem to follow, from the principles laid down in the cases, that that circumstance is essential to warrant the interference of equity. The doctrine, as it is laid down with great clearness and precision in *Perry v. Truefit*, (6 Beav. 681), is broadly, that a man is not allowed to use another's marks, letters, or other indicia, by which he may induce purchasers to believe that the goods which he is selling are the manufacture of another person. “It is his own,” says the Master of the Rolls, “it does not seem to me that a man can acquire a property in a name or mark; but whether he has or not, if another has not a right to use that name or mark for the purpose of deception, and in order to turn to himself that course of trade or that custom, which without that improper act, would have flowed to the person who first used, or was alone in the habit of using, the particular name or mark.” In the application of this principle, can it be material whether the person whose name is used, sells things of a similar

character in his own name or not? If he carries on any occupation by which he lives, and goods are issued under the sanction of his name in such a manner as to lead to a supposition that he is directly or indirectly concerned in the issue of such goods, it is clear that a profit may be made by the party so using his name, by virtue of that user, and it may be shewn that such user injures the real owner of the name in his own business.

If it had been shewn, or if a strong case had been made, for believing, for instance, in the case of *Clark v. Freeman*, that by the use made by the defendant of Sir James Clark's name upon his box of pills, the public believed they were buying pills prepared by Sir James Clark, the first point of fraud would be made out.

Would not the next question be, whether by the fraudulent use of his name "that course of trade or custom which, but for the improper act, would have flowed to him," would not be diverted, and diverted for the benefit of the defendant? It is true that a physician does not usually (and in the particular case it was not alleged that the plaintiff did) sell pills as a dealer. But he may prescribe for his patients the use of particular pills, and receive a fee for so doing. If it were known, that an eminent physician did prepare and sanction the selling of any specific medicinal compound for the cure of particular forms of disease, can it be doubted, that many persons would be induced to purchase the medicine at a few shillings, in preference to paying a guinea to the physician for being advised to take the very same medicine? And if such might be the result in reference to the practice of a physician, by the public being led to believe that certain medicines publicly sold were prepared by him, and sold under his authority, and if a strong case upon evidence were made to shew that such was the result of a particular fraudulent use of a physician's name, would not the case, so far as it depends upon its being one of injury to property, be undistinguishable from *Perry v. Truett*, and that class of cases?

Is not the question, in fact, simply this, whether the fraudulent use of the plaintiff's name does divert from him, or may reasonably be expected to divert from him, a portion of the business by which he lives? And is not the question whether he himself carries on the same trade as the defendant, or carries on some business or profession less directly affected by the success of the defendant's fraud, material only in reference to the greater or less difficulty of making, on the evidence, a case of actual or highly probable injury to the plaintiff's property?

It may be true, that there is something in this view of the question not very reconcilable with the distinctions generally supposed to exist between professions of the higher grade and trades; and there is a sort of reluctance to presume, in respect of the members of so exalted a profession as that of a physician, that any such element as a calculation of cost can be imported into the inducements that lead the public to consult them. Nevertheless, it is unquestionable that such sordid calculations do mingle with the motives of those who produce the incomes of physicians, and, therefore,

if there be nothing wrong morally or professionally in a physician's endeavouring to protect himself against a fraud by which he is injured in his professional income, we apprehend that those distinctions between professions and trades, which attribute to the former a splendid insensibility to gain, are distinctions which, if they in truth exist at all, will not be noticed in a court of either law or equity; except in the way in which they seem to have affected the mind of the Master of the Rolls, that is, as determining the degree of credit that the Court will give to suggestions and presumptive proof of injury to property.

## Court Papers.

### EQUITY CAUSE LISTS, EASTER TERM, 11 VICT. 1848.

#### Rolls Court.

\* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C. Costs*—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl.* Plea—*Ptn.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*SA.* Short.

#### JUDGMENTS RESERVED.

*Master v. Marquis de Croismare* (F D, C)  
*Fisher v. Price* (E)  
*Smith v. Earl of Effingham*  
(As to costs)  
*Rice v. Gordon*  
*Same v. Scarnett*  
*Same v. Gordon* } (Cause)  
*Carter v. Gordon*  
*Same v. Ayers*  
*Peacock v. Penon* } (Cause)  
*Peacock v. Penon*

#### PLEAS AND DEMURRERS.

*Dean of Ely v. Gayford* (6 Pls)  
*SO*  
*Loat v. London and South-western Railway Co.* (D, part heard)

#### CAUSES.

*Churchman v. Capon* } (Part  
(F D, C) heard)  
*Churchman v. Capon* } 3rd  
(Suppl.) } C D  
*Stourton v. Jerningham* To  
present petition  
*Hooper v. Denoon* 1st C D  
after term  
*Williamson v. Gordon* S O to  
amend  
*Murray v. Scarbo-* } (F D, C)  
rough } SA  
*Murray v. Crafton* } Mich. T.  
*Hemming v. Archer* } (F D,  
*Hemming v. Archer* } C,  
*Hemming v. Archer* } part  
*Hemming v. Archer* } heard  
*Rowarth v. Archer* } S O till  
Ptn. of Re-A. disposed of  
*Knight v. Majoribanks*  
*Knight v. Majoribanks*  
*Knight v. Gibbs*  
*Hooper v. Salmon*  
*Tugwell v. Hooper*

*M<sup>c</sup>Michael v. Kipling* (E, Ptn)  
*Hil. Term, 1849*  
*Phillips v. Watkins* (PC) 1st CD  
*Heming v. Archer* } (Re-  
*Heming v. Archer* } hearing,  
*Heming v. Archer* } part  
*Raworth v. Archer* } heard)  
*Wilson v. Eden* (F D, C)  
*Petre v. Petre* (part heard) 1st  
C D after Trin. Term  
*Chancellor v. Morecraft* (part  
heard)  
*Gallafant v. Brown* (part hd.)  
*Trin. Term*  
*Att.-Gen. v. Ward* (E, 2 sets)  
1st C D  
*Att.-Gen. v. Ward* (F D, C)  
1st C D  
*Gas Light and Coke Co.* } C  
*v. Symonds* } 2  
*Symonds v. Gas Light* } 2  
*and Coke Co.* } 2  
*Stillman v. Gas Light and* } 2  
*Coke Co.* } 2  
*Attorney-General v. Ainslie*  
(Re-hearing, part heard)  
*Massey v. Carrick* 1st C D  
*Christy v. Courtenay* Trin.  
Term  
*Baynton v. Hooper* }  
*Baynton v. Hooper* }  
*Lainson v. Lainson*  
*Knights v. Stanton* (E)  
*Wilson v. Eden* (F D, C)  
*Weymouth v. Lambert* (F D,  
C)  
*Benbow v. Davis* }  
*Benbow v. Evison* }  
*Bennett v. Cooper* (F D, C)  
*Biggs v. Naylor*  
*Winmill v. Winmill*  
*Winmill v. Munday*  
*Winmill v. Winmill*  
*Gibbins v. North-eastern Me-*  
*tropolitan Asylum* (F D, C)

road, Islington, Middlesex, assistant to an hotel keeper.—*Robert Haydon*, East-street, Kennington, Surrey, coach-body maker.—*George B. Acton*, Thames-street, Kingston, Surrey, tinman.—*Benjamin Markham*, King-street, Westminster, retailer of milk.

May 3 at 10, before Mr. Commissioner PHILLIPS.

*James Swan*, Silver-st., Golden-square, Middlesex, haberdasher.—*Hockley F. Wood*, Gravel-hill, Swanscombe, near Greenhithe, Kent, attorney at law.

May 4 at 11, before the CHIEF COMMISSIONER.

*John Bond*, Shouldham-street, Crawford-st., Marylebone, Middlesex, butcher.

Saturday, April 15.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Frederick Townsend*, Uttoxeter, Staffordshire, miller, No. 69,005 C.; *Richard Staton*, assignee.—*J. Dronfield*, Northmoor, Oldham, Lancashire, miller, No. 69,213 C.; *George Lawton*, assignee.—*Stephen Thompson*, Stotsfield-burn, Bookhope, Stanhope, Durham, farmer, No. 68,765 C.; *Joseph Dixon*, assignee.

Saturday, April 15.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*John Inwards*, Luton, Bedfordshire, grocer: in the Debtors Prison for London and Middlesex.—*Charles Brown*, Greenhills-rents, St. John-street, Middlesex, beer seller: in the Debtors Prison for London and Middlesex.—*Rob. McIntire Renwick*, Adam-street, Adelphi, Strand, Middlesex, late secretary to the Direct London and Exeter Railway Company: in the Debtors Prison for London and Middlesex.—*James B. Mosley*, Lisson-grove North, Marylebone, Middlesex, baker: in the Queen's Prison.—*Samuel Freeman*, Paradise-row, Bethnal-green-road, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Thomas Saseley*, Brunswick-st., Dover-road, Borough, Surrey, hop merchant: in the Queen's Prison.—*James Woodnutt*, Trinity-sq., Towerhill, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Robert Hessehood*, Trinity Almshouses, New Trinity-ground, Deptford, Kent, pensioner: in the Queen's Prison.—*John Handyside*, Shoulham-st., Edgware-road, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Benjamin Clark*, Park-st., Grosvenor-square, Middlesex, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*Luigi Castellani*, Queen-street, Golden-square, Middlesex, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*Wm. Percy*, Frederick-place, Hampstead-road, Middlesex, coach broker: in the Debtors Prison for London and Middlesex.—*Fred. Hands*, Percival-street, Goswell-st., Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*James Harding*, Mill Meads, Guildford, Surrey, architect: in the Gaol of Surrey.—*George Powers*, Loaths-buildings, Upper East Smithfield, Middlesex, smith: in the Debtors Prison for London and Middlesex.—*Chas. William Stanton*, Talbot-court, Gracechurch-street, London, out of business: in the Debtors Prison for London and Middlesex.—*Robert Bulman*, Little Vine-street, Swallow-street, Piccadilly, Middlesex, joiner: in the Debtors Prison for London and Middlesex.—*John Bush*, Grafton-street East, Tottenham-court-road, Middlesex, piano-forte maker: in the Queen's Prison.—*P. Taylor*, Brownlow-road, Dalston, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*George David Baker*, Marten, Worcestershire, news agent: in the Gaol of Worcester.—*David Cole*, Droitwich, Worcestershire, beer-house keeper: in the Gaol of Worcester.—*Geo. Smallwood*, Batley Carr, near Dewsbury, Yorkshire, out of business: in the Gaol of York.—*Thos. Garthwaite*, Bradford, Yorkshire, blacksmith: in the Gaol of York.—*J. Fearnsides*, Batley Carr, near Dewsbury, Yorkshire, schoolmaster: in the Gaol of York.—*Hiram Littlewood*, Honley, near Huddersfield, Yorkshire, cloth manufacturer: in the Gaol of York.—*Abraham Littlewood*, Honley, near Huddersfield, Yorkshire, cloth manufacturer: in the Gaol of York.—*Jas. P. Appleby*, Sunderland, Durham, in no business: in the Gaol of Durham.—*Thomas Johnson*, New Woodstock, Oxfordshire, agent to a

carrier: in the Gaol of Oxford.—*Isaac Belcher*, Cheltenham, Gloucestershire, butcher: in the Gaol of Gloucester.—*Jam. Costins*, Cheltenham, Gloucestershire, brick maker: in the Gaol of Gloucester.—*John Pennell*, Tewkesbury, Gloucestershire, tailor: in the Gaol of Gloucester.—*Jas. Price*, Pitville, Cheltenham, Gloucestershire, carpenter: in the Gaol of Gloucester.—*John John*, Lanham, Glamorganshire, victualler: in the Gaol of Cardiff.—*Wm. Williams*, Merthyr Tydvil, Glamorganshire, out of business: in the Gaol of Cardiff.—*Rich. Smith*, Merthyr Tydvil, Glamorganshire, grocer: in the Gaol of Cardiff.—*Richard Barker*, Oldham, Lancashire, licensed victualler: in the Gaol of Lancaster.—*E. C. Ware*, Bristol, in no business: in the Gaol of Bristol.—*William Stephens*, Milford, Pembrokeshire, tea dealer: in the Gaol of Haverfordwest.—*William Williams*, Pontmorlais, Merthyr Tydvil, Glamorganshire, tailor: in the Gaol of Cardiff.—*John D. Francis*, Swansea, Glamorganshire, artist: in the Gaol of Cardiff.—*Den. H. Brown*, Milford, Pembrokeshire, mercer: in the Gaol of Haverfordwest.—*Jos. Copland*, Leeds, Yorkshire, traveller: in the Gaol of York.—*Rob. Tiplady*, Whitch, Yorkshire, fishmonger: in the Gaol of York.—*J. Sunderland*, High Bins, Haworth, Bradford, Yorkshire, woolcomber: in the Gaol of York.—*Bliss Fidoek*, widow, Penry, Cornwall, innkeeper: in the Gaol of Bodmin.—*Hen. Davies*, Garthdy, Leanddwybrefy, Cardiganshire, shopkeeper: in the Gaol of Cardigan.—*Thos. Fox*, Clockheaton, near Leeds, Yorkshire, out of business: in the Gaol of York.—*Thomas Griffiths*, Netherend, near Cradley, Hales Owen, Worcestershire, out of business: in the Gaol of Worcester.—*Edmond F. Perry*, Liverpool, surgeon: in the Gaol of Lancaster.—*Thos. Kerr*, Liverpool, builder: in the Gaol of Lancaster.—*Wm. Hilk Branegore*, near Ringwood, Southampton, farmer: in the Gaol of Winchester.—*G. Harding*, Birmingham, edge tool grinder: in the Gaol of Coventry.—*William Alger*, Market Deeping, Lincolnshire, nurseryman: in the Gaol of Lincoln.—*Jam. D. Jelf*, Cheltenham, Gloucestershire, writing clerk: in the Gaol of Gloucester.—*William Nicholl*, Birstal, near Leeds, Yorkshire, innkeeper: in the Gaol of York.—*George Mow*, Blackawton, Devonshire, miller's assistant: in the Gaol of St. Thomas the Apostle.—*Wm. Fox*, Clockheaton, near Leeds, Yorkshire, out of business: in the Gaol of York.—*J. Rega*, Hungate, Yorkshire, linen draper: in the Gaol of York.—*William Henry Bentley*, Bedford, whitewash: in the Gaol of Bedford.—*Henry Taylor*, Preston, Lancashire, licensed victualler: in the Gaol of Lancaster.—*George Bins*, Oldham, Lancashire, roller coverer: in the Gaol of Lancaster.—*Sam. Dunkerley*, Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*John Hargreaves*, Habergham Raves, near Burnley, Lancashire, labourer: in the Gaol of Lancaster.—*John Badger*, Clitheroe, Lancashire, labourer: in the Gaol of Lancaster.—*John P. Owsley*, Liverpool, assistant to a butcher: in the Gaol of Lancaster.—*Jos. Veovers*, Bolton, by Bowhal near Clitheroe, Lancashire, tailor: in the Gaol of Lancaster.—*John Cates*, Greenhays, Chorlton-upon-Medlock, Manchester, out of business: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

May 2 at 11, before the CHIEF COMMISSIONER.

*Jas. Stannard*, Nassan-place, Commercial-road East, Middlesex, account book manufacturer.—*W. Whickman*, Oxton near Godstone, Surrey, out of business.—*John Allen*, Barnham's-place, Neate-st., Coburg-road, Old Kent-road, Surrey, carpenter.

May 2 at 11, before Mr. Commissioner HARRIS.

*Wm. Ford*, Love-lane, Stockwell, Surrey, out of business.—*Geo. Bingham* the elder, Bell-st., Edgware-road, Middlesex, farrier.—*Mary Horsley*, Bell-lane, Spitalfields, Middlesex, milkwoman.—*Wm. Ward*, Duke-st., Stamford-st., Blackfriars-road, Surrey, plumber.

May 3 at 10, before Mr. Commissioner LAW.

*John Russell*, James-st., Nottingdale, Kensington, Middlesex, shopman to a grocer.

At the County Court of Cornwall, at BODMIN, May 3 at 10.

*John Vivian* the younger, Bristol, ship master.—*Cotton Amy Benoke*, Boscawille, grocer.—*Peter Sharp*, Budock, castle keeper.

*At the County Court of Kent, at MAIDSTONE, May 5 at 10.*  
*Wm. Smith, Eastgate, Rochester, saddler.—Geo. Matson Taylor, Milton, next Gravesend, baker.*

*At the County Court of Warwickshire, at COVENTRY, May 17.*

*Sarah Wilkes, Birmingham, milliner.*

*At the County Court of Worcestershire, at WORCESTER, May 10.*

*Jas. Cox, Broughton, Holy Cross, near Pershore, labourer.—James H. Farmer, Fearnhall-heath, Claines, painter.—Geo. D. Baker, Worcester, news agent.—Daniel Cole, Droitwich, beer-house keeper.*

*At the County Court of Monmouthshire, at MONMOUTH, May 12 at 10.*

*Thos. Edwards, Penyrhoel Gorrig, Merthyr Tydvil, miner.*

#### INSOLVENT DEBTORS' DIVIDENDS.

*Wm. Arthur, St. Neot's, Cornwall, farmer: 20s. in the pound.—T. Menlove, Potton, Shropshire, farmer: 10s. 2½d. in the pound.—John Pease, Huddersfield, Yorkshire, attorney at law: 5½d. in the pound.—George Hayes, des., Portsea, Hampshire, post captain in the navy: second div. of 1s. 3½d. in the pound.—John Cismenson, Little Russell-st., Bloomsbury-sq., Middlesex, veterinary surgeon: 4½d. in the pound.—Charles Wm. de Courcy Ross, Fordingbridge, Hampshire, commander in the navy on half-pay; second dividend of 3s. 1d. in the pound.—Edw. Jupp, Great Castle-st., Oxford-street, Middlesex, tailor: 10½d. in the pound.—W. Houghton, South Conduit-st., Bethnal-green, Middlesex, paper stainer: 2s. 4d. in the pound.*

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*Wm. Davis, Buckingham, out of business, Coles's, Buckingham: 3s. 5d. in the pound.*

#### FRIDAY, APRIL 21.

##### BANKRUPTS.

**LOUIS GEORGE JULLIEN**, late of Regent-street, music seller, and now of Harley-street, Cavendish-square, Middlesex, May 1 and June 2 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Chappell, 25, Golden-square.—Fiat dated April 19.

**JOHN BARNES**, Woodfield-road, Harrow-road, Paddington, Middlesex, builder, May 1 at half-past 11, and June 2 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Walsh, 68, Lincoln's-inn-fields.—Fiat dated April 19.

**WILLIAM NELSON LAST**, Bury St. Edmund's, Suffolk, watch and clock maker, engraver, and working jeweller, May 4 at 3, and June 2 at half-past 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Ion, Bury St. Edmund's; Wright & Co., 15, Golden-square.—Fiat dated April 15.

**HENRY WELLS HUGHES**, Marylebone-street, Regent-street, Middlesex, plumber and glazier, May 2 at 11, and June 1 at half-past 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Nation & Neate, 4, Orchard-street.—Fiat dated April 20.

**GEORGE DYER ROSE**, Duke-street, Smithfield, London, plumber, painter, and glazier, May 2 at half-past 12, and May 30 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Fitzpatrick, Cranbourne-street, Leicester-square.—Fiat dated April 12.

**HENRY ALONZO HART**, Devonshire-street, Queen-sq., Middlesex, linen draper and silk dealer, dealer and chapman, (as a trader indebted jointly and together with Joseph Ingham, Red Lion-st., Holborn, Middlesex, linen draper and silk mercer), May 5 at half-past 11, and June 3 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Lake, Great Carter-lane, Doctors'-commons.—Fiat dated April 19.

**TRANQUILLE CAPRON**, Lawrence-lane, Cheapside, London, merchant, dealer and chapman, (trading under the firm of T. Capron & Co.), May 5 at half-past 2, and June 3 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Cotterill, 32, Throgmorton-street, London.—Fiat dated April 12.

**JAMES STRANGE**, Abingdon, Berkshire, wine merchant, May 2 at 1, and June 2 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Dingwall, Tokenhouse-yard, London.—Fiat dated April 17.

**THOMAS BARKER**, Bream's-buildings, Chancery-lane, Middlesex, manufacturing perfumer, dealer and chapman, May 5 at 2, and June 3 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Lawrence & Pews, 14, Old Jewry-chambers.—Fiat dated April 19.

**ISAAC WILLIS**, Lower Grosvenor-street, Hanover-square, Middlesex, music seller, dealer and chapman, (trading under the firm of Isaac Willis & Co., and lately a partner in the firm of A. P. Scarfe & Co., trading at 115, New Bond-street, Middlesex, tailors), May 5 at 3, and June 3 at half-past 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Cotterill, 32, Throgmorton-street, London.—Fiat dated April 20.

**FRANCIS TEALE**, Leyton, Essex, brewer, dealer and chapman, May 4 at half-past 1, and June 1 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Thomas, Ely-place, Holborn.—Fiat dated April 17.

**ALFRED GEORGE EVANS** and **ROBERT WEBB**, New Bond-street, Hanover-square, Middlesex, engravers, jewellers, and printers, dealers and chapmen, May 2 at 11, and June 2 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Ivimey, Chancery-lane.—Fiat dated April 19.

**SAMUEL EMERSON**, Newton, Warwickshire, (late of Little Hampton, Sussex), general shopkeeper, dealer and chapman, May 2 and June 2 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Young, Warwick-square, London.—Fiat dated April 20.

**JOHN ROBINSON**, St. Paul's Church-yard, London, tailor, May 2 at 12, and June 2 at half-past 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Haynes, Symond's-inn.—Fiat dated April 19.

**ROBERT JOHNSTON**, Gracechurch-street, London, ironmonger, dealer and chapman, (trading under the firm of Martin & Co.), May 2 at half-past 12, and June 1 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. C. & H. Hyde, Ely-place, Holborn.—Fiat dated April 20.

**MICHAEL MERRITT**, Pensford, Somersetshire, farmer, miller, dealer and chapman, May 3 and 30 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Ayre, jun., Bristol.—Fiat dated April 18.

**GEORGE HARRIS**, Chaxhill, Westbury-upon-Severn, Gloucestershire, carpenter and builder, May 3 and June 2 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Peters & Abbott, Bristol.—Fiat dated April 15.

**GEORGE MATHIAS**, Glastonbury, Somersetshire, scrivener, dealer and chapman, May 8 at 11, and June 1 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Balch, Bruton, Somersetshire; Bridges, Bristol.—Fiat dated April 18.

**GEORGE MORRIS**, Garnvach, near Nantyglo, Monmouthshire, grocer and general shopkeeper, May 4 and June 1 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Leman, Bristol; Blower & Co., London.—Fiat dated April 19.

**WILLIAM GYLBY**, East Retford, Nottinghamshire, apothecary, May 6 and 27 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Binney, Sheffield; Nixon, Clifford's-inn, London.—Fiat dated April 12.

**JOSEPH GREENWOOD** and **BENJAMIN GREENWOOD**, Bradford, Yorkshire, worsted spinners and manufacturers, dealers and chapmen, (trading under the style or firm of J. & B. Greenwood), May 1 and 22 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Wells & Co., Bradford; Bond & Barwick, Leeds; Hawkins & Co., New Boswell-court, London.—Fiat dated April 10.

**THEODOR MARTENS**, Middlesbrough, Yorkshire, merchant and ship broker, dealer and chapman, May 8 and 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Newnam, Middlesbrough; Bond & Barwick, Leeds; Williamson & Co., Great James-st., Bedford-row, London.—Fiat dated April 13.

**WILLIAM DAY**, Liverpool, draper, dealer and chapman, May 2 and 30 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Pemberton, Liverpool; Milne & Co., Temple, London.—Fiat dated Feb. 14.

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No. 590—VOL. XII.

APRIL 29, 1848.

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LONDON, APRIL 29, 1848.

A QUESTION of great importance to merchants was investigated in a recent case, (*Dunlop v. Higgins*, Dom. Proc. 12 Jur. 295), and received a final decision. The question referred to was, whether if an offer be made by one merchant to another, where the custom of trade is, that the party offering is bound if the other accept the offer by return of post, and the party accepting *answers* in due course, but, by casualty in the Post-office service, the letter does not arrive when in due course it ought, the party making the offer is bound by such acceptance. It was decided in *Dunlop v. Higgins* that he is. The judgment is expressed in terms from which it is to be collected, that the acceptance of itself binds the party offering; and that the principle is, that if the party accepting does all in his power to notify his acceptance, the other party is bound. Some of the cases previously decided have not gone quite so far as this; and it must be presumed, that in laying down this principle, the House of Lords intended it to be taken with the qualification contained in the judgment of Lord Eldon in *Kennedy v. Lee*, (3 Mer. 441), to which we will presently advert. The case of *Adams v. Lindsell*, (1 B. & Ald. 681), which appears to have been relied upon in *Dunlop v. Higgins* in support of the argument that the assent ought to be actually communicated to the party making the offer, in order to bind him, clearly decided no such thing. Whether it decided anything may be questioned. In that case the defendants had made an offer to sell, receiving plaintiffs' answer in course of post. The defendants misdirected the letter, by reason of which the plaintiffs did not receive it till after they should have received it in the due course of delivery; but they wrote accepting the offer on the evening of the day on which they had received it; and that letter was

received by the defendants in due course, but after they would have received it if the defendants' letter had been originally correctly addressed and delivered in due course. In the interval the defendants sold the wool to another person; and it was held, that there was a valid contract from the time of the acceptance by the plaintiffs. In this case it will be observed, that the cause of the delay in the receipt of the acceptance arose from the default of the defendants themselves, and not from any casualty over which they had no control; and on this point the decision was, that it must be taken as against them, that the plaintiffs' answer was received in course of post. The case, therefore, in effect, does not decide the point; because, assuming, as the judgment does, that the offer was not only accepted, but the acceptance notified by return of post, there could be no dispute. The act of the plaintiffs was within the express terms of the offer. The language of Lord Eldon in the other case cited in support of the necessity of notification, in due course of post, to complete the contract, (*Kennedy v. Lee*, 3 Mer. 441), is to the following effect:—"I have always understood (said his Lordship) the law of the Court to be, that, if a person communicates his acceptance of an offer within a reasonable time after the offer being made, and if within a reasonable time of the acceptance being communicated no variation has been made by either party, in the terms of the offer so made and accepted, the acceptance must be taken as simultaneous with the offer, and both together as constituting such an agreement as the Court will execute." The principle of this decision seems to be, not that the contract is completed from the moment that the offer is accepted, without more, and that the notification of the acceptance at any time will bind the party offering; but that, if there is acceptance and notification thereof within a reasonable time, then the contract is com-

plete, as if the offer had been made and accepted at one and the same time. The case of *Stocken v. Collin* (7 Mee. & W. 515) puts the principle of the law, in the case of refusal of acceptance on payment of bills of exchange, on the fact of acceptance, irrespective of the actual fact of notification. "If," says Parke, B., "a party puts a notice of dishonour into the post, so that, in the due course of delivery, it would arrive in time, he has done all that can be required of him, and it is no fault of his that delay occurs in the delivery." And Alderson, B., says, "The real question is, whether the party has been guilty of laches."

In none of these cases, however, had any excessive or even material delay occurred; and it is fair to suppose that in none of them did the learned judges who decided them, mean to say that the person making the offer would be bound by the fact of the other party accepting, although the notification of acceptance should never arrive at all, or only arrive after some excessive and unreasonable delay. It is obvious that circumstances might happen which would have the effect of creating so much delay and suspense as would operate by way of great hardship on the party making the offer, and we apprehend the Courts will not push the doctrine of *Stocken v. Collin* and *Dunlop v. Higgins* at all further than those cases have carried it, because it is obvious that though it may be a hardship on the party to whom an offer is made, and who accepts it, that the contract thus formed should be broken by casualties over which he has no control, it is an equal hardship on the party making an offer, that he should be kept in suspense by casualties over which he has no control, not knowing whether he has a contract with the person to whom he has made an offer, and who is not bound to accept or refuse, and yet unable to enter into a contract with any other person for at least such a period as may be deemed reasonable.

### London Gazette.

TUESDAY, APRIL 25.

#### BANKRUPTS.

JOHN EDMUND BOYD, Grosvenor-street West, Fimlico, Middlesex, baker, May 1 and June 9 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Ashley, 9, High-street, Shoreditch.—Fiat dated April 15.

CHARLES ROWCROFT, Paulton-sq., Chelsea, Middlesex, bookseller, dealer and chapman, May 2 and 31 at 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Manning, 30, Craven-st., Strand.—Fiat dated April 19.

HENRY ALONZO HART, Devonshire-street, Queen-sq., Middlesex, linen draper and silk mercer, dealer and chapman, May 5 at half-past 11, and June 3 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Lake, Great Carter-lane, Doctors'-commons.—Fiat dated April 19.

JOSEPH SARGENT, Beaufort, Llangynider, Breconshire, innkeeper and cordwainer, out of business, May 11 and June 6 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Davis, Criekhowell; Berkley, Lincoln's-inn, London.—Fiat dated April 12.

WILLIAM DAVIS, Abercarne, Monmouthshire, iron and tin plate manufacturer, dealer and chapman, May 9 and June 6 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Savery & Co., Bristol.—Fiat dated April 17.

WILLIAM BERRIDGE, Cheltenham, Gloucestershire, grocer, dealer and chapman, May 5 and June 9 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Cheshire, Cheltenham.—Fiat dated April 20.

JAMES BRODIE GORDON, Church-row, Limehouse, Middlesex, cooper, dealer and chapman, (trading under the name, style, or firm of James B. Gordon & Co.), May 1 at 2, and June 2 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Prideaux, Bristol; Holme & Co., 10, New-inn, Strand.—Fiat dated April 15.

THOMAS SWIFT, Monmouth and Chepstow, Monmouthshire, and Brookwear, Gloucestershire, and Bristol, timber merchant, ship builder, trow owner, and carrier, dealer and chapman, May 4 at 12, and June 1 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. W. & C. Bevan, Bristol; White & Co., Bedford-row, London.—Fiat dated April 15.

JOHN HAMLYN HILL, Plymouth, Devonshire, veterinary surgeon, shoeing smith, dealer in drugs, dealer and chapman, May 4 and 31 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-st., London.—Fiat dated April 20.

ROBERT HARDING, Bridgwater, Somersetshire, draper and shopkeeper, dealer and chapman, May 4 and 31 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-st., London.—Fiat dated April 20.

THOMAS STUTTARD, South Shore, within Blackpool, Lancashire, innkeeper, May 2 and 30 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Blackhurst & Son, Preston; Mayhew, Carey-street, London.—Fiat dated April 12.

ROBERT TAYLOR, Liverpool, merchant and ship owner, dealer and chapman, May 4 and 30 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Books, Liverpool; Holme & Co., New-inn, London.—Fiat dated April 13.

JAMES GRAY the younger, Liverpool, metal broker, May 1 and 30 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Whitley, Liverpool; Sweeting & Co. Southampton-buildings, London.—Fiat dated April 20.

ALEXANDER McDONALD, Newcastle-upon-Tyne, sectioner, May 5 at half-past 1, and June 5 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Hodge, Newcastle-upon-Tyne; Sudlow & Co., Bedford-row, London.—Fiat dated April 17.

WHITFIELD BURNETT, Bishop Wearmouth, ROBERT MOON WATSON, Bishop Wearmouth, LUKE WALLESS, Bishop Wearmouth, THOMAS HARRISON, Chartershaugh, and DANIEL STOKOE, Durham, grocer all in the county of Durham, (trading under the name, style, or firm of the Chartershaugh Coal Company, and in co-partnership as ship owners, coal owners, and merchant dealers and chapmen, at Chartershaugh and Bishop Wearmouth), May 8 at half-past 11, and June 5 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. A. J. & W. Moore, Sunderland; Ellis Newcastle-upon-Tyne.—Fiat dated March 28.

#### MEETINGS.

Anthony Green, St. Ives, Huntingdonshire, veterinary surgeon, May 8 at half-past 2, Court of Bankruptcy, London last ex.—Geo. Holditch, John F. Holditch, and Edward Holditch, Bankside, Southwark, Surrey, cider merchants May 6 at 11, Court of Bankruptcy, London, last ex.—John Brecklehurst, High Holborn, Middlesex, lamp manufacturer May 5 at 12, Court of Bankruptcy, London, last ex.—John H. Parker, Aldersgate-st., London, currier, May 6 at 11, Court of Bankruptcy, London, last ex.—John William Hampstead-road, Middlesex, builder, May 5 at 11, Court of Bankruptcy, London, last ex.—Fred. Waters, Church-st. Hackney, Middlesex, cheesemonger, May 9 at half-past 11, Court of Bankruptcy, London, last ex.—Josiah Gooden Birmingham, newspaper proprietor, May 6 at half-past 11, District Court of Bankruptcy, Birmingham, last ex.—W. Shiers, Manchester, paper hanger, May 8 at 11, District Court of Bankruptcy, Manchester, last ex.—Thos. Jas. T. Ashley, Clerkenwell-close, Middlesex, licensed victualler, May 19 at 12, Court of Bankruptcy, London, and ac.—Thos. Partridge and John Jordan, Luton, Bedfordshire, wine merchants, May 26 at 11, Court of Bankruptcy, London, and ac.—Thos. W. Green, High Holborn, Middlesex, straw bonnet manufacturer, May 26 at 11, Court of Bankruptcy, London, and ac.—Wm. Pike Barrett, Palace-row, New-road, Middlesex, ironmonger, May 18 at 11, Court of Bankruptcy,

London, aud. ac.—*John P. Carpenter*, Drummond-street, Euston-sq., Middlesex, baker, May 16 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Saunders Rayment*, Thomas-st., Millwall, Poplar, Middlesex, builder, May 12 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Jos. Williams*, Westminster-bridge-road, Surrey, licensed victualler, May 17 at 11, Court of Bankruptcy, London, aud. ac.—*Thos. Harwood*, Oxford-st., Middlesex, saddler, May 17 at 1, Court of Bankruptcy, London, aud. ac.—*Charles Faint*, Blackpool, Lancashire, hotel keeper, May 16 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Francis Beeston*, Stockport, Cheshire, carpenter, May 18 at 11, District Court of Bankruptcy, Manchester, aud. ac.—*J. Bolton and Wm. Ireland*, Manchester, gingham manufacturers, May 18 at 11, District Court of Bankruptcy, Manchester, aud. ac.; May 17 at half-past 10, div.—*John Emery*, Lichfield, tailor, May 17 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Jos. H. Hurley*, West Bromwich, Staffordshire, draper, May 17 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Robt. Hood*, Smethwick, Staffordshire, draper, May 20 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.; May 27 at half-past 10, div.—*John S. Dunn*, Coventry, Warwickshire, draper, May 27 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Thomas Reader*, Foleshill, Warwickshire, miller, May 27 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Richard Goulding*, Gainsborough, Lincolnshire, cabinet maker, May 17 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*Henry Prince*, Exeter, furrier, May 23 at 11, District Court of Bankruptcy, Exeter, aud. ac.; May 24 at 11, div.—*Robt. Martin*, Plymouth, Devonshire, ale merchant, May 23 at 11, District Court of Bankruptcy, Exeter, aud. ac.—*Jos. Wooler*, Stockton-on-Tees, Durham, draper, May 13 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; May 19 at 11, div.—*Edw. C. Blackwell and Jas. N. Dunsford*, Newbiggin by the Sea, Northumberland, brewers, May 19 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Thos. Bowser*, Morpeth, Northumberland, linen draper, May 16 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; May 19 at 12, div.—*Wm. D. Hay*, Newcastle-upon-Tyne, biscuit baker, May 16 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; May 19 at 12, fin. div.—*Sam. Brown*, Sunderland, Durham, common brewer, May 16 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; May 18 at 11, div.—*John Wilson* the younger, Ogle, Whalton, Northumberland, timber merchant, May 19 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Benj. Tipper*, Maiden-lane, Queen-street, Cheap-side, London, wholesale stationer, May 18 at half-past 11, Court of Bankruptcy, London, div.—*Robert Wills and Rich. Davy*, Oxford-street, Middlesex, drapers, May 18 at 2, Court of Bankruptcy, London, div.—*Wm. S. Warwick and T. W. Tagett*, Billiter-square, London, merchants, May 18 at 2, Court of Bankruptcy, London, div.—*Richard Pope and John P. Pope*, Adelaide-place, London-bridge, London, and Criggleston, Yorkshire, coal owners, May 18 at half-past 12, Court of Bankruptcy, London, div.—*Henry King*, North-end, Fulham, Middlesex, victualler, May 18 at 11, Court of Bankruptcy, London, div.—*Thomas Bailey*, Croydon, Surrey, builder, May 18 at 12, Court of Bankruptcy, London, div.—*James R. Weston*, Southampton, auctioneer, May 16 at half-past 11, Court of Bankruptcy, London, fin. div.—*James H. Brownell*, Richmond-street, Princes-street, St. James's, Middlesex, cabinet maker, May 16 at 11, Court of Bankruptcy, London, div.—*Benj. Stock*, Margate, Isle of Thanet, Kent, innkeeper, May 16 at 12, Court of Bankruptcy, London, div.—*V. F. Strong and Wm. Hosking*, Dye-house-wharf, Clink-street, Southwark, Surrey, coal merchants, May 16 at 11, Court of Bankruptcy, London, div.; at half-past 11, div. sep. est. of *W. Hosking*.—*Lealie Alexander and Wm. Birdgett*, Old Broad-street, London, merchants, May 18 at 2, Court of Bankruptcy, London, div.—*A. Dawson*, Huddersfield, Yorkshire, fancy cloth manufacturer, May 19 at 11, District Court of Bankruptcy, Leeds, div.—*Francis Kirkby*, Leeds, Yorkshire, grocer, May 19 at 11, District Court of Bankruptcy, Leeds, div.—*John Robinson*, Bradford and Keighley, Yorkshire, worsted spinner, May 19 at 11, District Court of Bankruptcy, Leeds, div.—*George Oddy* the younger, Dudley-hill, Bradford, Yorkshire, innkeeper, May 19 at 11, District Court

of Bankruptcy, Leeds, div.—*Robert Martin*, Plymouth, Devonshire, ale merchant, May 24 at 11, District Court of Bankruptcy, Exeter, div.—*R. W. Appleton*, Liverpool, merchant, May 16 at 11, District Court of Bankruptcy, Liverpool, div.—*Chas. Faint*, Blackpool, Lancashire, hotel keeper, May 19 at 12, District Court of Bankruptcy, Liverpool, div.—*John West*, Rawtenstall, Lancashire, cotton spinner, May 18 at 12, District Court of Bankruptcy, Manchester, first and fin. div.—*John Bolton and Wm. Ireland*, Manchester, gingham manufacturers, May 19 at 11, District Court of Bankruptcy, Manchester, div.—*John S. Rablah*, Barnard Castle, Durham, tanner, May 18 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*W. Atkin*, Stockton-upon-Tees, Durham, grocer, May 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Thomas Taylor*, Cowley, Oxfordshire, baker, May 17 at 12, Court of Bankruptcy, London.—*Edward Moseley*, Upper Gloucester-street, Dorset-square, Middlesex, wine merchant, May 18 at 11, Court of Bankruptcy, London.—*H. Verue*, Great St. Helen's, London, and Ipswich, Suffolk, corn factor, May 18 at 11, Court of Bankruptcy, London.—*H. Sewrie*, Oxford, tailor, May 17 at 11, Court of Bankruptcy, London.—*Anne C. H. Ormsby*, Church-street, Hackney, Middlesex, butcher, May 17 at half-past 12, Court of Bankruptcy, London.—*T. J. T. Ashley*, Clerkenwell-close, Middlesex, licensed victualler, May 19 at 12, Court of Bankruptcy, London.—*T. Jacobs*, Stapleton-road, Gloucestershire, share broker, May 26 at 11, District Court of Bankruptcy, Bristol.—*Henry Power*, Salford, Somersetshire, innkeeper, May 23 at 11, District Court of Bankruptcy, Bristol.—*Stephen Bennett*, Bristol, teazle dealer, May 23 at 11, District Court of Bankruptcy, Bristol.—*Samuel Brown Fry*, Bristol, warehouseman, May 23 at 11, District Court of Bankruptcy, Bristol.—*J. Packer*, Cheltenham, Gloucestershire, quarryman, May 29 at half-past 12, District Court of Bankruptcy, Bristol.—*D. Hughes*, Tredegar Iron Works, Monmouthshire, grocer, June 1 at 11, District Court of Bankruptcy, Bristol.—*Benjamin Tipper*, Maiden-lane, Queen-street, Cheap-side, London, wholesale stationer, May 18 at half-past 11, Court of Bankruptcy, London.—*James Woodward and Wm. Woodward*, Walnut-tree-walk, Lambeth, Surrey, builders, May 18 at half-past 1, Court of Bankruptcy, London.—*John Shepard* the younger, Southampton, plumber, May 18 at 1, Court of Bankruptcy, London.—*V. F. Strong and W. Hosking*, Dye-house-wharf, Clink street, Southwark, Surrey, coal merchants, May 17 at 11, Court of Bankruptcy, London.—*W. Williams*, Brecon, Brecknockshire, draper, May 17 at 12, Court of Bankruptcy, London.—*Thomas Pardell*, High-street, Poplar, Middlesex, omnibus proprietor, May 19 at 12, Court of Bankruptcy, London.—*John Wilson* the younger, Ogle, Whalton, Northumberland, timber merchant, May 19 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Sinclair*, Liverpool, tailor, May 16 at 11, District Court of Bankruptcy, Liverpool.—*John Senkey*, Birkenhead, Cheshire, blacksmith, May 16 at 11, District Court of Bankruptcy, Liverpool.—*T. Tattersall*, Liverpool, corn merchant, May 16 at 12, District Court of Bankruptcy, Liverpool.—*Ellen Owen and Griffith Owen*, Holyhead, Anglesey, drapers, May 16 at 12, District Court of Bankruptcy, Liverpool.—*Thos. S. Jones*, Wrexham, Denbighshire, grocer, May 18 at 11, District Court of Bankruptcy, Liverpool.—*John Tucker*, Tavistock and Plymouth, Devonshire, attorney, May 18 at 1, District Court of Bankruptcy, Exeter.—*Henry Prince*, Exeter, furrier, May 18 at 1, District Court of Bankruptcy, Exeter.—*Samuel B. Serjeant*, Callington, Cornwall, attorney at law, May 25 at 1, District Court of Bankruptcy, Exeter.—*John Emery*, Lichfield, tailor, May 17 at half-past 10, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before May 16.

*Neil Mackenzie*, Newgate-street, London, fringe manufacturer.—*Jabez Rubery*, Darlaston, Staffordshire, loak manufacturer.—*Wm. Walford*, Bridgwater, Somersetshire, tailor.—*Robert Arthur*, Wilson-street, Finsbury, Middlesex, leather seller.—*Simon Rutland*, Hogthorpe, Lincolnshire, coach maker.—*R. W. Phelps*, Dorking, Surrey, feltmonger.

12, District Court of Bankruptcy, Manchester, last ex.—*John Smith*, Little Bolton, and Kearsley, Lancashire, roller maker, May 8 at 12, District Court of Bankruptcy, Manchester, last ex.—*Robert Hicocks*, Birkenhead, Cheshire, brewer, May 9 at 11, District Court of Bankruptcy, Liverpool, last ex.—*James Scott*, Strand, Middlesex, chemist, May 19 at 12, Court of Bankruptcy, London, and ac.—*George S. Neish* and *Th. J. Glennie*, Farrington-st., Snow-hill, London, general ironmongers, May 19 at 12, Court of Bankruptcy, London, and ac.—*R. Hicks*, Lower Belgrave-st., Pimlico, Middlesex, apothecary, May 20 at 11, Court of Bankruptcy, London, and ac.—*Alfred King*, St. Clement's, Oxford, timber merchant, May 19 at 11, Court of Bankruptcy, London, and ac.—*Frederick Chaplin* and *Wm. Henry Chaplin*, Bishop's Stortford, Hertfordshire, tanners, May 19 at 11, Court of Bankruptcy, London, and ac.—*Henry Sheldon*, Brentford, Middlesex, corn dealer, May 19 at 11, Court of Bankruptcy, London, and ac.—*Richard G. Ward*, Doddington-place, Doddington-grove, Walworth, Surrey, butcher, May 19 at 11, Court of Bankruptcy, London, and ac.—*Wm. Barnes*, Milnrow, Lancashire, flannel manufacturer, May 19 at 11, District Court of Bankruptcy, Manchester, and ac.; May 26 at 11, div.—*William Marden*, Manchester, commission agent, May 22 at 12, District Court of Bankruptcy, Manchester, and ac.—*John T. Phipps*, Darlington, Durham, linen draper, May 19 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*James Baker*, Staunton-upon-Wye, Herefordshire, victualler, May 20 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.—*Samuel Butler*, *Wm. Butler*, and *James Butler*, Birmingham, iron founders, May 24 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.—*Henry Westwood*, Wolverhampton, Staffordshire, steel-yard maker, May 24 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.—*John Smith*, Warwick, wine merchant, May 24 at half-past 10, District Court of Bankruptcy, Birmingham, and ac. and fin. div.—*Alex. Walker* the elder and *Martina Walker*, Birmingham, *Alexander Walker* the younger and *Rich. Hasluck*, Philadelphia, North America, merchants, May 23 at 11, District Court of Bankruptcy, Birmingham, and ac.—*William Ask*, Wakefield, Yorkshire, watch maker, May 23 at 11, District Court of Bankruptcy, Leeds, and ac.—*James Bailey*, Boothroyd, Dewsbury, Yorkshire, blanket manufacturer, May 23 at 11, District Court of Bankruptcy, Leeds, and ac.—*John Robert Clark*, Carlton, Roydon, Yorkshire, grocer, May 23 at 11, District Court of Bankruptcy, Leeds, and ac. and second and fin. div.—*George Miller*, Whitby, Yorkshire, innkeeper, May 23 at 11, District Court of Bankruptcy, Leeds, and ac.; May 29 at 11, div.—*Simon Rutland*, Hogthorpe, Lincolnshire, coach maker, May 24 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac.; May 31 at half-past 10, div.—*James Bromley*, Kingston-upon-Hull, glass dealer, May 24 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac.; May 31 at half-past 10, div.—*John Mosley Sterk*, Gainsborough, Lincolnshire, bookseller, May 24 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac. and third and fin. div.—*William P. Barrett*, Palace-row, New-road, Middlesex, ironmonger, May 19 at 1, Court of Bankruptcy, London, div.—*John Williams*, Great Russell-street, Bloomsbury, Middlesex, architectural book publisher, May 22 at 12, Court of Bankruptcy, London, div.—*Francis Clark*, George-street, Adelphi, Middlesex, jewel case maker, May 19 at half-past 11, Court of Bankruptcy, London, div.—*Samuel Cunningham*, Minerva-st., Hackney-road, Middlesex, proprietor of saw mills, May 19 at 11, Court of Bankruptcy, London, div.—*Thos. Bewley*, Moulsham, Chelmsford, Essex, iron manufacturer, May 19 at 11, Court of Bankruptcy, London, fin. div.—*Robert Goodwin*, Eton, Buckinghamshire, ironmonger, May 19 at 1, Court of Bankruptcy, London, div.—*Jos. Graham*, Jewry-st., Aldgate, London, wholesale stationer, May 19 at 2, Court of Bankruptcy, London, div.—*John M. Lee*, Hungerford-st., Strand, Middlesex, underwriter, May 12 at 12, Court of Bankruptcy, London, div.—*J. Drew*, Cheltenham, Gloucestershire, builder, May 29 at 1, District Court of Bankruptcy, Bristol, div.—*Francis Beeson*, Stockport, Cheshire, carpenter, May 23 at 11, District Court of Bankruptcy, Manchester, div.—*Edward J. Scott* the elder, Kingston-upon-Hull, paper stainer, May 31 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, div.—*Rich. Goulding*, Gainsborough, Lincolnshire, cabinet maker, May 24 at half-past 10, District Court of Bankruptcy,

Kingston-upon-Hull, div.—*Edward Blwell*, Westbromwich, Staffordshire, iron founder, May 23 at 11, District Court of Bankruptcy, Birmingham, fin. div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Wm. Hurst* the younger, Baker-st., Bagnigge-wells-road, Middlesex, licensed victualler, May 19 at half-past 11, Court of Bankruptcy, London.—*Jos. T. Jay*, Acle, Norfolk surgeon, May 19 at half-past 12, Court of Bankruptcy, London.—*Jas. Scott*, Strand, Middlesex, chemist, May 19 at 12, Court of Bankruptcy, London.—*Chas. Farmer*, Edgeware-road, Middlesex, ironmonger, May 20 at half-past 12, Court of Bankruptcy, London.—*Robt. Hicks*, Lower Belgrave-st., Pimlico, Middlesex, apothecary, May 20 at 11, Court of Bankruptcy, London.—*Fred. Pinder*, Bishop's Stortford, Hertfordshire, tanner, May 20 at 12, Court of Bankruptcy, London.—*Wm. Pershouse*, Trafalgar-road, Greenwich, Kent, cattle dealer, May 22 at 12, Court of Bankruptcy, London.—*Jos. Gomersall*, Cleckheaton, Yorkshire, corn miller, May 2 at 1, District Court of Bankruptcy, Leeds.—*Jos. Simpson*, Leeds, Yorkshire, woolstapler, May 23 at 11, District Court of Bankruptcy, Leeds.—*Wm. Turpin*, Methley, near Leeds, Yorkshire, builder, May 29 at 11, District Court of Bankruptcy, Leeds.—*John B. Chapple*, Bath, Somersetshire, victualler, May 22 at 11, District Court of Bankruptcy, Bristol.—*Geo. J. Jones*, Bristol, builder, May 26 at 12, District Court of Bankruptcy, Bristol.—*Wm. Lee*, Honiton, Devonshire, builder, May 24 at 11, District Court of Bankruptcy, Exeter.—*Benj. Lancaster*, Oldbury, Worcestershire, carpenter, May 20 at half-past 10, District Court of Bankruptcy, Birmingham.—*Chas. Warren*, Shrewsbury and Market Drayton, Shropshire, banker, May 27 at 11, District Court of Bankruptcy, Birmingham.—*Edw. Price*, Leominster, Herefordshire, farmer, May 20 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before May 19.*

*John C. Dreaper*, Liverpool, corn merchant.—*W. Spink*, Featherstone, Yorkshire, butcher.—*Thos. Matthews*, Shrewsbury, Shropshire, millwright.—*Arnold Hill*, Ipswich, Suffolk, shoe maker.—*Edward Thornton*, Coleman-street, London, plumber.—*Jos. Burnside*, Richmond, Yorkshire, timber merchant.—*Jas. Law*, Birkenhead, Cheshire, bookseller.—*Thos. Clarkson*, Liverpool, painter.—*Francis B. Henderson*, Liverpool, ironmonger.

#### FIATS ANNULLED.

*Wm. Atkinson*, Colne Waterside, in Colne, and Manchester, worsted manufacturer.—*Francis Griffith* and *Chas. Griffith*, Southampton-row, Bloomsbury, Middlesex, linen drapers.—*Benj. Barber*, Nottingham, dealer in lace.—*Wm. Goodall* and *Benj. H. Bates*, Skircoat, Halifax, Yorkshire, and *Benj. H. Bates*, Bidston, Cheshire, cloth merchants.

#### SCOTCH SEQUESTRATIONS.

*Thos. Waddell & Co.*, Glasgow, merchants.—*T. Lockett*, Glasgow, merchant.—*Thos. Bowstead*, Glasgow, grocer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Rich. Evans*, Llangefni, Anglesey, nail manufacturer, May 23 at 10, County Court of Anglesey, at Llangefni.—*William Mapledoram*, Sidmouth, Devonshire, out of business, May 10 at 10, County Court of Devonshire, at Honiton.—*H. Wills*, Honiton, Devonshire, baker, May 10 at 10, County Court of Devonshire, at Honiton.—*Jos. Connell*, Honiton, Devonshire, cooper, May 10 at 10, County Court of Devonshire, at Honiton.—*Wm. Crabtree*, Dewsbury, Yorkshire, beer seller, May 12 at 10, County Court of Yorkshire, at Dewsbury.—*Thos. L. Jones*, Ruthin, Denbighshire, grocer, May 15 at 11, County Court of Denbighshire, at Ruthin.—*Wm. Doubleday*, Ulverston, Lancashire, shopman, May 8 at 10, Liverpool District County Court, at Liverpool.—*Geo. Stokes*, Yeovil, Somersetshire, innkeeper, May 11 at 10, County Court of Somersetshire, at Yeovil.—*Alex. Sorley*, Walton-on-the-Hill, Lancashire, out of business, May 8 at 10, Liverpool District County Court, at Liverpool.—*John Attaway*, Faversham,

Kent, plumber, May 11 at 11, County Court of Kent, at Taversham.—*Wm. Pomeroy*, Stockland, Devonshire, out of business, May 8 at 10, County Court of Devonshire, at Axminster.—*Peter Morriss Mills*, King's Lynn, Norfolk, out of business, May 13 at 11, County Court of Norfolk, at King's Lynn.—*John Wilson*, Loddington, Lincolnshire, out of business, May 23 at 11, County Court of Yorkshire, at Goole.—*Wm. Stephens*, Helston, Cornwall, schoolmaster, May 8 at 1, County Court of Cornwall, at Helston.—*Anne Ellis*, widow, Landegla, Denbighshire, out of business, May 15 at 1, County Court of Denbighshire, at Ruthin.—*Joshua Hughes*, Bristol, plasterer, May 19 at 11, County Court of Gloucestershire, at Bristol.—*William Allen*, Rugby, Warwickshire, sailor, May 15 at 11, County Court of Warwickshire, at Rugby.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*May 15 at 10, before Mr. Commissioner LAW.*

*James Salter*, Hillingdon, Middlesex, beer-shop keeper.

*May 15 at 10, before Mr. Commissioner PHILLIPS.*

*Charles Fox*, Wharf-road, City-road, Middlesex, commercial traveller.—*Charles Richard Hunt*, Palford-street, Pimlico, Middlesex, out of employ.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*May 12 at 11, before Mr. Commissioner HARRIS.*

*James Thorp* the younger, Woodside, near Croydon, Surrey, out of business.—*L. Castellani*, Queen-street, Golden-square, Middlesex, lodging-house keeper.—*James Woodcutt*, Trinity-square, Tower-hill, Middlesex, out of business.

*May 12 at 10, before Mr. Commissioner PHILLIPS.*

*Cornelius Darcy*, Keppel-mews South, Russell-square, Middlesex, out of business.—*Edward M'Grath*, Devonshire-place, Camden-road-villas, Camden-town, Middlesex, gentleman.—*Wm. Robins* the younger, Sommerford-grove, Stoke Newington, Middlesex, carpenter.—*Chas. W. Stanton*, Talbot-court, Gracechurch-street, London, out of business.—*J. Smith*, South-place, New North-road, Islington, Middlesex, grocer.—*Thomas Miller* the elder, Long-acre, Middlesex, artists' colourman.

*May 15 at 10, before Mr. Commissioner LAW.*

*Ezra Miles*, Winslow, Buckinghamshire, bone merchant.

*At the County Court of Lancashire, at LANCASTER, May 12 at 10.*

*John P. Cowley*, Liverpool, assistant to a butcher.—*James Trowther*, Bolton-le-Moors, out of business.—*Thomas Kerr*, Liverpool, joiner.—*Wm. Nissey*, Liverpool, shopman to a sailor.—*James Brooke* the younger, Pendleton, Salford, veterinary surgeon.—*Wm. Galleymore*, Chorlton-upon-Medlock, tailor.—*Stephen K. West*, Hulme, plasterer.—*Joseph Townshend*, Preston, out of business.—*Charles Lewis*, Manchester, moulder.—*Thos. Robinson*, Clitheroe, block printer.—*Noah Fishwick*, Rochdale, out of business.—*Wm. Wilde*, Oldham, cotton weaver.—*Sampson Lawton*, Manchester, bricklayer.—*Peter Rawlinson*, Stockport, tripe dresser.

*May 13, at the same hour and place.*

*Henry Booth*, Chorley, out of business.—*E. F. Percy*, Liverpool, surgeon.—*Wm. Taylor*, Heaton Norris, out of business.—*Thos. Maher*, Toxteth-park, iron founder.

*At the County Court of Wiltshire, at SALISBURY, May 13 at 11.*

*Caroline Peaks*, widow, Devizes, never in any business.

*At the County Court of Denbighshire, at RUTHIN, May 15.*

*Robert Jones*, Ruthin, plasterer.—*Edward Williams*, Ruthin, turner.

*At the County Court of Somersetshire, at TAUNTON, May 16 at 10.*

*James Court*, Dunster, near Minehead, millwright.—*May Flower*, Litton, near Radstock, miller.—*Albert Day*, Mark,

near Axbridge, brass founder.—*Vere Hare*, Taunton St. Mary Magdalen, house agent.—*Hen. Keen*, Godney, farmer.

*At the County Court of Gloucestershire, at BRISTOL, May 19 at 11.*

*John Frost*, Bristol, baker.

*At the County Court of Dorsetshire, at DORCHESTER, May 29 at 10.*

*John Gifford*, Netherbury, near Beaminster, flax spinner.

*At the County Court of Kent, at DOVER, May 18 at 10.*

*Daniel Labowitzky*, Ramsgate, tobacconist.

*At the County Court of Bedfordshire, at BEDFORD, May 19 at 3.*

*William Henry Bentley*, Bedford, whitesmith.

## COURT OF QUEEN'S BENCH.—EASTER TERM.

*April 27.*—The Court will give judgment on Monday next, the 1st May, in the following cases:—

*Lewis v. Hance.*  
*Curling v. Young.*  
*Reg. v. Butten.*

*Mitchell v. Moore.*  
*Robertson v. Norris.*

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**—The Hon. William Drogo Montagu, commonly called Viscount Mandeville, for the borough of Bewdley, the last election for the said borough having been declared void.

## SOLICITORS' AND GENERAL LIFE ASSURANCE SOCIETY, 57, Chancery-lane, London.

This Society presents the following Advantages to the Assured:—  
First.—The security of a large subscribed Capital.  
Second.—Exemption of the Assured from all liability.  
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# The Jurist

No. 591—VOL. XII.

MAY 6, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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LONDON, MAY 6, 1848.

DURING the past week two judgments of considerable importance, as affecting the operation of the New Small Debts Act, (9 & 10 Vict. c. 95), have been delivered in the Exchequer and Queen's Bench. The one (*Grimbley v. Aykroyd*, reported in the present number) related to the splitting of a claim into several demands, so as to bring it within the jurisdiction of the county court. By the 63rd section of the above act, "It shall not be lawful for any plaintiff to divide any *cause of action* for the purpose of bringing two or more suits in any of the said courts, but any plaintiff having cause of action for more than 20*l.*, for which a plaint might be entered under this act if not for more than 20*l.*, may abandon the excess, and thereupon the plaintiff shall, on proving his case, recover to an amount not exceeding 20*l.*; and the judgment of the Court upon such plaint shall be in full discharge of all demands in respect of such cause of action, and entry of the judgment shall be made accordingly."

Several decisions, some of them conflicting, have taken place in the county courts, as to the true construction to be put upon this section, and observations will be found upon it in 11 Jur. 221, 229.

The question has turned upon the meaning of the words "*cause of action*," which it is evident may be in respect of one contract or of several contracts. In the first case no question would arise, as the demand would be clearly indivisible.

A cause of action on several contracts may be in respect of several distinct things, e. g. rent and goods sold and delivered, which nevertheless may be claimed under one indebitatus count and so form one cause of action, or it may be in respect of several items in one running account, as in a tradesman's bill. In the former case, it appears, that several plaints may be levied on ac-

count of each distinct and separate contract, that is, one for the rent and one for the goods sold and delivered. This was the opinion of Coleridge, J., in regard to a similar section in *Neale v. Ellis*, (1 Dowl. & L. 163). There the plaintiff had demands for the price of a horse, for goods sold, and for rent, and having recovered for the horse in the county court, he was held entitled to sue for the remainder in the superior court; and per Coleridge, J., "There were originally three distinct and entire causes of action: namely, one for a horse; a second, for rent, which is as distinct from the first as can be, and a third, for goods sold and delivered. These are all distinct, and the plaintiff has recovered only in respect of one of them. I entertain a strong opinion that the case does not fall within the act." This case appears to have been recognised by the Court in *Grimbley v. Aykroyd*.

But there is a distinction between such a case and where there is a bill running from day to day. In the latter instance it is true that each item of goods supplied, or work done, constitutes a separate contract, so that the creditor may sue thereon, yet if he does not so sue, the understanding is that the several items should be united and form one entire demand; one item is connected with another; the dealings are not intended to terminate with one contract, but to be continuous. To such a case the Court were of opinion that the term "*cause of action*" in the above act applied. They, therefore, made a rule absolute for a prohibition to a judge of a county court under the following circumstances:—The defendant was a railway contractor, and he told the plaintiff, a grocer, to supply his labourers with provisions according to written orders. Upwards of 3000 of these orders had been issued and complied with, and 30*l.* 19*s.* remaining due as a balance, the plaintiff commenced 228 plaints in the county court against the defendant, each plaint being

NEW



for the amount (varying from 20s. to 5l.) of the goods supplied to each of the workman.

The other case (*Lewis v. Hance*) turned on the exemption of an attorney plaintiff from the jurisdiction of the county courts, and his privilege of suing in the superior courts, notwithstanding the act 9 & 10 Vict. c. 95.

In a former article (11 Jur. 413) we brought forward certain arguments to shew, that, in our opinion, attorneys were subject to the provisions of this act; but this decision exempts them as plaintiffs.

The 67th section declares, that "no privilege, except as hereinafter excepted, shall be allowed to any person to exempt him from the jurisdiction of any court holden under this act." The privileges afterwards excepted relate only to the Universities of Oxford and Cambridge, and the Court of the Lord Warden of the Stanaries in Cornwall.

The Court, in *Lewis v. Hance*, held, that, as it had been decided that the privilege of attorney plaintiffs had not been taken away by the Uniformity of Process Act or by Courts of Requests Acts, (see *Gardner v. Jessop*, 2 Wils. 42; *Wiltshire v. Lloyd*, 1 Doug. 381; *Board v. Parker*, 7 East, 46; *Wright v. Skinner*, 1 Mee. & W. 44), between which and the late act they did not recognise in this respect any substantial distinction, therefore they ought not to hold such privilege excluded by the words used in the present act. But they seemed to be of opinion that if a party were brought within the jurisdiction of the county court by being sued therein, then the section would apply, and the privilege of an attorney (defendant) be taken away.

### COURT OF QUEEN'S BENCH.

EASTER TERM.—11 VICTORIA.—May 4.

This Court will, on Saturday the 13th and Monday the 15th days of May instant, at ten o'clock in the morning, hold sittings, and will proceed in disposing of the business in the Special Paper, New Trial Paper, and Crown Paper, and give judgment in cases previously argued. BY THE COURT.

May 1.—Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

*Lewis v. Hance* } Rule in each case discharged.  
*Jones v. Savage* }

*Curling v. Young*—Rule discharged.

*Mitchell v. Moore*—Rule discharged.

*Robertson v. Norris*—Rule absolute to enter a verdict for defendant on the third issue.

May 2.—Reg. v. Button—Rule discharged.

### COURT OF EXCHEQUER.

EASTER TERM.—11 VICTORIA.—May 5.

This Court will hold sittings on Saturday the 13th, and on Monday the 15th, and Tuesday the 16th days of May instant, and will proceed in disposing of the business pending in the Paper of Demurrers, and in the Paper of Special Cases. BY THE COURT.

Read in open Court,

*Edward Bennett.*

### EXCHEQUER CHAMBER.

[Error from the Queen's Bench.]

May 2.—Parke, B., delivered the judgment of the Court in

*Pollitt v. Forrest*—Judgment, in the form in which it was entered, reversed.

### London Gazette.

TUESDAY, MAY 2.

#### BANKRUPTS.

VINCENT HENRY HALLPIKE, Cromer-st., Gray's-inn-road, Middlesex, piano-forte maker, dealer and chapman, May 9 at 12, and June 16 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Lewis, 5, New-inn-Strand.—Fiat dated April 28.

RICHARD JEWESSON, Great Winchester-st., London, merchant, dealer and chapman, (trading under the style or firm of R. Jewesson & Co.), May 9 at half-past 12, and June 16 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Peddell, 142, Cheapside.—Fiat dated April 27.

THOMAS GEORGE SMITH, Adam's-court, Old Broad-street, London, stock and share broker, May 11 at half-past 2, and June 8 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Chilcote, George-street, Mansion-house.—Fiat dated April 24.

EDWARD JOSEPH PLUCKROSE, Kingsland-road, Middlesex, tea dealer and grocer, May 16 at 2, and June 20 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Baylis & Drewe, 22, Redcross-street, Cripplegate.—Fiat dated April 22.

ELIZABETH MARY HEADLAND, Harley-st., Cavendish-sq., Middlesex, lodging and boarding-house keeper, dealer and chapman, May 12 at 12, and June 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Burrell & Co., White Hart-court, Lombard-street.—Fiat dated April 28.

HENRY BERTRAM, Elizabeth-street, Pimlico, Middlesex, wine merchant, May 12 at 2, and June 10 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Robinson, Half Moon-st., Piccadilly.—Fiat dated April 28.

THOMAS SMITH, Portsea, Hampshire, and Birmingham, licensed hawk and dealer in china and glass, May 12 at half-past 12, and June 19 at half-past 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Taylor, Pavement, Finsbury.—Fiat dated April 8.

JAMES KEYMER, Lawrence-lane, Cheapside, London, warehouseman and agent, dealer and chapman, May 12 and June 19 at half-past 11, Court of Bankruptcy, London: Off. Ass. Grabam; Sol. Brislley, Pancras-lane, Cheapside.—Fiat dated May 1.

ROBERT WOOLSTON, Stamford, Lincolnshire, brick-maker, dealer and chapman, May 12 and June 16 at 12, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. French, Stamford; Bowley, Nottingham.—Fiat dated April 22.

SAMUEL BERRY, Barnstaple, Devonshire, grocer, dealer and chapman, May 18 and June 8 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Perkins, Bristol; Stevens & Co., Gray's-inn-square, London.—Fiat dated April 14.

WILLIAM FLOYD, Tavistock, Devonshire, victualler and common carrier, dealer and chapman, May 18 and June 6 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-street, London.—Fiat dated April 27.

JOHN DACIE JEFFERY, Sidmouth, Devonshire, apothecary, dealer and chapman, May 18 and June 8 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Laidman, Exeter; Clowes & Co., King's-bench-walk, Temple, London.—Fiat dated April 15.

RICHARD BEANLANDS, Halifax, Yorkshire, innkeeper, dealer and chapman, May 12 and June 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Norris & Norris, Halifax; Horsfall & Harrison, Leeds; Williamson & Co., Gray's-inn, London.—Fiat dated April 24.

DANIEL M'HARDY, Croasland-moor-bottom, Almondbury, Yorkshire, innkeeper, dealer and chapman, (carrying on business at Croasland-moor-bottom aforesaid as an innkeeper, dealer and chapman, under the name or style of Daniel M'Hardy), May 12 and June 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Sykes & Co., Huddersfield; Bond & Barwick, Leeds; Bowden & Co., Aldermanbury, London.—Fiat dated April 27.

**WILLIAM WEBB WARD**, Stafford, metal dealer and roller of metal, dealer and chapman, May 16 and June 20 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Bowen, Stafford.—Fiat dated April 22.

**WILLIAM POTTER**, Birkenhead, Cheshire, and Liverpool, merchant, May 16 at 11, and June 7 at 1, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated April 28.

**EDWARD HALL**, Manchester, packer and maker up, and Staley-bridge, Ashton-under-Lyne, Lancashire, innkeeper, dealer and chapman, May 16 and June 6 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Buckley, Ashton-under-Lyne; Rickards & Walker, 29, Lincoln's-inn-fields, London.—Fiat dated April 26.

## MEETINGS.

*John Thewissen*, Liverpool, lamp manufacturer, May 12 at 12, District Court of Bankruptcy, Liverpool, ch. ass.—*Sam. Healey*, Liverpool, merchant, May 12 at 12, District Court of Bankruptcy, Liverpool, ch. ass.—*Edward Thos. Andrews*, Southampton, ironmonger, May 13 at 12, Court of Bankruptcy, London, last ex.—*George Armfield the younger* and *Robt. W. Barber*, Croydon, Surrey, coach builders, May 25 at 12, Court of Bankruptcy, London, and ac.—*Mary Biddle*, Brighton, Sussex, grocer, May 25 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Geo. Cork*, High-st., Islington, Middlesex, livery-stable keeper, May 25 at 11, Court of Bankruptcy, London, and ac.—*Sophy West*, widow, Hornchurch, Essex, saddler, May 24 at 11, Court of Bankruptcy, London, and ac.—*T. F. Triebner*, Old Broad-st., London, Russia broker, May 24 at 12, Court of Bankruptcy, London, and ac.—*T. Hawkes*, Bocking, Essex, whitesmith, May 24 at 12, Court of Bankruptcy, London, and ac.—*Q. Dick* and *Jeremiah Dick*, Finsbury-square, Middlesex, merchants, May 24 at 1, Court of Bankruptcy, London, and ac.—*William Carruthers*, Desborough-terrace, Harrow-road, Middlesex, builder, May 24 at 11, Court of Bankruptcy, London, and ac.—*Henry Power*, Salford, Somersetshire, innkeeper, May 23 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Isaac Williams*, Merthyr Tydvil, Glamorganshire, grocer, May 23 at half-past 11, District Court of Bankruptcy, Bristol, aud. ac.—*John Bryant Chapple*, Bath, Somersetshire, victualler, May 29 at 11, District Court of Bankruptcy, Bristol, aud. ac.; May 30 at 11, div.—*David Hughes*, Tredegar Iron Works, Monmouthshire, grocer, May 23 at 12, District Court of Bankruptcy, Bristol, aud. ac.—*Cephas Savage*, Chesterfield, Derbyshire, builder, May 25 at 11, District Court of Bankruptcy, Manchester, aud. ac.; May 26 at 12, div.—*Thos. K. Sloan*, Manchester, tavern keeper, May 26 at 11, District Court of Bankruptcy, Manchester, aud. ac.—*William Townley*, Blackburn, Lancashire, cotton spinner, May 24 at 11, District Court of Bankruptcy, Manchester, aud. ac.—*TA. Whittaker*, Manchester, warehouseman, May 23 at 11, District Court of Bankruptcy, Manchester, aud. ac.; May 24 at 11, div.—*Geo. Craddock*, Darlington, Durham, rope maker, May 23 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; May 25 at 11, div.—*Robert E. Huntley*, Newcastle-upon-Tyne, wine merchant, May 25 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Arthur James*, Newcastle-upon-Tyne, oil merchant, May 25 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; May 16 at 12, div.—*Henry Penman*, Sunderland, Durham, ironmonger, May 23 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*John Scott*, Birmingham, and Moorgate-st., London, railway carriage lamp manufacturer, May 24 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Samuel Lee*, Thirsk, Yorkshire, confectioner, May 25 at 11, District Court of Bankruptcy, Leeds, aud. ac.; May 26 at 11, div.—*Wm. Kearton*, Lamb-street, Spital-square, Middlesex, cheesemonger, May 23 at 11, Court of Bankruptcy, London, div.—*George Horne* and *Alex. M. Burgess*, Cheapside, London, booksellers, May 23 at 12, Court of Bankruptcy, London, div.—*Joseph Walters*, Union-street, Southwark, Surrey, and London-wall, London, bottle merchant, May 23 at 1, Court of Bankruptcy, London, div.—*William Sandilands*, South Lambeth, and Walnut-tree-walk, Lambeth, Surrey, piano-forte key manufacturer, May 25 at 2, Court of Bankruptcy, London, div.—*Samuel Symonds the elder* and *Samuel Symonds the younger*, Basinghall-street, London, woollen factors, May 24 at 1, Court of Bankruptcy,

London, div. sep. est. of *Samuel Symonds the elder*.—*John Gadsby*, Coventry, Warwickshire, wine merchant, May 23 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; May 30 at 11, div.—*Thomas Fletcher*, Loscoe, Derbyshire, grocer, May 29 at 11, District Court of Bankruptcy, Nottingham, aud. ac. and fin. div.—*Geo. Baker*, Newport, Monmouthshire, grocer, May 25 at half-past 12, District Court of Bankruptcy, Bristol, div.—*James H. Southam* and *George Southam*, Ashton-under-Lyne, Lancashire, cotton spinners, May 25 at 11, District Court of Bankruptcy, Manchester, div.—*John T. Phipps*, Darlington, Durham, linen draper, May 23 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Edward C. Blackwell* and *James N. Dunford*, Newbiggin by the Sea, Northumberland, brewers, May 23 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Timothy Frederick Triebner*, Old Broad-street, London, Russia broker, May 24 at 12, Court of Bankruptcy, London.—*John Bentley*, St. John-street-road, St. James, Clerkenwell, Middlesex, linen draper, May 24 at 1, Court of Bankruptcy, London.—*James Reit Beard*, Cheapside, London, warehouseman, May 24 at 1, Court of Bankruptcy, London.—*John Pettepher*, Rochester-road, Camden-town, Middlesex, builder, May 25 at 11, Court of Bankruptcy, London.—*Chas. Freeman* and *Osborne Freeman*, Painswick, Gloucestershire, clothiers, May 23 at 12, District Court of Bankruptcy, Bristol.—*Evan Parry*, Pontypool, Monmouthshire, draper, May 29 at half-past 11, District Court of Bankruptcy, Bristol.—*John T. Phipps*, Darlington, Durham, linen draper, May 23 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Henry Penman*, Sunderland, Durham, ironmonger, May 23 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Edward C. Blackwell* and *James N. Dunford*, Newbiggin by the Sea, Northumberland, brewers, May 23 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*James Wallbank*, Stockport, Cheshire, currier, May 23 at 12, District Court of Bankruptcy, Manchester.—*William Barnes*, Milnrow, Lancashire, flannel manufacturer, May 24 at 11, District Court of Bankruptcy, Manchester.—*J. T. Woolner*, Bury, Lancashire, carrier, May 25 at 11, District Court of Bankruptcy, Manchester.—*Edward Beane*, Wrexham, Denbighshire, shopkeeper, May 23 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Hen. Raine*, Liverpool, wine merchant, May 23 at 11, District Court of Bankruptcy, Liverpool.—*Chas. M. Adams* and *Chas. Warren*, Shrewsbury, and Market Drayton, Shropshire, May 27 at 11, District Court of Bankruptcy, Birmingham.—*Wm. F. Chapman*, Worcester, hop factor, May 27 at 11, District Court of Bankruptcy, Birmingham.—*Samuel Lee*, Thirsk, Yorkshire, confectioner, May 26 at 11, District Court of Bankruptcy, Leeds.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before May 23.*

*John Woodhead*, Todmorden, Yorkshire, clogger.—*Owen P. Roberts*, Llandansant, Anglesey, grocer.—*Lewis Povey*, Wootton-under-Edge, Gloucestershire, printer.—*Thos. Tomkinson*, Salford, Lancashire, wood turner.—*George Brown*, Southampton, builder.—*Wm. C. Streetfeild*, Cornhill, London, underwriter.—*Edward Lyon*, Birchin-lane, London, stock broker.—*George Harris*, Giltspur-street, London, tailor.—*Wm. Burrows*, Grove-street, Hampstead-road, Middlesex, builder.—*Thos. C. Wilcox*, Birmingham, linen draper.—*Thos. Lowe* the younger, Whitchurch, Shropshire, bone dealer.—*Robert Ambrose*, Plymouth, Devonshire, builder.—*George D. Ewens*, Axminster, Devonshire, butter merchant.—*Robert Newbould*, East Retford, Nottinghamshire, draper.—*John Pritchard*, Lilleshall, Shropshire, builder.—*John Davies*, Rusholme, Manchester, plumber.—*Wm. Samuel Gray*, High-st., Camden-town, Middlesex, auctioneer.

## PARTNERSHIP DISSOLVED.

*William Sculthorpe* and *Robert Sculthorpe*, Nottingham, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*John Fraser*, Inverness, founder.—*Andrew Moffat*, Glasgow, carter.—*David Henderson*, Coatbridge, Old Monkland, Lanarkshire, smith.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Elkanah Hoyle*, Longwood, Huddersfield, Yorkshire, innkeeper, May 18 at 10, County Court of Yorkshire, at Huddersfield.—*Wm. Ireland*, Kendal, Westmoreland, manager for an innkeeper, May 25 at 10, County Court of Westmoreland, at Kendal.—*Robert Bligh*, Charlton, Dover, Kent, surgeon, May 18 at 10, County Court of Kent, at Dover.—*John Fife*, Ramsgate, Isle of Thanet, Kent, corn factor, May 20 at 10, County Court of Kent, at Ramsgate.—*Chas. Absolom Dixey*, Chipping Wycombe, Buckinghamshire, dealer in china, May 16 at 10, County Court of Buckinghamshire, at High Wycombe.—*Richard Deighton*, Doncaster, Yorkshire, harness maker, May 15 at 10, County Court of Yorkshire, at Doncaster.—*George Harrop*, Doncaster, Yorkshire, cowkeeper, May 15 at 10, County Court of Yorkshire, at Doncaster.—*Joseph Asquith*, Worsbro' common, Darfield, Yorkshire, out of business, May 19 at 10, County Court of Yorkshire, at Barnsley.—*John Lawman*, Moorgate, Clarbrough, Nottinghamshire, jobber, May 24 at 11, County Court of Nottinghamshire, at East Retford.—*William Downing*, Doncaster, Yorkshire, fishmonger, May 15 at 10, County Court of Yorkshire, at Doncaster.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*May 16 at 11, before Mr. Commissioner HARRIS.*

*George Frost*, Stockwell-terrace, Clapham-road, Surrey, auctioneer.—*Mathew Heyman*, Whatford-street, St. Pancras-road, Middlesex, coach painter.—*Robt. S. Miller*, Marylebone-lane, and Little Sussex-place, Hyde-park-gardens, Middlesex, tailor.—*Wm. King*, River-street, Lower-road, Islington, Middlesex, bricklayer.—*Fred. Beven*, Rotherfield-street, Islington, Middlesex, traveller for linen goods.

*May 17 at 10, before Mr. Commissioner PHILLIPS.*

*Richard Lloyd*, Mansfield-street, Kingland-road, Middlesex, surgeon.

*May 18 at 11, before the CHIEF COMMISSIONER.*

*Thomas Henry Pugh*, Dorris-street East, Lambeth, Surrey, attorney's clerk.—*James W. Russell*, Union-road, Albany-road, Camberwell, Surrey, violinist.—*Alfred Jackson*, Fairfield-row, Bow, Middlesex, bricklayer.—*John Young*, Norway-wharf, and Clarence-st., Rotherhithe, Surrey, barge builder.

*Saturday, April 29.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Wm. Dronsfeld*, Crompton, near Oldham, Lancashire, retail dealer in ale, No. 69,212 C.; *George Lawton*, assignee.—*John Dyson*, Holme, near Holmfirth, Yorkshire, clothier, No. 69,091 C.; *Wm. Kilner*, assignee.—*Wm. Hinchliffe*, Holme, near Holmfirth, Yorkshire, clothier, No. 69,092 C.; *Wm. Kilner*, assignee.—*James Mackie*, Castle-street, Finsbury, Middlesex, watch maker, No. 59,729 T.; *Saml. Smith*, assignee.—*Christopher Stephenson*, Colne, Lancashire, Orleans manufacturer, No. 69,338 C.; *Benjamin Sutcliffe*, assignee.—*Wm. Harris*, Knapp-hill, Bisle, Surrey, baker, No. 59,048 T.; *Thomas Simmonds*, assignee.—*Jos. Richardson*, West Hartlepool, Durham, stationer, No. 69,937 C.; *Wm. Braithwaite*, assignee.—*Wm. Collins Large*, Red Lion-square, Middlesex, coach body maker, No. 59,142 T.; *Joseph Fallows*, assignee.

*Saturday, April 29.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*George Richards*, Smith-street, Stepney, Middlesex, in no business: in the Debtors Prison for London and Middlesex.—*Henry Yeates*, Guildford, Surrey, surveyor of taxes: in the Gaol of Surrey.—*James Curtis* the younger, Eling, near Southampton, Hampshire, coal merchant: in the Debtors

Prison for London and Middlesex.—*Edward Bourne Lovell*, New-square, Lincoln's-inn, Middlesex, barrister at law: in the Queen's Prison.—*Rich. Baker*, Farnham, Surrey, baker: in the Gaol of Horsemonger-lane.—*Wm. Bilboe*, Blackfriars-road, Surrey, forerunner: in the Queen's Prison.—*Jasper B. Creagh*, Manchester-buildings, Cannon-row, Westminster, Middlesex, brevet major: in the Debtors Prison for London and Middlesex.—*Henry Maddison*, Chandos-street, Covent-garden, Middlesex, miller: in the Debtors Prison for London and Middlesex.—*Robert Brackenbury*, Richmond-green, Richmond, Surrey, not in any trade: in the Queen's Prison.—*John Whitelock* the elder, Greenwich, Kent, attorney at law: in the Debtors Prison for London and Middlesex.—*J. Brook*, Hipperholme, near Halifax, share dealer: in the Queen's Prison.—*Richard Nelson* the younger, Limehouse-causeway, Limehouse, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Alex. Hawkins*, London-road, Southwark, Surrey, ironmonger: in the Queen's Prison.—*George Collier*, Providence-buildings, New Kent-road, Surrey, out of business: in the Gaol of Surrey.—*J. Diprose*, Clement's-lane, Strand, Middlesex, bookseller: in the Debtors Prison for London and Middlesex.—*John Turner*, Morris-place, Kensal-green, Middlesex, out of business: in the Queen's Prison.—*E. F. Percy*, Liverpool, surgeon: in the Gaol of Lancaster.—*Elizabeth Wright*, Hulme, Manchester, in no business: in the Gaol of Lancaster.—*W. Wilde*, Oldham, Lancashire, cotton weaver: in the Gaol of Lancaster.—*Sampson Lawton*, Manchester, bricklayer: in the Gaol of Lancaster.—*Joseph Beard*, Heaton Norris, Lancashire, provision-shop keeper: in the Gaol of Lancaster.—*Albert Day*, Mark, near Axbridge, Somersetshire, iron founder: in the Gaol of Wilton.—*Arthur O'Neil Alcock*, Talyfedw, Pencarreg, Carmarthenshire, surgeon: in the Gaol of Carmarthen.—*Anne Alcock*, Talyfedw, Pencarreg, Carmarthenshire: in the Gaol of Carmarthen.—*Robert Atkinson*, Swinton, Nottinghamshire, flour dealer: in the Gaol of Nottingham.—*John Shelton*, Nottingham, woollen dyer: in the Gaol of Radford Peverell.—*Charles Newman*, Llanelli, Carmarthenshire, out of business: in the Gaol of Carmarthen.—*Stephen Kitching*, Hulme, Manchester, plasterer: in the Gaol of Lancaster.—*Noah Fishwick*, Rochdale, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Jos. Townsend*, Preston, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—*Chas. Lewis*, Ancoats, Manchester, moulder: in the Gaol of Lancaster.—*Sam. Lord*, Blackburn, Lancashire, cotton spinner: in the Gaol of Lancaster.—*Dan. Dalton*, Gorton, near Manchester, butcher: in the Gaol of Lancaster.—*Geo. Haigh*, Preston, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—*Thos. Mahar*, Liverpool, iron founder: in the Gaol of Lancaster.—*Wm. Taylor*, Heaton Norris, near Manchester, out of business: in the Gaol of Lancaster.—*Daniel Labowitzky*, Ramsgate, Kent, tobacconist: in the Gaol of Dover.—*John Lloyd*, Llandilo, Carmarthenshire, currier: in the Gaol of Carmarthen.—*J. Evans*, Derby, lace dealer: in the Gaol of Sheffield.—*Samuel Griffith*, Runcoorn, Cheshire, letter-press printer: in the Gaol of Chester.—*Jas. Preece*, All Saints, Worcestershire, baker: in the Gaol of Lancaster.—*J. Scott*, Ashworth, near Rochdale, Lancashire, in no business: in the Gaol of Lancaster.—*J. Dale Highfield*, Hanley, Staffordshire, licensed retailer of beer: in the Gaol of Stafford.—*John Layt*, Aylesbury, Buckinghamshire, stone mason: in the Gaol of Aylesbury.—*Wm. Shadrack*, Hatfield Peverel, Essex, carpenter: in the Gaol of Chelmsford.—*Henry Penfold*, Brighton, Sussex, assistant to a grocer: in the Gaol of Lewes.—*Wm. Laycock*, Layerthorpe St. Cuthbert, Yorkshire, stone mason: in the Gaol of York.—*Charles Parsons*, Clevedon, Somersetshire, butcher: in the Gaol of Bristol.—*Joshua Parson*, Seaham-harbour, Durham, publican: in the Gaol of Durham.—*John Hughes*, Dowlais, Glamorganshire, grocer: in the Gaol of Cardiff.—*Thos. Renoden*, Swansea, Glamorganshire, builder: in the Gaol of Cardiff.—*George Smith*, Great Yarmouth, Norfolk, carpenter: in the Gaol of Norwich.—*Wm. Armiger*, Great Walsingham, Norfolk, labourer: in the Gaol of Norwich.—*John Hewitson*, Newcastle-upon-Tyne, optician: in the Gaol of Newcastle-upon-Tyne.—*Jarvis White*, Halifax, Yorkshire, stuff manufacturer: in the Gaol of York.—*John Houston*, Birmingham, brass founder: in the Gaol of Coventry.—*Frank Mitchell*, Oussett, near Dewsbury, Yorkshire, woollen cloth manufacturer: in the Gaol of York.—*Thos. Loveles*, Grimsby, Lincolnshire, brick maker: in the Gaol of Kingston-upon-Hull.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*May 16 at 11, before the CHIEF COMMISSIONER.*

*John Nicholles*, Regent-st., and Southampton-row, New-road, and Winchester-row, New-road, Middlesex, and Heath-cottage, Blackheath, Kent, dentist.—*John Paint*, Sydenham, Kent, hay salesman.—*Joshua Newlove*, Langham-place, Regent-st., Middlesex, in no employment.—*Mark Benady*, Salamanca-terrace, Queen's-clm, Brompton, Middlesex, merchant.

*At the County Court of Yorkshire, at YORK CASTLE, May 16 at 9.*

*Thomas Avison*, Leeds, bookkeeper.—*James Oates*, South Oram, near Halifax, stone mason.—*John Richard Jessop*, Halifax, out of business.—*Chas. Barker*, York, joiner.—*Dan. Haigh*, Shelf, near Halifax, out of business.—*George Smallwood*, Batley Carr, near Dewsbury, out of business.—*Wm. Middleton*, Todwick, near Rotherham, farmer.—*Wm. Ackroyd*, Bradford, out of business.—*Wm. Nicholl*, Birstal, near Leeds, out of business.—*Thomas Garthwaite*, Bradford, blacksmith.—*Joshua Sharp*, Pudsey, near Leeds, out of business.—*Richard Crowther*, Southgate, Elland, near Halifax, out of business.—*Thos. Fox*, Cleckheaton, near Leeds, out of business.—*Wm. Fox*, Cleckheaton, near Leeds, out of business.—*Joseph Fearnsides*, Batley Carr, near Dewsbury, schoolmaster.—*John Moore*, Ovenden, near Halifax, weaver.—*John Dinsdale*, Leeds, printer.—*Sam. Richardson*, Scarborough, baker.—*Rich. Wm. Moore*, Armley, near Leeds, architect.—*John Regan*, Hungate, licensed hawk.—*Wm. Untham*, Middlesbrough, grocer.—*Chas. Heathcote*, Sheffield, grocer.—*Wm. Gomersall*, Stanningley, near Leeds, woollen cloth manufacturer.—*Thos. Potter*, Kirby Moorside, dealer in shawls.

*At the County Court of Warwickshire, at COVENTRY, May 17.*

*G. Harding*, Birmingham, edge tool grinder.—*J. Houston*, Birmingham, ironfounder.—*Benjamin Jefford*, Birmingham, grocer.

*At the County Court of Cardiganshire, at CARDIGAN, May 17.*

*Margaret Davies*, Cefncoedissaf, Llanina, farmer.—*Henry Davies*, Garthely, Llandewylfrefy, shopkeeper.

*At the County Court of Glamorganshire, at CARDIFF, May 17.*

*John Hughes*, Caeharris, Dowlais, grocer.

*At the County Court of Northamptonshire, at NORTHAMPTON, May 15.*

*John Mann*, Southorpe, near Stamford, farmer.

*At the County Court of Pembrokeshire, at HAVERFORDWEST, May 19 at 10.*

*Wm. Stephens*, Milford, tea dealer.—*Daniel Hen. Brown*, Milford, mercer.

*At the County Court of Yorkshire, at KNARESBOROUGH, May 18 at 10.*

*Robert Dobson*, Knaresborough, joiner.

MEETING.

*Nicholas Patmore*, Woodrow, Hatfield Broad Oak, Essex, farmer, May 18 at 12, Court-house, Portugal-st., Lincoln's-inn-fields, London, sp. aff.

FRIDAY, MAY 5.

BANKRUPTS.

**EDWARD EVANS**, Dorking, Surrey, stone mason, builder, dealer and chapman, May 12 at 2, and June 16 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Watson & Sons, Bouverie-st., Fleet-street.—Fiat dated May 2.

**HENRY PACE**, St. John's-square, Clerkenwell, Middlesex, and Loughton, Essex, watch manufacturer, dealer and chapman, May 9 at half-past 1, and June 5 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. J. T. & H. Baddeley, 12, Leman-street, Goodman's-fields.—Fiat dated April 24.

**THOMAS CLARKE KNIGHT**, Fort-street, Spital-square, Middlesex, undertaker, dealer and chapman, May 12 at half-past 1, and June 16 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Norton & Son, New-st., Bishopsgate.—Fiat dated May 2.

**WILLIAM COOPER**, **CHARLES WILSON**, and **GEORGE BLACK**, Aldermanbury, London, straw hat manufacturers and furriers, May 12 at 11, and June 19 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Reed & Co., 59, Friday-street, Cheapside.—Fiat dated April 29.

**THOMAS RAVEN**, Colchester, Essex, grocer and tea dealer, May 12 at 2, and June 16 at half-past 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Peddell, Cheapside.—Fiat dated May 3.

**JOHN HADDOCK**, Bury St. Edmund's, Suffolk, pawnbroker, May 13 and June 23 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Jackson & Co., Bury St. Edmund's; Kelly, New Boswell-st.—Fiat dated April 29.

**HENRY ROBERT HARTLEY**, Ventnor, Isle of Wight, Southampton, hotel keeper, May 17 at 1, and June 17 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Baylis & Drewe, Redcross-street.—Fiat dated May 3.

**WILLIAM SUGDEN**, Thomas-place, Gravel-lane, Southwark, Surrey, stone mason, dealer and chapman, May 18 at half-past 1, and June 22 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Cooper, Old Cavendish-st.—Fiat dated May 4.

**ROBERT BURR**, Bentinck-st., Manchester-square, Middlesex, upholsterer, May 23 at 12, and June 20 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Wright & Co., 15, Golden-square.—Fiat dated May 3.

**THOMAS BROWN**, Red Lion-st., Whitechapel, Middlesex, plumber and glazier, dealer and chapman, May 19 at half-past 2, and June 20 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Norton & Son, 1, New-street, Bishopsgate.—Fiat dated May 2.

**CHARLES CRUDGINGTON** and **THOMAS SOUTHALL**, Lea-brook Iron-works, Tipton, Staffordshire, iron masters, dealers and chapmen, May 23 and June 20 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Collis, Stourbridge.—Fiat dated April 28.

**WILLIAM ARTON**, Pontefract, Yorkshire, innkeeper, postmaster, dealer and chapman, May 15 and June 5 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. W. & T. W. Clough, Pontefract; Lever, King's-road, London.—Fiat dated April 27.

**MARY ANN LEGETT**, Liverpool, hotel keeper, May 15 and June 9 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Clare & Hill, Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated May 2.

**JOHN LAURIE**, Liverpool, coal merchant, dealer and chapman, May 18 and June 7 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Daly, Liverpool; Carpenter, Staple-inn, London.—Fiat dated May 2.

**THOMAS PATCHETT**, Manchester, wine and spirit merchant, distiller, dealer and chapman, May 18 and June 8 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Marsden, Manchester; Johnson & Co., Temple, London.—Fiat dated May 1.

**CHARLES GOUGH**, Manchester, ironmonger, dealer and chapman, May 19 and June 9 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Abbott, Lincoln's-inn-fields, London.—Fiat dated April 27.

**BENJAMIN BUTTERWORTH**, late of Greenbooth-mills, near Rochdale, Lancashire, woollen manufacturer, dealer and chapman, but now of Haydock, in the said county, (now or formerly partner with Thomas Butterworth, under the firm of William Butterworth & Sons), May 26 at 11, and June 8 at 1, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Woods & Jackson, Rochdale; Norris & Co., 20, Bedford-row, London.—Fiat dated April 22.

**WILLIAM THOMAS HORSEY**, Manchester, callenderer, maker-up, and packer, dealer and chapman, May 17 and June 7 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Hitchcock & Co., Manchester; Johnson & Co., Temple, London.—Fiat dated May 3.

MEETINGS.

*Stephen Vertue*, Liverpool, merchant, May 16 at 11, District Court of Bankruptcy, Liverpool, pr. d.—*Charles M. Kernot*, West Cowes, Isle of Wight, Hampshire, chemist, May 24 at 12, Court of Bankruptcy, London, ch. ass.—*Saw-*

*Prentice*, Slough, Buckinghamshire, ironmonger, May 17 at half-past 11, Court of Bankruptcy, London, last ex.—*Henry Heltier*, Leadenhall-market, London, meat salesman, May 25 at 1, Court of Bankruptcy, London, last ex.—*Thos. Nesbitt* and *Robt. C. Nesbitt*, Sunderland, Durham, brewers, May 23 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Wm. Anderson*, Durham, draper, May 16 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Thos. Clapham*, Liverpool, butcher, May 19 at 11, District Court of Bankruptcy, Liverpool, last ex.—*David Le Boutillier*, Northumberland-place, Commercial-road East, Middlesex, draper, May 26 at 11, Court of Bankruptcy, London, aud. ac.—*John Sansom*, Fordingbridge, Hampshire, surgeon, May 29 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Jacob Ordoyne*, Swan-place, Old Kent-road, Surrey, hoop bender, June 1 at 11, Court of Bankruptcy, London, aud. ac.—*Jas. L. Kennaby*, King-street, Snow-hill, London, dealer in corks, June 1 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Inwards*, Luton, Bedfordshire, straw plait merchant, May 26 at 12, Court of Bankruptcy, London, aud. ac.—*John J. Jackson*, Liverpool, silk dyer, May 26 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Thos. Dalton*, Darlington, Durham, rope manufacturer, May 26 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*John Harland*, Marrick, Yorkshire, banker, May 30 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Chas. S. Jackson*, Leeds, Yorkshire, cloth merchant, June 5 at 11, District Court of Bankruptcy, Leeds, aud. ac. and second and fin. div.—*Wm. Walker* and *James Gray*, Leeds, Yorkshire, woolstaplers, June 6 at 11, District Court of Bankruptcy, Leeds, aud. ac. and third and fin. div.—*George Robinson*, Huddersfield, Yorkshire, surgeon, and *Mary Farnand*, widow, Almondbury, Yorkshire, dealers and traders, May 29 at 12, District Court of Bankruptcy, Leeds, aud. ac.; May 30 at 11, div.—*Geo. Cork*, High-st., Islington, Middlesex, livery-stable keeper, May 26 at half-past 1, Court of Bankruptcy, London, div.—*Athalia E. Player*, Braintree, Essex, grocer, May 26 at 1, Court of Bankruptcy, London, div.—*Harris Watson*, Wilson-st., Finsbury, Middlesex, stove grate manufacturer, May 26 at 1, Court of Bankruptcy, London, div.—*R. Mills* and *G. Puckle*, Southwark, and Corn Exchange, Mark-lane, London, hop factors, May 26 at 1, Court of Bankruptcy, London, fin. div. of *George Puckle*.—*Christopher Blackmore*, Cork-st., Middlesex, tailor, May 26 at 2, Court of Bankruptcy, London, div.—*Thos. Fletcher*, Loscoe, Derbyshire, grocer, May 26 at 11, District Court of Bankruptcy, Nottingham, aud. ac. and fin. div.—*Wm. Townley*, Blackburn, Lancashire, cotton spinner, June 1 at 11, District Court of Bankruptcy, Manchester, div.—*Robert Elliot Huntley*, Newcastle-upon-Tyne, wine merchant, May 26 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Saml. Treacher*, High Wycombe, Buckinghamshire, dealer in artificial manures, May 26 at 1, Court of Bankruptcy, London.—*George Armfield* the younger, Croydon, Surrey, coach builder, May 26 at half-past 11, Court of Bankruptcy, London.—*Wm. Inwards*, Luton, Bedfordshire, straw plait merchant, May 26 at 12, Court of Bankruptcy, London.—*Joseph Notting*, Poole, Dorsetshire, carrier, May 26 at 12, Court of Bankruptcy, London.—*Charles Murgatroyd*, Lawrence-lane, Cheapside, London, warehouseman, May 26 at 12, Court of Bankruptcy, London.—*Charles John Hubbard*, Stockwell-green, Surrey, brewer, May 26 at 11, Court of Bankruptcy, London.—*Robert Brown*, Sutherland-terrace, Cole-harbour-road, Brixton, Surrey, victualler, May 26 at 1, Court of Bankruptcy, London.—*John Williams*, Cheltenham, Gloucestershire, mercer, May 26 at 1, District Court of Bankruptcy, Bristol.—*Robert Wake*, Kingston-upon-Hull, merchant, June 14 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Joseph Wooler*, Stockton-on-Tees, Durham, draper, May 26 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Bowes*, Liverpool, porter dealer, June 5 at 11, District Court of Bankruptcy, Liverpool.—*Jeremiah John Sullivan*, Meadow-bank Salt Works, Winsford, Cheshire, salt merchant, June 5 at 11, District Court of Bankruptcy, Liverpool.—*J. Cole Guillim*, Bishop's Frome, Herefordshire, cattle dealer, May 30 at 11, District Court of Bankruptcy, Birmingham.—*Charles Walker*, Birmingham,

malster, May 31 at half-past 10, District Court of Bankruptcy, Birmingham.—*Chas. Kent*, Ashbourne, Derbyshire, draper, May 29 at 12, District Court of Bankruptcy, Manchester.—*George Callam*, Manchester, shawl manufacturer, May 29 at 12, District Court of Bankruptcy, Manchester.—*George Thomas Bateson*, Warrington, and Moss-side, Lancashire, ironfounder, May 29 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before May 26.

*Wm. Baker*, Stone, Staffordshire, and Beach-cottage, near Tarporley, Cheshire, railway contractor.—*J. Lockett*, Stone, Staffordshire, railway contractor.—*J. Nicholson*, Stone, Staffordshire, railway contractor.—*Richard Stapleton* and *Wm. Thorn*, Whitefriars, London, and Paddington and Battle-bridge, Middlesex, scavengers.—*T. Lowe* the elder, Whitchurch, Shropshire, bone dealer.—*John Green*, Pall-mall, and Sloane-street, Middlesex, wine merchant.—*A. E. Player*, Braintree, Essex, grocer.—*Saml. Gundry* and *W. E. Gundry*, Bridport, Dorsetshire, bankers.—*Charles Street*, Ventnor, Isle of Wight, Hampshire, builder.—*Wm. Baxter*, Northumberland-street, Strand, Middlesex, hotel keeper.—*T. Herdwick*, Dunstable, Bedfordshire, grocer.—*Eliza A. Edwards*, Bristol, banker.—*Mary Emma Edwards*, Bristol, banker.—*James H. Brownlie*, Richmond-st., Princes-st., St. James's, Middlesex, cabinet maker.—*Thomas Phipps*, High Holborn, Middlesex, saddler.—*Samuel Brown*, Sunderland, Durham, common brewer.—*Joseph Schlessinger*, Birmingham, manufacturer of metals.—*Benj. Firth*, Manor-house, Hartshed cum Clifton, Dewsbury, Yorkshire, cotton spinner.—*Ezra J. Coates* and *John Hillard*, Bread-street, Cheapside, London, of Manchester, of Liverpool, of Leicester, England, and New York, America, merchants.—*Richard Perry* and *Jonathan Roberts*, Liverpool, joiners.

#### SCOTCH SEQUESTRATIONS.

*Joseph Ranson*, Perth, china merchant.—*Wm. Thomas & Son*, Dalkeith, wood merchants.—*Joseph Mack*, Kilmar, builder.—*A. G. Cuthbertson*, Pencaitland, coal master.—*J. Macfarlin*, Stronziehullin, Argyllshire, farmer.—*Donald Campbell*, Glasgow, wine merchant.—*J. Dods*, Glasgow, plumber.—*W. Christie*, Leith, merchant.—*James Bowie*, jun., & Co., Glasgow, merchants.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Samuel Ruscoe*, Newton by Tattenhall, Cheshire, farmer, May 13 at 2, County Court of Cheshire, at Chester.—*Jos. Dore*, Carisbrooke, Isle of Wight, Hampshire, blacksmith, May 22 at 10, County Court of Hampshire, at Newport.—*Hannah Raddon*, Ryde, Isle of Wight, Hampshire, milliner, May 22 at 10, County Court of Hampshire, at Newport.—*George Knight*, Leamington-priors, Warwickshire, beer-house keeper, May 19 at 10, County Court of Warwickshire, at Warwick.—*Wm. Gibbon*, West Pitts, Durham, grocer, May 18 at 10, County Court of Durham, at Barnard Castle.—*Jas. Holt*, Ewhurst, Surrey, general shopkeeper, May 24 at 11, County Court of Surrey, at Godalming.—*Thos. Stripling*, Colchester, Essex, coach builder, May 22 at 12, County Court of Essex, at Colchester.—*J. Ramsbottom*, Limeleach, within Walmersley-cum-Shuttleworth, Lancashire, operative cotton spinner, May 24 at 10, County Court of Lancashire, at Bury.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

May 19 at 10, before Mr. Commissioner LAW.

*James Eggleton*, Rickmansworth, Hertfordshire, shoemaker.—*James Cox*, Caroline-cottage, Blue Anchor-yard, York-st. Westminster, Middlesex, cab proprietor.

May 22 at 10, before Mr. Commissioner LAW.

*James Clephan*, Warwick-street, Charing-cross, Westminster, Middlesex, architect.—*Wm. Marshall* the elder, Upper Thames-street, London, merchant's clerk.—*William West*, Guildford-street, Russell-square, Middlesex, barman.

May 22 at 10, before Mr. Commissioner PHILLIPS.

*George Toms*, New-inn-sq., Shoreditch, Middlesex, chair

maker.—*Thos. Geo. Thomason*, Shaftesbury-st., New North-road, Hoxton, Middlesex, engraver.—*John L. Loder*, Hillingdon-end, near Uxbridge, Middlesex, coach proprietor.—*William Saunders*, High-street, Shadwell, Middlesex, hatter.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*May 19 at 11, before Mr. Commissioner HARRIS.*

*James Parrish*, Baldwin-st., City-road, Middlesex, carpenter.—*Phebe Lane*, Bouverie-street, Fleet-st., London, out of business.—*John Hardcastle* the younger, Doddington-grove, Kennington, Surrey, out of business.—*Wm. Goode*, Baker-street, Clerkenwell, Middlesex, out of business.—*Alfred Sedgwick*, Gloucester-place, Cowley-road, North Brixton, Surrey, professor of music.—*Robert Bulman*, Little Vine-street, Piccadilly, Middlesex, carpenter.

*May 19 at 10, before Mr. Commissioner LAW.*

*Thomas Pearrett*, Walbrook-place, City-road, Middlesex, selling ostrich feathers on commission.—*Peter Ramage*, Maria-place, Blue Anchor-road, Bermondsey, Surrey, yeoman warder.—*T. H. Sayer*, Nelson-terrace, City-road, Middlesex, out of business.—*Richard Swain*, Redcross-st., Cripplegate, London, dealer in Irish linen.—*Wm. Perry*, Frederick-pl., Hampstead-road, Middlesex, coach broker.—*Wm. Tring*, Harrow on the Hill, and Welbeck-street, Cavendish-square, Middlesex, commander in the Royal Navy on half-pay.

*May 19 at 10, before Mr. Commissioner PHILLIPS.*

*John Stuart*, King's-terrace, Commercial-road East, Middlesex, builder.—*Charles E. Elverston*, Tooley-street, Southwark, Surrey, linen draper.—*Chas. Sam. Willis*, Jermyn-st., St. James's, Middlesex, hair dresser.—*Henry Yeates*, Guildford, Surrey, surveyor of taxes.—*John Inwards*, Luton, Bedfordshire, grocer.—*John Handyside*, Shouldham-street, Edgeware-road, Middlesex, baker.

*May 22 at 11, before Mr. Commissioner HARRIS.*

*Peter Taylor*, Brownlow-road, Queen's-road, Dalston, Middlesex, out of business.

*May 22 at 10, before Mr. Commissioner LAW.*

*William Dann*, King Henry-street, Eves-town, Kingland, Middlesex, commission agent.—*George Richards*, Smith-st., Jubilee-st., Stepney, Middlesex, superintendent of the Houseless Poor Asylum.

*May 19 at 11, before the CHIEF COMMISSIONER.*

*Adjourned.*

*William Hancock* the elder, New Charles-st., City-road, Middlesex, pattern maker for machinery.

*At the County Court of Hampshire, at WINCHESTER CASTLE, May 19.*

*William Hills*, Bransgore, near Ringwood, farmer.

*At the County Court of Southampton, at SOUTHAMPTON, May 26 at 10.*

*Richard Callaway*, Southampton, dealer in milk.—*James Callaway*, Southampton, coach builder.

*At the County Court of Huntingdonshire, at HUNTINGDON, June 1 at 11.*

*Isaac Roberts*, Huntingdon, dealer in fish.—*Thos. Barley*, Yaxley, baker.

*At the County Court of Sussex, at LEWES, May 23.*

*Henry Penfold*, Brighton, grocer.

*At the County Court of Gloucestershire, at BRISTOL, May 19 at 11.*

*Edward Coman Weare*, Bristol, out of business.—*Charles Parsons*, Clevedon, Somersetshire, butcher.

*At the County Court of Berkshire, at READING, May 22 at 10.*

*Wm. D. Townsend*, Reading, accountant.

*At the County Court of Staffordshire, at STAFFORD, May 22 at 10.*

*Samuel Ames*, Wolverhampton, carpenter.—*Edw. Sadler*, Hanley, cabinet maker.—*Wm. Fletcher*, Shelton, in no business.—*Wm. Tomlinson*, Abbots Bromley, in no business.

*At the County Court of Carmarthenshire, at CARMARTHEN, May 23 at 2.*

*Anne Alcock*, (wife of Arthur O'Neil Alcock), Talyfeder, Pencarreg, surgeon.—*Arthur O'Neil Alcock*, Talyfeder, Pencarreg, surgeon.—*John Lloyd*, Llandilo, carrier.—*John Sam. Feake*, Esq., Dyffryn, Llandeibio.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, May 6, 1848.



# The Jurist

No. 592—Vol. XII.

MAY 13, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court .....	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Court of Queen's Bench .....	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
Queen's Bench Bail Court .....	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Court of Common Pleas, including Appeals under Registration of Voters Act....	{ W. PATERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.
Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, MAY 13, 1848.

COUNTY-court law bids fair to supersede railway-law in the demands which it is making on the time and attention of the judges at Westminster. The writ of prohibition has become popular; and although the applications to the superior courts would doubtless be much more frequent were some kind of appeal permitted from these inferior tribunals, yet, under the present system, we may expect shortly to see the duties and powers of the judges who preside over them duly defined and limited.

In our last number we offered some remarks upon the cases of *Grimbley v. Aykroyd* and *Lewis v. Hance*, relating to the splitting of demands in the county courts, and to the exemption of attorney plaintiffs from their jurisdiction. The effect of the former decision is to promise the retention of a superior judicature, and the profession of the Bar in this country,—two actual or supposed benefits, the prolonged existence of which would have been very doubtful had the decision permitted debts of any amount to be recovered in courts established for the 'recovery of small debts.' The effect of *Lewis v. Hance*, we presume, will be that attorneys will suddenly become the holders of a considerable number of bills of exchange and promissory notes. The dissatisfaction which undoubtedly prevails with regard to the present system of administering law in the small-debts court will find vent in the indorsement of negotiable instruments for amounts under 20*l.* to the privileged class of attorneys, so long as the Legislature may be pleased to leave them alone.

We perceive, that, on Wednesday last, a rule was made absolute by the Court of Queen's Bench in *Reg. v. Parkam*, calling upon the defendant to shew by what authority he exercises the office of judge in and for several districts, whereas it is contended, that, by the

Small Debts Act, a separate judge must be appointed for each district. We considered this important question in a former article, (11 Jur. 309), and we shall reserve any further remarks upon it until judgment shall have been given on the *quo warranto*.

The case, *In re Dunford*, in our last Number, (12 Jur. 361), is deserving of consideration. It came before the Court of Exchequer on a motion for a prohibition against proceeding in a cause in the county court on a judgment of the Queen's Bench for 17*l.*

There were three objections: first, that an action would not lie in the county court on a judgment of one of the superior courts at Westminster. In *Rance v. James*, (12 Jur. 62), the Court had granted a rule for a prohibition on such a ground, and it was afterwards made absolute, because no one had appeared to shew cause.

On the present occasion the Court granted a rule nisi on this point, though Parke, B., said, "You probably will not be able to maintain it." The second objection was, that the judge allowed the judgment of the Queen's Bench to be proved by an examined copy of the judgment roll; but the Court decided that it was no ground for a prohibition, even if the judge had clearly received improper evidence, as it was a matter left to his discretion; though it would have been different had the statute said that the judge should not receive an examined copy of a record as evidence of the record.

In *Rance v. James*, it was suggested as an argument against an action lying in the county court on a judgment of the superior court, that the county court had no means of getting the judgment-roll, and Parke, B., said, "That is the strongest point." In an action here on a judgment in one of the superior courts, we obtain it by mittimus, and

be very inconvenient, if the records of the superior courts were to be continually sent to the county courts, scattered all over the kingdom."

However, under the stat. 8 & 9 Vict. c. 127, by which debts not exceeding 20*l.*, by force of any judgment, &c., could be recovered by summons in the Court of Bankruptcy or an inferior court of record, it was the practice to produce an office or examined copy of the judgment-roll as evidence thereof, and such has been the practice under the act 9 & 10 Vict. c. 95. And upon issue joined on *nul tiel* record in a superior court, where the record is in another superior court, the inconvenience of removing the originals has been avoided by obtaining the tenor (that is, a literal transcript) of the record, through the means of a *certiorari* and *mittimus* out of Chancery\*.

The third objection was, that the examined copy of the judgment-roll, when produced, shewed a debt of 40*l.* claimed from the defendant, with final judgment for 17*l.*, and no remittitur for the difference; but to this it was answered by Parke, B., "A judgment, however erroneous, is binding until it is reversed; consequently, if there were any error in this judgment, you should have brought your writ of error upon it, and cannot avail yourself of that error as a defence to an action on the judgment."

A point of some importance upon the practice in injunction cases was recently decided by the Master of the Rolls, in a case not yet reported. (*Lord Wellesley v. Lord Mornington*, 4th May, 1848). An injunction had been granted to restrain the defendant from cutting timber and committing other acts of waste; but the injunction instead of being worded in the usual way, restraining the defendant, *his servants and agents*, was directed against the defendant alone.

Battley, who it was stated was the steward of the defendant, and had notice of the injunction, cut timber and committed other acts of waste, notwithstanding the injunction, and a motion was made to commit him for breach of the injunction. An objection was taken by Battley, that, not being included in the injunction, the motion could not be sustained against him; and Lord Langdale allowed the objection, observing, that the object of the motion was to punish Battley for doing what he knew the defendant was enjoined from doing.

There are, we believe, no earlier cases directly deciding this point†, but there are some which affect its principle. The nearest is *Montague v. Hill*, (4 Russ. 128). In that case an injunction was granted in a suit to which Hill and Smith, Hill's assignee, were both parties, against Hill, his *counsellors and agents*, not naming Smith as defendant, and not in terms naming the *assignees*. It was doubted by Lord Lyndhurst, C., whether the injunction bound Smith.

In an old case (*Boote v. Hanley*, 2 Eq. Cas. Abr.

528) it is said, "If a person is not plaintiff to a suit, nor acquired any right *pendente lite* from any one as party, but is only exercising an antecedent right, inasmuch as he is not party, this is no breach of an injunction." From this loose statement it is not very easy to say what was the precise point of the case; but the statement is, at any rate, consistent with the notion, that, as against a person not included in an injunction, the Court will not proceed by way of contempt for an act forbidden by the injunction. The Court has, however, held it clear contempt for a person, a stranger to the cause, to impede the officers of the Court in the execution of its orders. This was decided in *Es parte Clarke*, (1 Russ. & My. 563), where the defendant, H. Clarke, being in contempt, the commissioners under a commission of rebellion, sought for him in the house of C. Clarke, his brother. C. Clarke at first refused to admit them, but on the commission being produced allowed them to search the house. They did not find the defendant, H. Clarke, and on quitting the house were given by C. Clarke in charge to the watch. For this C. Clarke was committed for contempt. "The ground," said Lord Brougham, C., on a motion to discharge the order for committal, "is, that after the commission was exhibited to Mr. Clarke, he assisted in taking to the watchhouse individuals armed with the authority of the Court. I think that, for that violence, the Vice-Chancellor was justified in ordering him to stand committed, and that it makes no difference that the person guilty of the violence was not a party to the suit."

No doubt there is a considerable practical distinction between impeding the officers of the Court in the execution of their duty, and doing an act which another person is forbidden to do by the order of the Court. In the first case it is clear that the Court intended its officers to do the duty entrusted to them. To obstruct them, therefore, must be to defeat the intention of the Court. But an order that A. shall not cut timber, may not be intended to protect the timber at all events, but only to protect it as against A. But unless I shew an independent right to do the act which A. is forbidden to do, or if it appears that I can have no right to do it except as representing A., it is difficult to distinguish in principle my act when I do that which the Court has forbidden to be done by A. from the act of a person who prevents that being done which the Court had ordered to be done: in either case the jurisdiction of the Court is wilfully defied, and its intention wilfully frustrated. We believe the case of *Es parte Clarke* was not mentioned to the Court in *Lord Wellesley v. Lord Mornington*; and we are not able to state whether it appeared upon the affidavits in that case that Battley could not have had any independent right to do the acts that Lord Mornington was enjoined from doing, as the motion went off upon the preliminary objection, and the merits were not gone into. A case of *Leves v. Morgan* (not referred to in *Lord Wellesley v. Lord Mornington*) is reported in 5 Price, 518, from the marginal note to which one would infer, that the injunction for breach of which a motion to commit was made and granted, was not directed in terms against the person committed. The marginal note is as follows:—"Where a receiver of rents and profits is enjoined from further receiving &c., the Court will extend the injunction to his agent, (an

\* And such held to be the proper course in an inferior court in *Pitt v. Knight*, (1 Saund. 86).

† We may except, perhaps, a very old case of *Segewick v. Redman*, (Cary, 44), in which it was decided that where an injunction had been granted against defendant's *attorney* proceeding at law, it was a breach for the *defendant* to proceed. But the great antiquity of this case, and the meagreness of the reports in Cary, render it, perhaps, not of much authority.

attorney in this case), and commit him also for a breach of the order, although he, living at a distance in the country, have not been regularly served with the injunction, if sufficient circumstances can be shewn to afford fair and satisfactory evidence that such agent knew of the order." If the injunction had been granted against the defendant and his agent, the expression, "the Court will extend the injunction to his agent," would have been very inappropriate. The report itself, however, does not shew clearly whether the injunction was granted against the agent or not. It refers to the report of the original motion for an injunction in a preceding part of the same volume, (p. 150), where the statement is merely, "it was moved, that the defendants, Morgan, James, and John Morgan, might be restrained," &c. The person alleged to have been guilty of a breach was another defendant, Lewis, the defendant Morgan's attorney, who, after the injunction had issued, received monies from the tenants, (Morgan being restrained as receiver from receiving &c.) In the arguments against the motion to commit, it was urged, first, that Lewis was merely an agent, an argument which would have been certainly very useless, if the agents of Morgan had been named in the injunction; and secondly, that he had not sufficient notice. The judgments seem to have gone entirely on the question of notice, and to have taken it for granted, that, as agent, Lewis was subject to the injunction, if he had notice, which, it is presumed, the learned judges would not have taken so completely for granted, if agents had not been in terms included in the injunction. The case of *Lewis v. Morgan* cannot, on the whole, as reported, be said to throw much light on the point determined in *Lord Wellesley v. Lord Mornington*.

#### COURT OF QUEEN'S BENCH.

May 9.—Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

*Reg. v. Kean*—Rule absolute to disallow the items.

*Yates v. Fenton*—Rule discharged.

*Cocks v. Sherrington*—Judgment for plaintiff.

*Morrell v. Biddle*—Verdict to be entered for defendant on the first and second issues; for the plaintiff on the third and on part of the fourth issue; and for the defendant on the residue of the fourth issue.

*Cutler v. Bower*—Judgment for plaintiff.

*Sims v. Henderson* } Judgment in each case for  
*Henderson v. Henderson* } plaintiff.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Richard Packer, of Axbridge, Somersetshire; Charles William Lawrence, of Cirencester, Gloucestershire; John Howard, of Portsmouth.

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, at Westminster, has appointed Richard Holmes, of Arundel, in the county of Sussex, Gent., to be one of the Perpetual Commissioners for taking the acknowledgments of deeds to be executed by married women, in and for the county of Sussex.

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**—Sir Ralph Howard, Bart., for the county of Wicklow, in the room of Lieut.-Col. William Acton, who has accepted the office of Steward of her Majesty's Chiltern Hundreds.

#### ON THE WRIT OF MANDAMUS.

(Continued from p. 104).

Where an attorney is steward of a manor, the Court will entertain a summary jurisdiction over him to compel him to deliver up the court rolls, &c., because a mandamus would lie; but if deeds, &c. come to his hands in any other manner, or on any other account, the party must resort to his action. Accordingly, in a late case, the Court refused to proceed summarily against a steward who was an attorney, to compel him to account before the Master for receipts and payments in respect of a mortgaged estate, to pay the balance to his employer, and deliver up on oath all deeds, writings, &c. relative to the estate: this being the proper subject of a bill in equity, and not a case for a mandamus to compel a steward of a manor to deliver up court rolls, &c. (*Cocks v. Harman*, 6 East, 404; and see *Hughes v. Mayre*, 3 T. R. 275; *Strong v. Howe*, 1 Stra. 621; *Marshall's case*, 2 Black. Rep. 912; *Ex parte Grubb*, 5 Taunt. 206; *Ex parte Corpus Christi College*, 6 Taunt. 105).

Where the bailiff of the honour of Pontefract refused to deliver up the corpse of a person who had been committed to his custody under a ca. sa., and which he detained on the ground of certain fees due to him, the Court granted a peremptory mandamus in the first instance to compel him. (*In re Jewinson*, 5 Jur. 989; *In re Wakefield Bailiffs*, 1 G. & D. 568).

Where a fraudulent entry of the birth of a child was made with the registrar of births, under 6 & 7 Will. 4, c. 86, the Court, on application for a mandamus to compel the superintendent registrar of births, &c. to erase the entry, refused the writ, saying, that, however they might be disposed to interpose to prevent what appeared to be an attempt to commit a gross fraud, still, on consideration of the provisions of the statute, they did not think they had power to interfere in the way proposed. (*Ex parte Stanford*, 1 G. & D. 428; S. C., 9 Dowl. 927; 5 Jur. 988).

But where an infant under two months old was deserted at the door of the Foundling Hospital, the Court issued a mandamus in the first instance to the directors of the poor of the parish constituted by a local act, commanding them to receive the child, although the application was made at the instance of a stranger, who took the child from humane motives. (*Ex parte The Foundling Hospital*, 5 Dow. 722).

The Court will not grant a mandamus to trustees to repair a road. On application for a mandamus, the Court said, that, if they entertained the motion, they might have to try questions of guilty or not guilty on the state of the roads, and all questions affecting the liability. (*Reg. v. The Oxford and Witney Roads*, 12 Adol. & Ell. 427; but see *Rex v. The Commissioners of Llandilo Roads*, 2 T. R. 232; *Reg. v. The Inhabitants of Barnard Castle*, T. T. 1840). It seems, the proper mode would be for the parish to submit to an indictment, and then call upon the trustees for contribution to the fine. (1b).

Having now endeavoured to set forth the various cases in which the Court have in their discretion granted or refused the writ of mandamus, we will proceed to offer a few remarks on the course to be adopted by persons previous to their application to the Court, a careful attention to which may frequently save considerable litigation and expense. The preliminary conduct of the party applying is particularly important, because, if the Court find that he has acted courteously and properly, he will thereby frequently avoid the payment of costs, though he fail in other respects. (1 Will. 4, c. 22, s. 6; 2 Mad. Ch. Prac. 546; *Weymouth v. Boyer*, 1 Ves. jun. 416; 1 Mad. Ch. Prac. 216; *Colliver v. Dudley*, (1 T. & R. 421, as to small circumstances

frequently influencing a court in their giving or refusing costs). In the first place, the party claiming admission to an office or other right, and intending afterwards to endeavour to enforce his claim by motion for a mandamus, should frame a written and explicit notice of his claim succinctly, stating the grounds and reasons, and which may be somewhat in the form of a notice of appeal against a poor-rate, (see Forms, Burn's Justice, tit. "Poor," under tit. "Precedents"). He should then in the same notice, in a courteous manner, request admission to the office or performance of the other act within a reasonable time, naming a proper day and place; and that, if inconvenient to the party required, then that he appoint another time and place. In the same notice it may be intimated, that in case of refusal to comply with the request the party will be under the necessity to apply to the Court as the only means of obtaining the right. At the same time, if a clear and positive opinion of counsel has been obtained in favour of the claimant, it will be a proper and candid measure to accompany the notice with a copy of such case and opinion, and request the party himself to take advice. If after such a precautionary measure the party should persist in his refusal, and the Court should afterwards think that he did so improperly under the above discretionary power, they would probably make him pay, or not allow him costs, according to the circumstances of the case. The stat. 12 Geo. 3, c. 21, for giving relief in proceedings upon writs of mandamus for the admission of freemen into corporations, after reciting, that although a writ of mandamus to admit to the franchise at their instance be obeyed, the party applying for the same is, nevertheless, put to great trouble, delay, and expense, and that by the existing law he cannot recover his costs where the writ has been obeyed, enacts, "That where any such party entitled to be admitted shall apply to the mayor or other person, officer or officers who hath authority to admit to be admitted a citizen, Burgess, or freeman, and shall give notice specifying the nature of his claim to such mayor, &c., that if he shall not admit such person a citizen, Burgess, or freeman, within one month from the time of such notice, the Court of King's Bench will be applied to; and if such mayor, &c. shall refuse or neglect to admit such person, and a writ of mandamus shall afterwards issue, then the party applying for the same (unless the Court shall see just cause to the contrary) shall obtain and receive from such mayor, &c., all the costs," &c. In cases not within this act, it would be prudent to observe the same provision in any notice which it is always expedient to serve. At the appointed time there should be a second application in person to the proper officer, requesting admission, &c., and this should be in the presence of one or more proper persons, to join in an affidavit. And, at all events, in case a personal interview or peremptory refusal to admit has not been obtained, it may be expedient to serve another notice referring to the former, and the refusal or silence, and again requiring admission, and pointing out the loss or inconvenience that will result from continued refusal, and the necessity that will ensue for the expense of proceedings in the Court of Queen's Bench, and the power of that Court over the costs.

Care must be taken before making the application for the writ of mandamus, that the party applying has a specific legal right, and no other specific, or, at least, so beneficial, a remedy. This forms the basis on which the Court is induced to interfere by their prerogative writ; for, in general, as we have before seen, unless there be a specific legal right, and the absence of a specific legal remedy, the Court will in no case entertain the application, (*Rex v. Canterbury*, 8 East, 219), for it is a jurisdiction to be exercised with great caution,—an undue attention to which may involve the applicant in considerable expense, without any beneficial results; as,

in the event of a rule nisi being granted, and subsequently discharged, the Court, having a discretionary power with regard to awarding the costs, will assuredly, if the application be improperly made, visit them upon the party applying. It must also be borne in mind that parties seeking to enforce their rights by mandamus must apply within a reasonable time; for it is a rule that the Court will not interfere by mandamus after considerable delay, and where the party applying for it has slept on his right, and allowed, perhaps, other rights to grow up; or a disposal of the fund out of which the claim ought originally to have been perfected. (*Rex v. The Stanforth Canal Co.*, 1 M. & S. 32; *Rex v. Cockermouth*, 1 B. & Adol. 378, 380). Therefore, the Court refused a mandamus to justices to make a rate under the Highway Act (13 Geo. 3, c. 78, s. 47) to reimburse two inhabitants of a parish on whom a fine for the non-repair of a highway had been levied, after a lapse of eight years, though applications had been made from time to time to the magistrates below in the interval, who had declined to make a rate, on the ground that the parish at large had been improperly indicted and convicted. (*Rex v. The Justices of Lancashire*, 12 East, 366; see also *Ex parte Sturt*, 9 Law Journ. 124; *Rex v. The Leeds and Liverpool Canal Company*, 11 Adol. & Ell. 316; *Reg. v. The Justices of Cheshire*, 4 Dowl. & L. 94; *R. v. The Mayor of Evesham*, 9 Adol. & Ell. 670; *Reg. v. The Justices of the West Riding of Yorkshire*, 1 G. & D. 706). Lord Denman, C. J., there said, "Although there is no absolute rule of practice upon the subject, yet it should be clearly understood that an application of this nature should be made with reasonable promptitude." And in an information under the 24 Geo. 3, c. 25, the Court have decided that the defendant must make his application for a mandamus for the examination of witnesses within the first four days after plea pleaded. (*Rex v. Holland*, 4 T. R. 662). Another rule is, that a mandamus to proceed to an election upon judgment of ouster cannot be moved for till judgment be actually signed. (*Rex v. The Corporation of West Loe*, 3 Burr. 1836). And a peremptory mandamus will not be awarded until the proceedings on the first mandamus be complete; as in the case of a mandamus having issued requiring payment of two sums of money where the prosecutor traversed the return, and the issues were found for him as to one sum, and substantially in his favour as to the other; but a rule nisi had been obtained to enter a verdict for the defendant. As to this the Court would not award a peremptory mandamus to enforce payment of the first sum pending the rule as to the second. (*Reg. v. Baldwin*, 8 Adol. & Ell. 947).

In the event of the parties refusing to comply with the request of the applicant as pointed out, then an affidavit or affidavits should be prepared, setting out fully and explicitly the nature of the office, and shewing its duties and other facts essential to establish that it is of a public nature. (*Anon.*, 2 Chit. Rep. 254). An affidavit to support a mandamus to a clergyman to replace a parish clerk, at least had better shew that it is an office for life. And to justices to appoint overseers, it must be shewn that the district is, or at least that it is reputed to be, a village or parish. (*Rex v. Bedfordshire*, Cald. 167; *Anon.*, Loft, 618; *Rex v. Bridgewater*, Cowp. 139). As to a hamlet, see *Rex v. Wiltshire*, (1 Wils. 138). The affidavits should also anticipate and answer every possible objection or argument in fact which it may be expected will be urged against the claim. A copy of the notice or notices previously served on the mayor, &c., should be annexed and verified, and the service of each, and non-compliance with the notice, also sworn to; and when any strong resistance is expected, any disputable or material facts should be corroborated by one or more respectable and experienced individuals.

Although it is a general rule, that, if there be a cause in court, all affidavits made use of in the progress of it must be intitled correctly in the court; (Chit. Arch. 1208); yet, in an application for a mandamus, it is sufficient if the affidavits contain the title of the court, or it appear that they were sworn in the court, care must be taken that they are so intitled; for an omission in this respect will be fatal. (*Rea v. Hare*, 13 East, 189). It should seem also, that, in shewing cause against the rule for a mandamus, more particularity is required, and that it would be more correct to intitle them, because, until the rule is granted, there is no cause in court, and that would be a sufficient reason for the omission; but immediately a rule is granted, it may then be said there is a cause pending in court, and, therefore, they ought to be intitled. In shewing cause against a criminal information, which is a proceeding somewhat analogous, it seems that it is optional to intitle them or not. (*Rea v. Harrison*, 6 T. R. 60; *Rea v. Robinson*, Id. 642; Chit. Arch., 7th ed., 1210).

The contents of the affidavits must necessarily vary according to the circumstances of each case; but in all cases the party applying must shew, upon the face of them, sufficient facts from which the Court may be enabled to judge whether on the statement disclosed the party applying has a right to the remedy sought. Therefore, in every application for a mandamus to admit or restore to an office, it must appear what the nature of the office is the party seeks to enforce his admission or restoration to; and for this reason the Court refused a mandamus to swear one who was elected to be one of the eight men of Ashburn, because it did not appear upon the affidavits. (*Anon.*, 2 Mod. 316; Bull. N. P. 199; see per Lord Ellenborough, in *Rea v. Oxford*, 7 East, 351).

It must likewise appear that there has been a default, for where a duty is imposed by office, an omission to perform it will not be presumed. (*Rea v. The Borough of St. Ives*, Man. & G. 3; Bull. N. P. 199). And in a mandamus to restore, the party must make out a prima facie title to the office, and shew at least that he has complied with all the forms necessary to constitute his right, and lay such facts before the Court as will warrant them in presuming that the right is in him, and if he omit to state such facts as shew the ground of his title, the Court will not grant the writ. (*Rea v. Totham*, 3 T. R. 577).

The affidavit also must be positive and certain as to the facts stated, and not upon information and belief only, otherwise the Court will not grant a rule, or, at all events, in the first instance. For where, upon motion for a mandamus to the warden of the Vintners' Company to swear J. S., one of the court of assistants, the affidavit stated that "he was informed by some of the court of assistants, that he was elected," and no positive evidence was given of his having been elected, the Court granted a rule nisi only in the first instance, and at the same time said that if there had been a positive affidavit of election they would have granted a writ in the first instance. It seems questionable whether the Court would have ever granted a rule to shew cause, unless there had been an affidavit that the party applying had made application to inspect the books in order to see whether he were elected and was refused. (*Rea v. The Vintners' Company*, Mich., 25 Geo. 2; Bull. N. P. 200; *Rea v. Barker*, 3 Burr. 1266).

Where there is a corporation by prescription, the constitution of it (as well as the parties' right) must be verified by affidavit. (Bull. N. P. 200). Where it is by charter, a copy of it must be produced at the time of making the motion. And in an application for a mandamus to the steward of a manor to enrol a deed of disposition under the provisions of the act for the abolition of fines and recoveries, (3 & 4 Will. 4, c. 74, s.

73), a copy of the deed should be annexed to, or the contents should be set out in, the affidavit; but the latter, it seems, would suffice. (*Crosby v. Fortescue*, 5 Dow, 273). But where a mandamus is applied for to compel an overseer to deliver up books, &c. belonging to the parish, he having rendered himself incompetent to serve in consequence of a conviction under the Poor-law Amendment Act of a misapplication of the public monies, the conviction must be annexed to the affidavits in support of the rule. (*Rea v. Simms*, 4 Dowl. 294; 4 & 5 Will. 4, c. 76, s. 97).

If any defect should appear upon the face of the affidavits, the Court will not allow them to be read, such as an omission to state that the party before whom they were sworn was a commissioner of the court. (*Rea v. Hare*, 13 East, 189). Therefore, where, on shewing cause against a rule, it appeared that the affidavits in answer were dated and sworn before a commissioner of the Court of King's Bench, but contained no place in the jurat where sworn; on an objection being taken to them on that account, the Court refused to permit their being read, and made the rule absolute for the mandamus. (*Rea v. The Justices of York*, 3 M. & S. 494; see *The Kennet Company v. Jones*, 7 T. R. 451). It appears to have been questionable whether or not affidavits on an application for a mandamus required stamping. The 5 Geo. 4, c. 41, repealing the stamp duties on legal proceedings, not applying to cases of this description. (*Reg. v. Lichfield*, 1 Adol. & Ell., N. S., 453; *In re Templeman*, 9 Dowl. 962). However, all doubts on that point have since been put an end to by a recent statute, (4 & 5 Vict. c. 34), which enacts, that after the passing of that act the duty on affidavits to be used in the courts of Westminster, &c. shall be deemed to have been repealed by 5 Geo. 4, c. 41, upon all affidavits whatsoever to be used in the said courts. (See *Reg. v. Lichfield*, 1 Adol. & Ell., N. S., 455). It may here be observed, that on shewing cause against a rule for quashing a return no affidavits will be allowed to be read. (*Rea v. Harbour Trustees*, 4 Jur. 50).

The affidavits being prepared should then be ingrossed and sworn in court, or before a commissioner. Briefs should then be made and delivered to counsel, and a consultation had, if thought necessary, before the rule is applied for.

(To be continued).

## London Gazettes.

TUESDAY, MAY 9.

### BANKRUPTS.

JOSEPH HUGHESDON and ALEXANDER MACKAY, Chundernagore, East Indies, (lately trading in copartnership at Calcutta, East Indies, as merchants and agents, under the style and firm of Hughesdon, Brothers, May 16 and June 20 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Pyson & Co., 3, Frederick's-place, Old Jewry, London.—Fiat dated April 20.

ROBERT FLETCHER, Gt. Winchester-street, London, and carrying on business at Rawson's Wheel, near Sheffield, Yorkshire, in copartnership with Francis Ommanney and William Inglis, as manufacturers of steel, dealers and chapmen, May 16 and June 20 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Lawrance & Plews, Old Jewry-chambers, London.—Fiat dated May 5.

HENRY BRADING, Shepherd and Shepherdess-walk, City-road, Middlesex, licensed victualler, May 16 at half-past 12, and June 23 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Ashley, 9, High-street, Shoreditch.—Fiat dated May 6.

RICHARD GRIMBLY, Banbury, Oxfordshire, wine and spirit merchant, May 19 at 1, and June 23 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Tims & Co., Banbury; Messrs. Baxter, Lincoln's-inn-fields.—Fiat dated May 6.

**THOMAS COOPER**, Tottenham-court-road, Middlesex, baker, dealer and chapman, May 19 at half-past 12, and June 17 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Garry, 39, Chancery-lane.—Fiat dated May 8.

**GEORGE MURPHY**, Church-street, Camberwell, Surrey, plumber, painter, and glazier, May 23 at 1, and June 20 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Hooke & Co., 1, Brabant-court, Philpot-lane.—Fiat dated May 8.

**HENRY SIMMONS**, Ramsgate, Kent, grocer and tea dealer, May 23 at 2, and June 20 at half-past 2, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Hall & Co., 2, Verulam-buildings, Gray's-inn.—Fiat dated May 2.

**SAMUEL BAYLY**, Folkestone, Kent, grocer, and cheese-monger, trader, dealer and chapman, May 16 at 12, and June 22 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Dods, 102, St. Martin's-lane.—Fiat dated May 3.

**WILLIAM PLUCKNETT MICLAM**, Fleet-street, London, tobacconist, snuff manufacturer, dealer and chapman, May 16 at half-past 12, and June 20 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Gidley, 23, Earl-street, Blackfriars.—Fiat dated May 8.

**JAMES BLOMFELD RUSH**, Mylne-street, Claremont-square, Middlesex, cattle dealer, dealer and chapman, May 19 at 2, and June 20 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Wough & Mitchell, Gt. James-street, Bedford-row.—Fiat dated May 8.

**JOSEPH LIDDIATT**, Selsley-place, Whitehead's-grove, Chelsea, Middlesex, builder, dealer and chapman, May 19 and June 17 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Smith, Barnard's-inn.—Fiat dated May 8.

**EDWARD CAHAN**, Strand, Middlesex, tailor and draper, dealer and chapman, May 18 and June 23 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Sidney, Finsbury-circus.—Fiat dated May 8.

**JOHN JOHNSON**, Gt. Winchester-street, London, merchant, dealer and chapman, (trading under the firm of Johnson, Cole, & Co.), May 17 at half-past 1, and June 15 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Cotterill, Throgmorton-street.—Fiat dated May 6.

**WILLIAM HINTON**, Padding-lane, Lower Thames-street, London, bricklayer and builder, May 18 at 11, and June 21 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Strutt, Buckingham-street, Strand.—Fiat dated May 6.

**JOHN DEELEY**, West Bromwich, Staffordshire, iron founder, Birmingham: Off. Ass. Whitmore; Sol. Hodgson, Birmingham.—Fiat dated May 3.

**JOSEPH HILL**, Birmingham, jeweller, dealer and chapman, May 20 and June 17 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Suckling, Birmingham.—Fiat dated May 1.

**THOMAS WILLIAMS and WILLIAM WILLIAMS** the younger, Cheltenham, Gloucestershire, auctioneers and furniture dealers, dealers and chapmen, May 22 and June 22 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Cheshire, Cheltenham; Bromley & Co., Gray's-inn, London.—Fiat dated May 3.

**ANTHONY TREGERTHEN**, Brynmawr, Llanelli, Breconshire, grocer, general shopkeeper, dealer and chapman, (also a master mariner, trading from the port of Newport, Monmouth, to divers places), May 22 and June 22 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Leman, Bristol; Blower & Co., Lincoln's-inn-fields, London.—Fiat dated April 23.

**WILLIAM WEBBER**, Cheltenham, Gloucestershire, grocer, dealer and chapman, May 23 at 11, and June 22 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Smallridge, Gloucester; Jones & Co., Crosby-square, London.—Fiat dated May 5.

**JOHN TOMKINSON**, Liverpool, and Runcorn, Cheshire, stone mason and builder, May 23 and June 9 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Liverpool.—Fiat dated May 8.

## MEETINGS.

*David Edwin Colombini*, Carlton-chambers, Regent-street, Westminster, money scrivener, May 18 at 11, Court of Bankruptcy, London, last ex.—*James M. Bridgland*, Wardour-

street, Soho, Middlesex, piano-forte maker, May 19 at 12, Court of Bankruptcy, London, last ex.—*Henry Wm. Hemsworth*, Primrose-street, Bishopsgate-st., wine merchant, May 25 at half-past 2, Court of Bankruptcy, London, last ex.—*Thomas Tyson*, Whitehaven, Cumberland, builder, May 30 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John Garrett and Francis H. Phillips*, St. Pancras Saw Mills, Cambridge-st., Old St. Pancras-road, Middlesex, May 30 at 12, Court of Bankruptcy, London, and. ac.—*Joseph Hosken*, Southampton, builder, May 30 at 12, Court of Bankruptcy, London, and. ac.—*Wm. Fuller*, Hoxton Old-town, Middlesex, carman, May 30 at 12, Court of Bankruptcy, London, and. ac.—*Joseph Turner*, Newmarket, Suffolk, saddler, June 1 at 12, Court of Bankruptcy, London, and. ac.—*Wm. Dyne*, Rochester-terrace, High-st., Stoke Newington, Middlesex, corn dealer, May 31 at 12, Court of Bankruptcy, London, and. ac.—*Watkin Williams*, Brecon, draper, May 31 at 11, Court of Bankruptcy, London, and. ac.—*Charles Thos. Wood*, Drury-lane, Middlesex, licensed victualler, June 1 at half-past 11, Court of Bankruptcy, London, and. ac.—*F. E. Morrish*, Leicester-square, Westminster, draper, June 1 at half-past 12, Court of Bankruptcy, London, and. ac.—*Henry Harvey*, Stock Exchange, London, and St. Paul's-terrace, Islington, Middlesex, share dealer, June 1 at half-past 11, Court of Bankruptcy, London, and. ac.—*Edw. Olive*, West-st., Finsbury-circus, London, merchant, June 1 at 12, Court of Bankruptcy, London, and. ac.—*Jonathan Rogers*, Norwich, Norfolk, shoemaker, June 1 at 12, Court of Bankruptcy, London, and. ac.—*John Parker*, Oxford, brewer, June 6 at 11, Court of Bankruptcy, London, and. ac.—*Thos. Bevan*, Brecon, corn dealer, June 5 at 11, District Court of Bankruptcy, Bristol, and. ac.; June 6 at 11, div.—*John Jones Price*, Builth, Breconshire, tanner, June 1 at 12, District Court of Bankruptcy, Bristol, and. ac.—*Owen P. Roberts*, Llanddauant, Anglesey, grocer, May 30 at 11, District Court of Bankruptcy, Liverpool, and. ac.; June 1 at 11, div.—*Owen Roberts*, Tyn y Coed, Penmachno, Carnarvonshire, cattle dealer, May 30 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Mark Selan Symon*, Liverpool, merchant, May 30 at 11, District Court of Bankruptcy, Liverpool, and. ac.; June 1 at 11, div.—*Henry Morris*, Liverpool, licensed victualler, May 30 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Fred. Singleton*, Liverpool, merchant, May 30 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Jas. Tuckett*, Exeter, herbalist, May 30 at 11, District Court of Bankruptcy, Exeter, and. ac.; June 1 at 1, div.—*Abel Uglow*, St. Thomas the Apostle, Cornwall, miller, May 30 at 11, District Court of Bankruptcy, Exeter, and. ac.; June 1 at 1, div.—*John James Pearce*, Kington, Devonshire, baker, May 30 at 11, District Court of Bankruptcy, Exeter, and. ac.; June 1 at 1, div.—*Geo. Cosway*, Tiverton, Devonshire, woolstapler, May 30 at 11, District Court of Bankruptcy, Exeter, and. ac.; June 1 at 1, div.—*Robt. Brown*, Kingston-upon-Hull, bookseller, May 31 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.; June 7 at half-past 10, div.—*Jas. Ramsden*, Halifax, Yorkshire, woollen draper, May 30 at 11, District Court of Bankruptcy, Leeds, and. ac.—*Thos. Gales*, Ford, Durham, ship builder, June 2 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; June 5 at 12, div.—*Christopher Martin*, Darlington, Durham, plumber, June 2 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; June 5 at 11, fin. div.—*Thos. T. Clarke*, Sunderland, Durham, baker, June 2 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Thos. Wm. Hornsby*, Darlington, Durham, miller, June 2 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Bridger Rontree*, Hylton-ferry, Durham, grocer, June 2 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Peter T. Dobson*, Tanstall, Staffordshire, draper, June 1 at 11, District Court of Bankruptcy, Manchester, and. ac.; June 9 at 11, div.—*John Wright*, Oxford-st., Middlesex, druggist, May 30 at 1, Court of Bankruptcy, London, div.—*Jos. Miller*, Ipswich, Suffolk, licensed victualler, May 30 at half-past 12, Court of Bankruptcy, London, div.—*Oliver T. J. Stocken*, Waltham-green, Middlesex, brewer, June 1 at 11, Court of Bankruptcy, London, div.—*Robt. Stephenson*, Southwick-st., Hyde-park, Middlesex, apothecary, May 30 at 12, Court of Bankruptcy, London, div.—*Wm. G. Jones*, Notting-hill, Middlesex, draper, May 30 at 12, Court of Bankruptcy, London, div.—*J. Bendley*, St. John-street-road, Clerkenwell, Middlesex, linen draper,



May 30 at 11, Court of Bankruptcy, London, div.—*Wm. T. Fooding*, Old Brentford, Middlesex, glass cutter, May 30 at 11, Court of Bankruptcy, London, div.—*Thos. Lett*, Aspley Guise, Bedfordshire, builder, May 30 at half-past 11, Court of Bankruptcy, London, div.—*Robt. Slade* the elder, Poole, *Rolls Biddle*, Longfleet, Great Canford, Dorsetshire, *Mark Seager*, Poole, and *Robert Major*, Longfleet, Newfoundland, merchants, May 31 at 12, Court of Bankruptcy, London, fin. div.—*Robt. Ashby* and *Sam. Ashby*, Staines, Middlesex, and Upper Thames-st., London, mealmen, June 1 at 11, Court of Bankruptcy, London, div.—*Geo. Rougemont*, Broad-street-buildings, London, merchant, May 30 at 1, Court of Bankruptcy, London, div.—*Geo. Clarke*, Burton Latimer, Northamptonshire, carpet manufacturer, May 30 at 11, Court of Bankruptcy, London, div.—*John Purby* and *Robt. Stockton*, Jackville-street, Piccadilly, Middlesex, tailors, June 1 at 12, Court of Bankruptcy, London, div.—*Hen. Clark*, Aldermanbury, London, warehouseman, June 1 at half-past 11, Court of Bankruptcy, London, div.—*Wm. Pithey*, Philpot-lane, Fenchurch-st., London, merchant, June 1 at half-past 12, Court of Bankruptcy, London, div.—*Chas. Rich. Bewlay*, Leamington-priors, Warwickshire, grocer, May 23 at 11, District Court of Bankruptcy, Birmingham, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Samuel L. Lazarus*, Oxford-st., Middlesex, horse dealer, May 30 at 11, Court of Bankruptcy, London.—*W. Bullmore*, Clerkenwell-close and Bedford-st., Covent-garden, Middlesex, gold and silver wire drawer, May 30 at half-past 1, Court of Bankruptcy, London.—*W. Fuller*, Hoxton Old-town, Middlesex, carman, May 30 at 12, Court of Bankruptcy, London.—*Jas. Baker*, George-st., Hanover-square, Middlesex, tailor, May 31 at 12, Court of Bankruptcy, London.—*Edw. Scott*, Tunbridge-wells, Kent, innkeeper, June 1 at half-past 1, Court of Bankruptcy, London.—*Chas. T. Wood*, Drury-lane, Middlesex, licensed victualler, June 1 at half-past 11, Court of Bankruptcy, London.—*Thos. Masterson*, Lansdowne-terrace, South Lambeth, Surrey, warehouseman, May 31 at 1, Court of Bankruptcy, London.—*Fred. Francis*, Folkstone, Kent, furnishing ironmonger, May 30 at half-past 11, Court of Bankruptcy, London.—*Charles T. Chapman*, Cambridge, ivory-stable keeper, June 2 at 11, Court of Bankruptcy, London.—*Fred. Wm. Allen*, Seymour-pl., Bryanstone-sq., Middlesex, riding master, June 1 at half-past 2, Court of Bankruptcy, London.—*Thos. Dubberley*, Monmouth, watch maker, May 30 at 12, District Court of Bankruptcy, Bristol.—*Henry Hastings*, Cheltenham, Gloucestershire, butcher, June 5 at 11, District Court of Bankruptcy, Bristol.—*Thos. F. Hornsby*, Darlington, Durham, miller, June 2 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Robt. Hill*, Black Banks, near Darlington, Durham, brick manufacturer, May 30 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Hope*, Tunbridge-wells, Kent, grocer, June 1 at 1, Court of Bankruptcy, London.—*Francis J. Morris*, Leicester-sq., Westminster, draper, June 1 at half-past 12, Court of Bankruptcy, London.—*Jos. P. Shaw*, Portimer-st., Cavendish-sq., Middlesex, upholsterer, June 1 at half-past 11, Court of Bankruptcy, London.—*B. Rontree*, Tylton-ferry, Durham, grocer, June 2 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Thomas Gales*, Ford, Durham, ship builder, June 5 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Giles Frampton*, Exminster, Dorsetshire, butcher, June 1 at 1, District Court of Bankruptcy, Exeter.—*James Welch Braddick*, Silvertown, Devonshire, brick maker, June 1 at 1, District Court of Bankruptcy, Exeter.—*Wm. Lewis*, Plymouth, Devonshire, cooper, May 31 at 11, District Court of Bankruptcy, Exeter.—*Jas. Galpin*, Broadwinson, Dorsetshire, innkeeper, June 1 at 1, District Court of Bankruptcy, Exeter.—*J. M. Hannay*, Irkenhead, Cheshire, stock broker, June 5 at 11, District Court of Bankruptcy, Liverpool.—*Richard Nickson*, Cefn Major, Ruabon, Denbighshire, publican, June 5 at 12, District Court of Bankruptcy, Liverpool.—*Boas Owen*, Fefinaborian, Ruthin, Denbighshire, auctioneer, May 30 at 12, District Court of Bankruptcy, Liverpool.—*Hen. Buckmaster*, Liverpool, wine merchant, May 30 at 11, District Court of Bankruptcy, Liverpool.—*John George*, Jackfield, Bromley, Shropshire, grocer, May 30 at 11, District Court of Bankruptcy, Birmingham.—*Josiah Goodwin*, Birmingham, news-

paper proprietor, May 31 at half-past 10, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before May 30.

*Benjamin Bromly*, Great Bromley, Essex, dealer in cattle.—*Richard Langwith*, Liddington-place, Oakley-square, St. Pancras, Middlesex, builder.—*Henry Harvey*, Stock Exchange, London, and St. Paul's-terrace, Islington, Middlesex, stock and share dealer.—*Wm. Speller*, Berkeley-street west, Paddington, Middlesex, builder.—*M. Teversham* the younger, Cornhill, and Finch-lane, London, stock and share broker.—*Wm. Farmer*, Great Sutton-street, Clerkenwell, Middlesex, engineer.—*Maria Ham* otherwise *Baker*, Wells, Somersetshire, milliner.—*Henry Morris*, Liverpool, licensed victualler.—*Moses Woolf*, Penzance, Cornwall, brewer.—*Chas. Broad*, Bristol, timber merchant.—*John Wallace*, Liverpool, provision merchant.—*S. Gundry* and *Walter E. Gundry*, Bridport, Dorsetshire, bankers.

#### PARTNERSHIP DISSOLVED.

*George Gregson* and *John Tiplady*, Durham, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Robert Simpson & Son*, Greenock, upholsterers.—*Andrew Philp*, East Bridge of Kircaldy, distiller.—*William Russell*, deceased, Glasgow, tea merchant.—*A. Hadden & Sons*, Aberdeen, wool spinners.—*Lays, Mason & Co.*, Grandholm-mills, near Aberdeen, flax spinners.—*Alexander Webster*, deceased, Forfar, tenant of the farm of West Mains of Gardyne.—*John McKechnie*, Glasgow, merchant.—*Alex. and James Walker*, Edinburgh, woollen drapers.—*John Baird & Co.*, Tarbolton, Ayrshire, timber merchants.—*Eccles, Burnley, & Co.*, Glasgow, merchants.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Geo. Lythgoe*, Long Preston, Yorkshire, sub-railway contractor, May 25 at 11, County Court of Yorkshire, at Settle.—*John Westbrook*, Shiffnall, Shropshire, boot maker, May 20 at 10, County Court of Shropshire, at Madeley.—*Jas. Steel*, Winchester, carpenter, May 19 at 11, County Court of Hampshire, at Winchester.—*Wm. Clyme*, Liverpool, lodging-house keeper, May 15 at 10, Liverpool District County Court, at Liverpool.—*John Maderson*, Bury St. Edmund's, Suffolk, hurdle maker, May 29 at 10, County Court of Suffolk, at Bury St. Edmund's.—*Lewis Jones*, Bangor, Caernarvonshire, out of business, May 20 at 10, County Court of Caernarvonshire, at Bangor.—*Robt. C. Blanden*, Gestingthorpe, Essex, butcher, May 19 at 12, County Court of Suffolk, at Sudbury.—*Rich. W. Pritchard*, Llanillyfni, Caernarvonshire, shopkeeper, May 20 at 10, County Court of Caernarvonshire, at Bangor.—*D. Evans Davies*, Caernarvon, victualler, May 24 at 12, County Court of Caernarvonshire, at Caernarvon.—*J. Gayen*, Eastry, near Sandwich, Kent, mealman, May 24 at 10, County Court of Kent, at Deal.—*Joseph Bond*, Brighton, Sussex, grocer, May 13 at 9, County Court of Sussex, at Brighton.—*J. P. Childron*, Brighton, Sussex, plumber, May 13 at 9, County Court of Sussex, at Brighton.—*Thos. Dorrington*, Hulme, Manchester, shopkeeper, May 19 at 1, County Court of Lancashire, at Manchester.—*J. S. Fisher*, Chorlton-upon-Medlock, Lancashire, salesman, May 19 at 1, County Court of Lancashire, at Manchester.—*Wm. Wilson*, Sheffield, Yorkshire, warehouseman, June 1 at 10, County Court of Yorkshire, at Sheffield.—*J. Thrope*, Silsden, Kildwick, Yorkshire, shopkeeper, May 24 at 11, County Court of Yorkshire, at Keighley.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

May 23 at 11, before Mr. Commissioner HARRIS.

*Louisa E. Gordon*, Dean's-place, South Lambeth, Surrey, schoolmistress.—*Jas. J. Morris*, Stockwell-park-road, Stockwell, Surrey, foreman at a saw-mill.—*W. Gray* the younger, Dover-place West, Old Kent-road, Southwark, Surrey, tailor.



—James G. Woodley, Richmond-place, East-lane, Walworth, Surrey, cork cutter.—Samuel Symonds the younger, Barge-yard, Bucklersbury, London, accountant.

May 24 at 10, before Mr. Commissioner PHILLIPS.

Henry Collings, York-road, Lambeth, bookbinder.—Robt. Wm. Vale, Vauxhall-wharf, Lambeth, Surrey, clothier.

May 25 at 11, before the CHIEF COMMISSIONER.

Charles Venables, Oak-tree-road, St. John's-wood-road, Marylebone, Middlesex, omnibus proprietor.—J. H. Middleton, St. John's-street-road, Middlesex, out of business.—Jas. Nesbitt, Winsley-st., Oxford-street, Middlesex, linen-draper's assistant.—John Edward Moody, Sidmouth-street, Gray's-inn-road, Middlesex, vocalist.—George S. Jenks, Aldenham-terrace, Old St. Pancras-road, Middlesex, out of employ,

Saturday, May 6.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

Benjamin Getley, Ravenhead, St. Helen's, Lancashire, warehouseman, No. 69,327 C.; Richard Barker, assignee.—A. G. Franklin, Manchester, optician, No. 69,286 C.; Benj. Hyam, assignee.—John Chittenden, St. David-street, Trinity-street, Newington, Surrey, hop factor; No. 55,994 T.; Benjamin Smith, assignee.—George Badler, Lymington, Hampshire, butcher, No. 68,992 C.; J. G. Reeves and R. Reeves, assignees.—Samuel Reeve, Greenwich, Kent, plumber, No. 59,549 T.; E. H. Willcocks and John Hooper, assignees.—John Whitmore, Rushden, near Higham Ferrers, Northamptonshire, printer, No. 68,983 C.; Alfred Wilson, assignee.—George Parkinson, Wapping-wall, Wapping, Middlesex, tailor, No. 59,720 T.; James Lancaster, assignee.—John E. Hindson, Byker-bank, Ballast-hills, Newcastle-upon-Tyne, grocer, No. 69,351 C.; Thomas Ord, assignee.—Benj. Isaacs, Middlesex-st., Spitalfields, Middlesex, clothes dealer, No. 59,640 T.; Joseph Steeds, assignee.—Elis. Pomfret, Preston, Lancashire, draper, No. 69,305 C.; Thomas Yates, assignee.—John M'Alpine, Liverpool, mariner, No. 69,325 C.; Richard Hornby, assignee.—John Weston, Newick, near Uckfield, Sussex, retailer of beer, No. 69,164 C.; John Langford, assignee.

Saturday, May 6.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

Phillip Henry Smallbone, Cole-street, Swan-street, Dover-road, Surrey, in no business: in the Queen's Prison.—Walter Smart the younger, Well-street, Gray's-inn-road, Middlesex, lithographer: in the Queen's Prison.—Augustus U. Meredith, St. James's-street, Pall-mall, Middlesex, tailor: in the Queen's Prison.—Wm. Beckwith the younger, York-place, Kingsland-road, Middlesex, accountant: in the Debtors Prison for London and Middlesex.—H. T. Robinson, William-st., Munster-st., Regent's-park, Middlesex, accountant: in the Debtors Prison for London and Middlesex.—E. Wright, New Oxford-st., Middlesex, house agent: in the Queen's Prison.—John Paul, Mortimer-street, Cavendish-square, Middlesex, house agent: in the Debtors Prison for London and Middlesex.—Robert Nicholas Fynn, Little Smith-st., Westminster, Middlesex, barrister at law: in the Debtors Prison for London and Middlesex.—Jas. Hobbday, Stanmore, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—Joseph Brace, Richardson-street, Long-lane, Bermondsey, Surrey, tanner: in the Queen's Prison.—William R. Bertrand Sandell, Wimpole-street, Cavendish-square, Middlesex, confectioner: in the Debtors Prison for London and Middlesex.—John Pearce Cameron, Jermyn-street, St. James's, Middlesex, military tailor: in the Debtors Prison for London and Middlesex.—George Conen the elder, Spencer-street, Goswell-road, Clerkenwell, Middlesex, pocket-book manufacturer: in the Debtors Prison for London and Middlesex.—Israel Manas Karazinsky, Elder-st., Norton Folgate, Middlesex, dealer in jewellery: in the Debtors Prison for London and Middlesex.—Wm. Chas. Pout, St. Mary-le-Strand-place, Old Kent-road, Surrey, out of business: in the Debtors Prison for London and Middlesex.—Chas. Read, Blizard's-place, Fulham-road, Chelsea, Middlesex, grocer: in the Queen's Prison.—Wm. Baden, Star-street, Paddington, Middlesex, plumber: in the Queen's Prison.—David Potter, Church-

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The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

May 23 at 11, before the CHIEF COMMISSIONER.

Benj. Clark, Park-st., Grosvenor-square, Middlesex, lodging-house keeper.—John Bush, Grafton-st. east, Tottenham-court-road, Middlesex, wire drawer.

May 23 at 11, before Mr. Commissioner HARRIS.

Charles Finch Mackenzie, Canterbury-place, Lambeth, Surrey, in no profession.

At the County Court of Nottinghamshire, at NOTTINGHAM, May 25.

George Grimley, Nottingham, shoemaker.—John Skelton, Nottingham, dyer.

At the County Court of Essex, at CHELMSFORD, May 25 at 12.

Matthew Chrono Johnstone, Chelmsford, out of business.—Robert Cooper, Chelmsford, out of business.—Wm. Rick. Preston, Blackmore, under articles of clerkship to an attorney at law.—W. Shadrack, Hatfield Peverel, carpenter and beer-house keeper.

*At the County Court of Yorkshire, at SHEFFIELD, May 25 at 10.*

*John Evans, Derby, lace dealer.*

*At the County Court of Hertfordshire, at HERTFORD, May 25.*

*Wm. Hen. Austin, Northchurch, out of business.*

#### INSOLVENT DEBTORS' DIVIDENDS.

*John Gledhill, Bedford New-road, Clapham, Surrey, professor of music: 7s. in the pound.—Thos. Ralph, Liverpool, licensed victualler: 3s. 1½d. in the pound.—Thomas Thorne, Johnson-st., Somers-town, Middlesex, porter at a railway station: 4s. 3d. in the pound.—Henry Ellis, Fenchurch-street, London, wine cooper: 2s. 6d. in the pound.—Wm. Vincent Burney, deceased, Cremil Point, near Plymouth, Devonshire, inspector of police: 3s. 4d. in the pound.—Edward Pugh Owen, Egryn Abbey, Llanaber, Merionethshire, farmer: 6½d. in the pound.—Thos. Cusper Sherwin, Clarendon-sq., St. Pancras, Middlesex, commander in the navy on half-pay: 5s. in the pound.—Wm. Watson the younger, Crown Inn, Smithfield, London, hay dealer: 1s. 6½d. in the pound.—Abraham Shute, Nuneaton, Warwickshire, pawnbroker: 2s. 9d. in the pound.—John Clavill Dyer, Peckham-grove, Camberwell, Surrey, clerk in the Customs: 1s. 5½d. in the pound.—Ebenzer Hollingham, Dorcas-terrace, Hammer-smith-road, Middlesex, baker: 1s. 6½d. in the pound.—John Henshaw, Shad Thames, Southwark, Surrey, licensed victualler: 2s. 6d. in the pound.—Benj. Berliner, Duke-st., Aldgate, London, baker: 1s. 0½d. in the pound.—Thomas Wilkins Walbeoff, Hay, Breconshire, gentleman: 6s. in the pound.—Henry Nias, Edmonton, Middlesex, surgeon: 2d. in the pound.*

*Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.*

#### FRIDAY, MAY 12.

##### BANKRUPTS.

**FREDERICK FINNEY**, Tottenham, Middlesex, pastrycook, confectioner, dealer and chapman, May 19 at half-past 12, and June 23 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Gregson & Co., Angel-court, Throgmorton-street, London.—Fiat dated May 10.

**RICHARD BAXTER**, Hertford, Hertfordshire, innkeeper, horse dealer, dealer and chapman, May 23 at half-past 2, and June 23 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Weymouth, 23, James-st., Buckingham-gate.—Fiat dated May 10.

**GEORGE ACOMÉ**, Robert-street, Hanover-square, Middlesex, tailor, dealer and chapman, May 18 at half-past 12, and June 26 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Ambrose, Manchester-square.—Fiat dated May 10.

**HENRY SMITH SEARLE**, Queen's-place, Kennington, Surrey, dealer in surgical instruments, May 20 at 1, and June 17 at half-past 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Meymott, Blackfriars-road.—Fiat dated May 10.

**WILLIAM ASHTON BARTON**, Coventry, surgeon and apothecary, May 20 and June 15 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Davis, Coventry; Smith, Birmingham.—Fiat dated May 6.

**CHARLES RADENHURST**, Birmingham, eating-house keeper, spirit dealer, dealer and chapman, May 23 at half-past 10, and July 4 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Smith, Birmingham.—Fiat dated May 6.

**SAMUEL MAYÉR**, Burslem, Staffordshire, earthenware manufacturer, dealer and chapman, May 23 and July 4 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Bishop & Twigg, Burslem; Wolston, 8, Furnival's-inn, London.—Fiat dated May 10.

**EDWARD SELF**, Bath, cheesemonger, May 25 at 11, and June 23 at 2, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Cruttwell, Bath.—Fiat dated May 2.

**MOSES PRESTON**, Wakefield, Yorkshire, surgeon and apothecary, May 25 and June 29 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Westmorland & Taylor, Wakefield; Gregory & Co., Bedford-row, London.—Fiat dated May 5.

**JOSEPH HIRST**, New-bank, Halifax, Yorkshire, wire drawer, dealer and chapman, May 25 and June 29 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Harle & Clarke, Leeds; Jones & Co., John-street, Bedford-row, London.—Fiat dated May 3.

**MARY ANN OWENS**, Toxteth-park, near Liverpool, victualler, dealer and chapwoman, May 23 and June 13 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Pemberton, Liverpool; Cornthwaite & Adams, Old Jewry-chambers, London.—Fiat dated May 5.

**GEORGE UMPHRAY**, of Parraborough, Cumberland, Nova Scotia, merchant, but now of Liverpool, Lancashire, Great Britain, June 6 and 20 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Miller & Peel, Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated May 1.

**JOHN BOOTE**, Audlem, Cheshire, maltster, dealer and chapman, June 6 and 20 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Etches, Whitchurch; Tyrer, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated May 6.

#### MEETINGS.

*James Jessup, Princess-place, Notting-hill, and Wm. Johnson, Queen's-road, Holloway, Middlesex, builders, May 26 at 2, Court of Bankruptcy, London, last ex. of Jas. Jessup.—T. C. Stanbrough, Berners-st., Oxford-st., Middlesex, wine merchant, June 2 at 2, Court of Bankruptcy, London, aud. ac.—John Dawson, Fairford, Gloucestershire, maltster, June 2 at 11, District Court of Bankruptcy, Bristol, aud. ac.—Samuel Healey, Liverpool, merchant, June 2 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; June 6 at 11, div.—Henry White Lake, Liverpool, commission merchant, June 2 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; June 6 at 12, div.—Jos. Banks, Liverpool, tallow chandler, June 2 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; June 6 at 12, div.—John Termeau, Liverpool, lamp manufacturer, June 2 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—Wm. Ashton, Pickering, Yorkshire, spirit merchant, June 12 at 12, District Court of Bankruptcy, Leeds, aud. ac. and first and fin. div.—Benjamin Wood the younger, Leeds, Yorkshire, wine merchant, June 6 at 12, District Court of Bankruptcy, Leeds, aud. ac. and second and fin. div.—James Senior, Lascelles-hall, near Kirkheaton, Yorkshire, fancy cloth manufacturer, June 6 at 11, District Court of Bankruptcy, Leeds, aud. ac. and second and fin. div.—Jas. Holdsworth, Bradford, Yorkshire, worsted spinner, June 5 at 11, District Court of Bankruptcy, Leeds, aud. ac. and third and fin. div.—Wm. Watts, Doncaster, Yorkshire, millwright, June 5 at 12, District Court of Bankruptcy, Leeds, aud. ac.—James Knapp-ton and Wm. M'Kay, Manningham, Bradford, Yorkshire, stuff manufacturers, June 12 at 11, District Court of Bankruptcy, Leeds, aud. ac. and second and fin. div. sep. est. of Wm. M'Kay.—John Garratt, Tipton, and Sedgely, Staffordshire, grocer, July 4 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—James Batson, Great Bridge, and W. Batson, Handsworth, Staffordshire, iron masters and coal masters, July 4 at 11, District Court of Bankruptcy, Birmingham, aud. ac. of joint and sep. est. of James Batson.—Edmund Maude, William Henry Jones, George Maude, and Wm. Aspdin, Northfleet, Kent, Portland cement manufacturers, June 2 at 1, Court of Bankruptcy, London, div. sep. est. of Wm. Aspdin.—Henry Harvey, Stock Exchange, London, and Saint Paul's-terrace, Islington, Middlesex, stock dealer, June 5 at half-past 1, Court of Bankruptcy, London, div.—John Taylor, Blackfriars-road, Surrey, victualler, June 2 at 12, Court of Bankruptcy, London, div.—W. Bainbridge, Corrie-place, Old Kent-road, Surrey, and Lombard-st., Chelsea, Middlesex, grocer, June 2 at 12, Court of Bankruptcy, London, div.—James Hayward and David Adam, Paternoster-row, London, booksellers, June 2 at half-past 12, Court of Bankruptcy, London, div.—Sampson Bagnall the younger, Leek, Staffordshire, grocer, June 13 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; June 20 at 11, div.—Jas. Waddell, Liverpool, wine merchant, June 7 at 11, District Court of Bankruptcy, Liverpool, div.—William Watts, Doncaster, Yorkshire, millwright, June 5 at 12, District Court of Bankruptcy, Leeds, second and fin. div.*

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# The Jurist

No. 593—VOL. XII.

MAY 20, 1848.

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LONDON, MAY 20, 1848.

THE principles on which are founded the claims of the Bar to remuneration for their services, if there be any such claims, have often engaged our consideration. And we have long been satisfied, that a thorough examination into and exposition of them, and the consequent manifestation to the public of the true professional status of the Bar as it is at present constituted, would be advisable, in order that correct ideas of that status being obtained, it may be decided by the Bar and the public whether it is adapted to the existing state of society; whether it ought to receive no change at all, or whether it ought to receive any and what modifications. We have, however, as conductors of this Journal, always shrunk from the subject, principally because, as ourselves members of the Bar, professional education and habits render any discussion involving questions of the pecuniary rights or claims of the Bar, one as disagreeable to us, personally, as we conceive it would be to most members of the Bar.

But the circumstances that are recorded in the public journals to have taken place at Lincoln's Inn on the 13th\*, have brought the subject so prominently before the public, that we think it behoves us now, casting aside all false delicacy and all fear of misconstruction of our motives, to sift the question to the very bottom, and to shew that the honorary character of the Bar, and its liability to serve the public, without reference to the payment of fees, go much further than many suppose, and much further than is asserted by the vote alleged to have been passed by the Bar meeting of the 13th, negating the right of a counsellor to refuse briefs from parties who have not paid fees antecedently due, either to him or to any other counsel.

The rule that regulates the position of a counsellor, broadly stated, we assert, and will shew to be, this:—He is bound to accept a brief or to prepare pleadings on behalf of any member of the public who chooses to retain him through the proper channel. In practice it is usually, and both justly and wisely, considered that he ought not to be called upon to hold a brief, unless an adequate fee is paid with it. But this is a mere practice, and not a consequence of any positive rule—a practice founded on the very reasonable assumption, that if fees were not paid, few would enter into, or few entering into would remain in, the Profession. But the strict principle on which the existence of the Bar, as constituted in England, rests is, that the counsellor is bound to protect, in courts of justice, the interest of the person who first causes him to be retained in the regular mode, that is, by instructions given to him by an attorney; and the payment of a fee is a condition on which we shall shew that the counsellor cannot, in strictness, insist either before or after the taking of the brief. We say that he is not *entitled*, at any time or in any form, to any remuneration. He may quit the Bar if he finds that clients will not so far value his advocacy as to present him with an honorarium. But while at the Bar he has no more *right* to refuse to receive a brief and argue the case, or to draw pleadings, because a fee is not paid with his papers, than he has to recover a fee after he has argued the case or drawn the pleadings.

That this is so, is proved in two ways. First, the very definition given by the most learned writers of the functions of a counsellor, is absolutely inconsistent with any notion of his being *entitled* to demand any remuneration at any time. "A counsellor's fees," says Blackstone, (vol. 3, p. 28), "are given, not as locutionis conductio, but as quiddam honorarium; not as a salary or hire, but as a mere gratuity, which a counsellor

\* See The Times, 17th May.

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lor cannot demand without doing wrong to his reputation." And the language of Sir John Davies, (Rep. Pref. p. 22), quoted with approbation by the very learned annotator of Co. Litt. 295. a., n. 1, is still clearer. "The fees to counsellors are not in the nature of wages or pay, or that which we call salary or hire, which are duties certain, and grow due by contract for labour or service; but what is given him is honorarium, not merces, being a gift which gives honour as well to the taker as the giver; nor is it certain or contracted, for no price or rate can be set upon counsel, which is invaluable and inestimable, so as it is more or less according to the circumstances, namely, the ability of the client, the worthiness of the counsellor, the weightiness of the cause, and the custom of the country. It is a gift of such a nature that the able client may not neglect to give it without ingratitude, for it is but a gratuity or taking of thankfulness; yet the worthy counsellor may not demand it without doing wrong to his reputation, according to that moral rule, *multa honesta accipi possunt quæ tamen peti non possunt*." If the doctrine thus laid down and never hitherto disputed, is true, the fee is clearly a *present*; and the very term implies in the donor a right to give or to withhold it. For if he is *bound* to give it in order to obtain services, it is no longer a present; it is a compulsory payment,—a price bargained for before the services can be rendered. Now, it is admitted, that a counsellor is bound, subject to certain exceptions, which will be presently noticed, to take a brief; but if he is not bound to take it unless a fee is paid with it, then he has power to enforce, in some form, payment of a fee; and, if so, the payment of a fee would not be a present, which it is admitted it is. If, then, a counsellor is bound to take a brief, provided it is tendered through the proper channel, it is clear, that the true rule of the Bar is, that he cannot demand a fee *at any time*: in other words, he cannot make the antecedent payment of a fee a condition of his accepting a brief or drawing pleadings.

Now, that he is generally bound to accept a brief, is, as we have said, admitted; and that it must be so on principles of public policy, is, we think, to be shewn without much difficulty.

Counsellors alone are permitted to sign pleadings, and, as advocates, to address courts of justice. That is well settled. Unless, therefore, a litigant can obtain the services of a counsellor, he cannot have access to a court of justice at all, for he cannot even put his pleadings on record. But if he could, he cannot employ as an advocate any person skilled in the law. Now, if any one counsellor could refuse to act for a particular person, so might any other, and so might all, and the result would be, that the litigant might be altogether unable to bring his case before the Court. Hence it must be, and in fact is, recognised by the Bar, as the condition on which every counsellor holds his right of pre-audience, that he shall be bound to appear for any person who in the regular mode instructs him.

But it may be said, if that is the condition on which the Bar holds its exclusive right of pre-audience, it must be implied, that a counsellor's liability to hold any man's brief must draw with it a right to have a remuneration with that brief; for that otherwise the Bar would be incurring a heavy liability in return for a

worthless monopoly. The answer is, the worth of the monopoly, if pecuniary return alone is to be considered as worthy, is the expectation of the honoraria, the presents that honourable and grateful clients will unquestionably give; and the expectation of promotion to judicial offices; but there is also in the monopoly that value which was the only reward of the early Roman advocates,—the influence obtained by the exercise of the exclusive right and power of protecting clients.

The second ground, on which we contend that the rule of the Bar is as we state it, is drawn from admitted rules of practice.

When it is said that a counsellor must, in order to be bound to take a brief, be retained with the payment of a fee, the question is, what fee? to which it is answered, A proper fee. And the reply is, What is a proper fee? There is, we assert, no rule whatever on the subject. There are rules made by the Courts that a victorious party shall not be allowed, in taxation of costs, for the honorarium he has thought fit to give to his counsel, more than certain regular amounts. But that is a rule made for the protection of the party, not of the counsel.

There is also a rule of etiquette among the Bar, that a counsellor may not take a less fee for any brief held in open court than a guinea, or, for pleadings, less than a guinea for so many folios. But that rule is not a positive rule even of etiquette, that counsel shall have a guinea, and may refuse to act without his guinea, but simply that he may not accept an honorarium less in amount. Beyond this there is not even the shadow of a rule. It may be customary that a counsellor shall not be asked, and no able and just client ever would of course ask him, to argue a heavy case, requiring, perhaps, days of research, for a guinea or for any other inadequate fee: but there is not even a custom which says, how many guineas counsel shall have. The total absence, therefore, of any rule, by which to judge of the amount of what is a *proper* fee, shews that the client's will alone can measure it; in effect, that there is no rule entitling counsel to see that a fee is paid before taking a brief.

A difficulty is thought to exist in this, that it is admitted there must be exceptions to the rule obliging a counsellor to take a brief, and that there is nothing to shew that, among those exceptions, is not the neglect of the client to have paid fees for former business, or for the brief tendered. This difficulty is disposed of easily. As the principle of the rule is, that the counsellor is bound to advocate gratuitously the cause of any member of the community, relying for his reward only on the gratitude of his clients, because of his moral obligation to the public resulting from his accepting an exclusive right of pre-audience, so the principle on which any exception to the rule can be based, must be one of moral obligation only, and not one involving the question of remuneration at all.

A counsellor may reject a brief to prosecute his father, or to fix fraud upon his mother, because he could not hold such a brief without an infraction of a moral law paramount to his moral liability to the general public, or, at least, without an outrage on the feelings of mankind so gross, as to ground a presumption, that the execution of such a duty was never

intended to be a part of the contract between him and the public. But the non-payment of a fee cannot be held one of the exceptions, unless on the assumption that the payment was a duty, instead of what it is, a purely voluntary donation.

On the whole we conclude, that the profession of the Bar is purely honorary; that a counsellor may not refuse a brief, with reference to *any ground* referring to fees on that or on any other business; that he is utterly and totally, in the matter of money remuneration, at the mercy of his clients. This should be thoroughly and generally known. If it is not intended by the Bar that such should be their position, they should determine what it ought to be, and, if they can, enforce their determination. If it is intended, then we ought never more to have the peace of the Bar, and the nerves of either public companies or private solicitors, shaken and disturbed by appeals to the Attorney-General, and meetings of the Bar, on matters connected with the payment or non-payment of fees.

We believe it to be the interest of the public that the position of the Bar should remain as we have stated it to be. But assuming that to be so, it is equally the interest of the public and their representatives to remember, that if the worthy counsellor may not without hurt to his reputation demand a fee, so the able client cannot, without grievous hurt to his reputation, refuse or neglect to give it.

#### GENTLEMEN CALLED TO THE BAR.

The following Gentlemen have been called to the degree of Barrister at Law:—

LINCOLN'S INN, *May 5*.—J. P. Snow, Esq.; T. H. Marsh, Esq.; J. H. Griffiths, Esq.; C. Francis, Esq.; F. H. R. Wilbraham, Esq.; T. R. J. Bushell, Esq.; T. J. Du Bois, Esq. *May 9*.—H. Sargent, Esq.; F. Byron, Esq.; H. W. Forester, Esq.; A. A. Weston, Esq.; W. S. Ferrers, Esq.; P. Jennings, Esq.

INNER TEMPLE, *May 5*.—Henry Shaw, Esq.; George Williams Parry, Esq.; Henry William Sherer, Esq.; George Charles Cherry, Esq.; Thomas Wood, Esq.; Joseph Kay, Esq.; Neill Malcolm, Esq.; Henry Richard Woodhouse, Esq.; Charles Morse, Esq.; George Henry Cooper, Esq.; Charles Downing, Esq.; Henry Salisbury Milman, Esq.; William Henry Willes, Esq.; Charles James Dawson, Esq.; Charles Gipps Prowett, Esq.; Henry Wyndham West, Esq.; C. W. R. Ryder, Esq.; Frederick Waller, Esq.; George Edward Cottrell, Esq. *May 12*.—Henry Munster, Esq.

MIDDLE TEMPLE, *April 20*.—B. F. Mosse, Esq.; C. H. Cook, Esq. *May 12*.—W. B. Money, Esq.; F. Gosnell, Esq.; F. Gisborne, Esq.; M. S. Lynch, Esq.; E. H. Howard Gibbon, Esq.; J. D. Bell, Esq.; J. H. Battersby, Esq.; The Hon. E. Drummond; F. P. Campbell, Esq.

GRAY'S INN.—Arthur Rice Jenner, Esq.; Henry Nicholas Carr, Esq.; John Stratford Collins, Esq.; Maurice Charles Merthus Swabey, Esq.

The Queen has been pleased to confer the honour of knighthood upon John Romilly, Esq., M. P., her Majesty's Solicitor-General.

MASTER IN CHANCERY.—The Lord Chancellor has appointed William Ward Duffield, Gent., of Chelmsford, Essex, to be a Master Extraordinary in the high Court of Chancery.

#### COURT OF QUEEN'S BENCH.

##### EASTER VACATION.

*May 13*.—Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

*Doe d. Millett v. Millett*—Judgment for lessor of plaintiff.  
*Reg. v. Fontaine Moreau*—Rule absolute.

#### Court Papers.

EQUITY SITTINGS, TRINITY TERM, 11 VICT. 1848.

#### Court of Chancery.

*Before the LORD CHANCELLOR, at Westminster.*

Friday .....	<i>May 26</i>	Appeal Motions and Appeals.
Saturday .....	27	The Queen's Birth-day kept.
Monday .....	29	{ (Petition-day).—Petitions and Appeals.
Tuesday .....	30	{ Appeals.
Wednesday .....	31	{ Appeals.
Thursday .....	<i>June 1</i>	Appeal Motions and Appeals.
Friday .....	2	{ Appeals.
Saturday .....	3	{ Appeals.
Monday .....	5	{ Appeals.
Tuesday .....	6	{ Appeals.
Wednesday .....	7	{ Appeals.
Thursday .....	8	Appeal Motions and Appeals.
Friday .....	9	{ (Petition-day).—Unopposed Petitions only and Appeals.
Saturday .....	10	{ Appeals.
Monday .....	12	{ Appeals.
Tuesday .....	13	{ Appeals.
Wednesday .....	14	{ Appeals.
Thursday .....	15	{ (Petition-day).—Unopposed Petitions only and Appeals.
Friday .....	16	Appeal Motions and Appeals.

N. B.—Each day as his Lordship sits in the House of Lords excepted.

#### Rolls Court.

*Before the Right Hon. the MASTER OF THE ROLLS, at Westminster.*

Friday .....	<i>May 26</i>	Motions.
Saturday .....	27	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Monday .....	29	{ Petitions in General Paper.
Tuesday .....	30	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Wednesday .....	31	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Thursday .....	<i>June 1</i>	Motions.
Friday .....	2	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Saturday .....	3	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Monday .....	5	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Tuesday .....	6	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Wednesday .....	7	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Thursday .....	8	Motions.
Friday .....	9	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Saturday .....	10	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Monday .....	12	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Tuesday .....	13	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Wednesday .....	14	{ Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Thursday .....	15	Petitions in General Paper.
Friday .....	16	Motions.

Short Causes, Consent Causes, and Consent Petitions, on Saturday the 3rd, and Saturday the 10th of June, at the sitting of the Court.

Notice.—Consent Petitions must be presented, and Copies left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Westminster.*

Friday .....	May 26	Motions.
Saturday .....	27	The Queen's Birth-day kept.
Monday .....	29	(Petition-day).
Tuesday .....	30	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	31	
Thursday .....	June 1	Motions.
Friday .....	2	Short Causes, Petitions by order, and Causes.
Saturday .....	3	
Monday .....	5	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	6	
Wednesday .....	7	Motions.
Thursday .....	8	
Friday .....	9	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	10	
Monday .....	12	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	13	
Wednesday .....	14	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Thursday .....	15	
Friday .....	16	Motions.

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Westminster.*

Friday .....	May 26	Motions.
Saturday .....	27	The Queen's Birth-day kept.
Monday .....	29	(Petition-day).—Petitions and Causes.
Tuesday .....	30	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	31	
Thursday .....	June 1	Bankrupt Petitions and Ditto.
Friday .....	2	Motions.
Saturday .....	3	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	5	
Tuesday .....	6	Short Causes and Ditto.
Wednesday .....	7	
Thursday .....	8	Bankrupt Petitions and Ditto.
Friday .....	9	Motions and Causes.
Saturday .....	10	(Petition-day).—Petitions and Causes.
Monday .....	12	Short Causes and Causes.
Tuesday .....	13	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	14	
Thursday .....	15	Bankrupt Petitions and Ditto.
Friday .....	16	(Petition-day).—Petitions, Short Causes, and Causes.

*Before VICE-CHANCELLOR WIGRAM, at Westminster.*

Friday .....	May 26	Motions and Causes.
Saturday .....	27	The Queen's Birth-day kept.
Monday .....	29	(Petition-day).—Petitions and Causes.
Tuesday .....	30	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	31	
Thursday .....	June 1	Motions and Ditto.
Friday .....	2	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday .....	3	
Monday .....	5	Short Causes, Petitions, (unopposed first), and Causes.
Tuesday .....	6	
Wednesday .....	7	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday .....	8	
Friday .....	9	Motions and Ditto.
Saturday .....	10	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	12	
Tuesday .....	13	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	14	
Thursday .....	15	Short Causes, Petitions, (unopposed first), and Causes.
Friday .....	16	Motions and Causes.

**COMMON-LAW CAUSE LISTS, TRINITY TERM.****Court of Queen's Bench.**

*Notice.*—The Special Paper will not be taken during Trinity Term, 1848, but on the days usually devoted to it, viz. Tuesdays and Fridays; the New Trial Paper will be taken after the Bar has been once gone through for Motions. The New Trial Paper will be also taken on the usual days, viz. Mondays and Thursdays, and the first and last four days of term in the event of motions not occupying the Court on the last-mentioned days.

**NEW TRIALS**

REMAINING UNDETERMINED AT THE END OF THE SITTINGS AFTER EASTER TERM, 1848.

**FOR ARGUMENT.**

EASTER TERM, 1846.

York—Worth v. Gresham

EASTER TERM, 1847.

London—Newton v. Belcher

Lincoln—Huntley v. Russell

TRINITY TERM, 1847.

Midd.—Clayards v. Dethick

MICH. TERM, 1847.

Midd.—Boosey v. Davidson

London—Newton v. Liddiard

Gloucester—Pike v. Stevens

Durham—Humble v. Hunter

Liverpool—Bell v. Ingestre

„ Norris v. Fresh

Bristol—Dyer v. Cowley

Kent—Wray v. Toke

„ Giles v. Groves

Flint—Edwards v. Williams

„ Roberts v. Campbell

HILARY TERM, 1848.

Midd.—Reg. v. Cutler & an.

„ George v. Marquis of

Conyngham

London—Watson v. Earl Char-

lemont & ors.

„ Trimeu v. De Burgh

„ Wilkins v. Wood

„ Collard v. Lea

„ Reg. v. Charretie

Tried during Hilary Term,

1848.

Midd.—Deacon v. Horden

EASTER TERM, 1848.

Midd.—Lock v. Ashdon

„ Parry v. Berry & ors.

„ Doe d. Campbell &

an. v. Hamilton

London—Lowe v. Penn

„ Tucker v. Roberts

„ Charrington v. Crofts

„ Alcock v. Royal Ex-

change Assurance

Co.

**SPECIAL CASES AND DEMURRERS**

FOR TRINITY TERM, 1848.

Those marked thus \* are Special cases—the rest are demurrers.

STANDING FOR JUDGMENT.

Flanders v. Bunbury

\*Hilton v. Whitehead

Vigers v. Dean and Chapter of

St. Paul's & ors.

\*Hall v. Bainbridge

Baley v. Harris

\*Doe d. Patrick v. Royle and

wife

London.—Bury v. Blogg

„ Freeman v. Miles

Essex—Ward v. Keys

„ Benyon v. Cresswell

Kent—Doe d. Warren &

Brydges

Sussex—Forth v. Simpson

Surr.—The Surrey Iron Co.

v. Chaplin

„ Crofts v. Charrington

„ Daw v. Scott & an.

„ Webb & an. v. Spar

„ Same v. Salmon

Wilts—Reg. v. Inhabitants of

Cricklade

Devon—Steer v. Bowerman

Cornwall—Doe d. Vinge &

Nicholls

„ Doe d. Thomas &

an. v. Pascoe

Somerset—Aldridge v. Hip-

pisley

Denbigh—Doe d. Clay & ors.

v. Jones & ors.

Northamp.—Doe d. Lax

& an. v. Lax

Leicester—Bailey v. Mace

Warw.—Same v. Pearson

„ Lord Somerville &

ors. v. Dawson

Norfolk—Briggs v. Merck

Traders' Loan In-

surance Ship As-

sociation

York—Shaw v. York & North

Midland Railway Co.

„ Dixon v. Burton

Liv'pool—Marriott v. Cott

„ Bain v. Kirk

„ Hassall v. Cole

Cardigan—Jones v. Hall

Chester—Vaughan v. M-

thews

Tried during Easter Term

1848.

Midd.—Beals v. Clebury

„ Brown v. M'Lean



\*Ostler v. Cooke & ors.  
 Doe d. Pennington v. Taniere  
 (Award)  
 \*Trinity House v. Beadle  
 \*Green & ors. v. St. Katherine  
 Dock Company  
 Hoare v. Silverlock (Arrest of  
 judgment)  
 Laurie, Knt., & ors. v. Ben-  
 dal (Arrest of judgment)  
 Curlewis v. Laurie & ors.  
 Moens & ors. v. Von Griesheim  
 (Award)  
 \*Bourne v. Scott  
 \*Russell v. Phillips  
 Cousens v. Harris & wife  
 Spencer & an. v. Haggiadur  
 (Error)  
 Bird & an. v. Smith  
 Friar v. Grey & ors.  
 Mason v. Lambert  
 \*Burton v. White (by consent)

Kemp v. Clarke & an. (Error)  
 Wharton & an. v. Naylor & an.  
 Hopkins v. Pepper  
 Same v. Geary  
 Westaway v. Frost (Arrest of  
 judgment)  
 \*The Guardians of the Poor of  
 the Woodbridge Union, Suf-  
 folk, v. The Corporation of  
 the Guardians &c. of the  
 Hundred of Colneis and  
 Carlford, Suffolk  
 \*King v. Aston  
 Gregory & an. v. Chidsey  
 Palk v. Force (sued with Eb-  
 bets)  
 Everest & ors. v. Humphrey  
 Metcalf v. Booth  
 Harvey v. Sanderson  
 Archbutt v. Emerson  
 Legge v. Harlock  
 Kempe v. Gibbon

### ENLARGED RULES FOR TRINITY TERM, 1848.

Those marked thus \* are to be heard in the Bail Court.

\*Ex parte Williams, In re  
 Vaughan, and in 5 causes  
 In re the East and West India  
 Docks & Birmingham Junc-  
 tion Railway Co. v. Brad-  
 shaw  
 In re Pauling & an. v. The  
 East Lancashire Railw. Co.  
 \*In re Lilley v. Harvey  
 \*Bradley v. Bissington & ors.  
 Dawson & ors. v. Hay  
 Bowers v. Nixon (part heard)  
 \*Salter v. Winter  
 \*Webb v. Mynn  
 Reg. v. The Council of the Bo-  
 rough of Warwick  
 Same v. The Council of the  
 Borough of Congleton  
 \*Same v. Bishop of Rochester  
 Same v. Vickery  
 \*Same v. The Treasurer of the  
 Borough of Oswestry  
 Broome v. Reg.  
 Reg. v. The Ipswich and  
 Bury St. Edmund's Railway  
 Company  
 Same v. Tyrwhitt  
 Clark v. Challis  
 \*Houghton v. Dennet  
 In re Foster v. Temple  
 \*Cook v. Lynch  
 \*Bunter & an. v. Cresswell  
 \*Dawson v. Symons  
 \*In re Wood  
 Ward v. King  
 Reg. v. Wilkinson & an.  
 Same v. The Trustees of the  
 Rochdale and Halifax Turn-  
 pike-road  
 Same v. Johnson  
 \*Hudson v. Jung  
 \*Reg. v. Inhabs of Fivehead  
 \*Same v. Coroner of Kent  
 \*Same v. Justices of Lanca-  
 shire  
 \*In re Wawn, ex parte Rolling

### London Gazettes.

TUESDAY, MAY 16.

#### BANKRUPTS.

ROBERT EWITT, Kennington-lane, Surrey, licensed vic-  
 tualler, dealer and chapman, May 26 at half-past 12, and  
 June 27 at 12, Court of Bankruptcy, London: Off. Ass.  
 Whitmore; Sol. Brown, 21, Finsbury-place, Finsbury-sq.  
 —Fiat dated May 13.  
 JOHN VAUGHAN, High Holborn, Middlesex, leather  
 dresser and seller, dealer and chapman, May 26 and June  
 23 at half-past 1, Court of Bankruptcy, London: Off. Ass.  
 Pennell; Sol. Edwards, 61, Nelson-square, Blackfriars-  
 road, Surrey.—Fiat dated May 8.  
 JOHN SMITH, Regent-street, Middlesex, jeweller, (trading  
 under the firm of Hawley & Co.), May 24 at half-past 1,  
 and June 28 at 1, Court of Bankruptcy, London: Off.  
 Ass. Johnson; Sol. Orchard, Hatton-garden.—Fiat dated  
 May 3.  
 ROBERT TURTILL, High Holborn, Middlesex, saddler,  
 dealer and chapman, May 26 and July 8 at 11, Court of  
 Bankruptcy, London: Off. Ass. Green; Sols. Downes &  
 Co., Furnival's-inn.—Fiat dated May 12.  
 PETER MARTIN, Northampton, miller and baker, May  
 26 and June 23 at 2, Court of Bankruptcy, London: Off.  
 Ass. Edwards; Sols. Pell, Welford; A'Beckett & Co., 7,  
 Golden-square.—Fiat dated May 9.

THOMAS HAIR, Miles-street, South Lambeth, Surrey, at-  
 torney at law, farmer, cattle dealer, money scrivener, dealer  
 and chapman, May 22 at 2, and June 26 at 12, Court of  
 Bankruptcy, London: Off. Ass. Turquand; Sols. Smith &  
 Co., Bedford-row.—Fiat dated May 10.

GEORGE WILLIAM DEAN, High-street, Southwark,  
 Surrey, jeweller and watch maker, dealer and chapman,  
 May 26 at 3, and June 23 at 1, Court of Bankruptcy, Lon-  
 don: Off. Ass. Groom; Sol. Holmer, 26, Bridge-street,  
 Southwark.—Fiat dated May 12.

GEORGE WILLIAM M'ARTHUR REYNOLDS, Wel-  
 lington-street North, Strand, Middlesex, publisher, dealer  
 and chapman, May 26 at half-past 2, and June 23 at 12,  
 Court of Bankruptcy, London: Off. Ass. Groom; Sol.  
 Davis, 5, Holles-street, Cavendish-square.—Fiat dated  
 May 12.

EUSEBIUS LANGLEY, Hednesford, Cannock, Stafford-  
 shire, innkeeper, dealer and chapman, May 31 and June 22  
 at half-past 10, District Court of Bankruptcy, Birmingham:  
 Off. Ass. Valpy; Sols. Blair, Uttoxeter; Motteram & Co.,  
 Birmingham.—Fiat dated May 10.

JAMES ROUGHTON, Leicester, wine merchant, May 26  
 and June 30 at 11, District Court of Bankruptcy, Notting-  
 ham: Off. Ass. Bittleston; Sols. Stevenson, Leicester;  
 Motteram & Co., Birmingham.—Fiat dated May 6.

JOHN JOWETT, Loughborough, Leicestershire, boot and  
 shoe manufacturer, dealer and chapman, May 26 and June  
 23 at 11, District Court of Bankruptcy, Nottingham: Off.  
 Ass. Bittleston; Sol. Inglesant, Loughborough.—Fiat dated  
 May 4.

WOLFE ANSELL, Pontypool, Monmouthshire, furniture  
 broker and clothes salesman, May 30 at 12, and June 27 at  
 11, District Court of Bankruptcy, Bristol: Off. Ass. Hut-  
 ton; Sols. Peters & Abbot, Bristol; Jones & Co., Crosby-  
 square, London.—Fiat dated May 12.

THOMAS WILLIAMS and THOMAS WILLIAMS the  
 younger, (and not William Williams the younger, as adver-  
 tised in The Gazette of the 9th May instant), Cheltenham,  
 Gloucestershire, auctioneers and furniture dealers, dealers  
 and chapmen, May 29 at 12, and June 22 at 11, District  
 Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols.  
 Chesshyre, Cheltenham; Bromley & Co., Gray's-inn, Lon-  
 don.—Fiat dated May 3.

WILLIAM STEVENS, Taunton, Somersetshire, saddler,  
 dealer and chapman, May 30 and June 21 at 11, District  
 Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols.  
 Stogdon, Exeter; Keddell & Co., 34, Lime-street, London.  
 —Fiat dated May 11.

GEORGE MATTHEWMAN, Leeds, Yorkshire, commis-  
 sion agent, dealer and chapman, (surviving partner of George  
 Matthewman, deceased, trading under the firm of George  
 Matthewman & Sons), May 30 at 12, and June 19 at 11,  
 District Court of Bankruptcy, Leeds: Off. Ass. Hope;  
 Sols. Booth, Leeds; Tattershall, Great James-street, Lon-  
 don.—Fiat dated May 5.

GEORGE ADAM ANDERSON and GEORGE KIRK,  
 Middlesborough, Yorkshire, hardwaremen, dealers and  
 chapmen, (the said George Kirk also carrying on the trade  
 or business of a chemist and druggist, at Middlesborough  
 aforesaid), May 29 and June 20 at 12, District Court of  
 Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Wright, Bir-  
 mingham; Bond & Barwick, Leeds; Ivimey, Chancery-  
 lane, London.—Fiat dated May 2.

JOHN COTTON, Manchester, spindle maker, dealer and  
 chapman, May 31 at 11, and June 22 at 12, District Court  
 of Bankruptcy, Manchester: Off. Ass. Hobson; Sols.  
 Goolden, Manchester; Abbott, Lincoln's-inn-fields, Lon-  
 don.—Fiat dated May 6.

JOHN WOOD and HENRY WOOD, Dearnley-mill, Hun-  
 dersfield, Rochdale, Lancashire, woollen manufacturers,  
 woollen carders, and fulling millers, (surviving partners of  
 Joseph Wood, deceased, trading under the firm of Joseph  
 Wood & Sons), May 30 and June 20 at 12, District Court  
 of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Heaton,  
 Rochdale; Bell, 36, Bedford-row, London.—Fiat dated  
 May 12.

THOMAS HOLT, Bury, Lancashire, rope manufacturer,  
 cotton waste dealer, dealer and chapman, May 30 and June  
 20 at 1, District Court of Bankruptcy, Manchester: Off.  
 Ass. Fraser; Sols. Dodge, Liverpool; Bridger & Blake,  
 London-wall, London.—Fiat dated May 11.

**GEORGE MORRELL**, Belper, Derbyshire, innkeeper, May 26 and June 23 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Williamson & Shaw, Derby; Messrs. Enfields, Nottingham.—Fiat dated May 2.

#### MEETINGS.

**Charles Edward CoRe**, High-street, Poplar, Middlesex, draper, May 27 at half-past 12, Court of Bankruptcy, London, last ex.—**Benj. Wm. Blake**, Norwich, coal merchant, May 29 at 2, Court of Bankruptcy, London, last ex.—**J. Porter**, Wormwood-street, London, cheese factor, May 27 at half-past 11, Court of Bankruptcy, London, last ex.—**Thomas Butterworth**, Greenbooth-mills, near Rochdale, Lancashire, woollen manufacturer, May 26 at 11, District Court of Bankruptcy, Manchester, last ex.—**William Lar**, Darlington, Durham, land surveyor, May 25 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Jonathan Bell-chambers**, Strand, Middlesex, bookseller, June 6 at 11, Court of Bankruptcy, London, aud. ac.—**William Hurst**, Baker-st., Bagnigge-wells-road, Middlesex, licensed victualler, June 6 at 11, Court of Bankruptcy, London, aud. ac.—**John Bates**, Kettering, Northamptonshire, watch maker and auctioneer, June 8 at half-past 12, Court of Bankruptcy, London, aud. ac.—**Wm. Beach**, Salisbury, Wiltshire, cutler, June 8 at 12, Court of Bankruptcy, London, aud. ac.—**Hen. Bolton**, Luton, Bedfordshire, straw manufacturer, June 8 at 11, Court of Bankruptcy, London, aud. ac.—**Henry Davey Curtis Cole**, Earl's-court, Old Brompton, Middlesex, boarding-house keeper, June 7 at 1, Court of Bankruptcy, London, aud. ac.—**George Farr Arnold**, Aspley Guise, Bedfordshire, carpenter, June 8 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Wm. Yarrington Scott**, North Waltham, Norfolk, plumber, June 8 at 11, Court of Bankruptcy, London, aud. ac.—**Henry Charles Robinson**, Brecknock-crescent, Camden-town, and Caledonia-place, King's-cross, Middlesex, surgeon, June 7 at 12, Court of Bankruptcy, London, aud. ac.—**Datton Martindale**, Star-court, Bread-st., London, warehouseman, June 20 at 1, Court of Bankruptcy, London, aud. ac.—**Hen. Prockter**, New-st., Horselydown, Surrey, licensed victualler, June 20 at 12, Court of Bankruptcy, London, aud. ac.—**Geo. Williams**, Surbiton, Surrey, draper, June 21 at 12, Court of Bankruptcy, London, aud. ac.—**Christopher Samuel Flood and Harry Buckland Lott**, Honiton, Devonshire, bankers, June 14 at 11, District Court of Bankruptcy, Exeter, aud. ac.; June 15 at 1, div.—**G. Davy Evans**, Axminster, Devonshire, butter merchant, June 13 at 11, District Court of Bankruptcy, Exeter, aud. ac.; June 14 at 11, div.—**John Burton**, Taunton, Somersetshire, coach proprietor, June 13 at 11, District Court of Bankruptcy, Exeter, aud. ac.; June 14 at 11, div.—**Henry Dyer Cousins**, Ilminster, Somersetshire, miller, June 13 at 11, District Court of Bankruptcy, Exeter, aud. ac.; June 14 at 11, div.—**Jon. Andrew**, Manchester, merchant, June 6 at 12, District Court of Bankruptcy, Manchester, aud. ac.; June 7 at 12, fin. div.—**James Thomas**, Gloucester, innkeeper, June 22 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**Thos. Smith**, Bristol, timber dealer, June 6 at half-past 11, District Court of Bankruptcy, Bristol, aud. ac.—**Thos. Baskerville**, Liverpool, licensed victualler, June 7 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—**Dovey Hawkeford and John Hawkeford**, Bilston, Staffordshire, iron founders, June 7 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.; June 10 at half-past 10, div.—**Josiah Goodwin**, Birmingham, newspaper proprietor, June 7 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.; June 8 at half-past 10, div.—**J. Pratt Carpenter**, Drummond-st., Euston-square, Middlesex, baker, June 8 at 1, Court of Bankruptcy, London, div.—**J. Garrett and Francis Holmes Phillips**, Cambridge-st., Old Saint Pancras-road, Middlesex, saw mill proprietors, June 6 at 12, Court of Bankruptcy, London, div.—**Jas. Young, Thomas Bracken, George Ballard, Jas. Chas. Colebrooke Sutherland, and Nath. Alexander**, Calcutta, East Indies, merchants, June 6 at half-past 11, Court of Bankruptcy, London, div.—**John Sewell**, Chatteris, Isle of Ely, Cambridgeshire, money scrivener, June 8 at half-past 11, Court of Bankruptcy, London, div.—**Wm. Kennett and J. Hammon Reynolds**, Lamb-st., Spitalfields, Middlesex, wax chandlers, June 8 at 11, Court of Bankruptcy, London, div.—**Peter Williams and Chas. Mottram**, Wood-st., London, Manchester warehousemen, June 8 at 2, Court of Bankruptcy, London, div. sep. est. of **Charles Mottram**.—**Ed. Piffet and Wm. Newton**, Lancas-

ter-place, Strand, Middlesex, navy agents, June 8 at 12, Court of Bankruptcy, London, div.—**Wm. Sherwood**, Belvidere-road, Lambeth, Surrey, builder, June 6 at 11, Court of Bankruptcy, London, div.—**Henry Orbell**, Romford, Essex, retailer, June 6 at 12, Court of Bankruptcy, London, div.—**Thos. Orpwood**, Bear-st., Leicester-square, Middlesex, coach carrier, June 6 at 12, Court of Bankruptcy, London, div.—**Jas. Hill** the younger, Southampton, builder, June 7 at half-past 11, Court of Bankruptcy, London, div.—**Henry John Elms**, Queen-st., Cheapside, London, and Staffordshire-place, Kent-road, Surrey, bricklayer and builder, June 7 at 11, Court of Bankruptcy, London, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

**John Bates**, Kettering, Northamptonshire, watch maker, June 8 at half-past 12, Court of Bankruptcy, London.—**Henry Bolton**, Luton, Bedfordshire, straw manufacturer, June 8 at 11, Court of Bankruptcy, London.—**Wm. Beal**, Salisbury, Wiltshire, cutler, June 8 at 12, Court of Bankruptcy, London.—**Hen. Davey Curtis Cole**, Earl's-court, Old Brompton, Middlesex, boarding-house keeper, June 7 at 1, Court of Bankruptcy, London.—**Wm. Clark Wright**, Notting-hill, Middlesex, ship-owner, June 8 at 1, Court of Bankruptcy, London.—**Guthelmus Tertius Butterfield**, Oxford, Middlesex, drug grinder, June 8 at half-past 11, Court of Bankruptcy, London.—**W. R. Stacy**, Titchborne-street, Haymarket, Middlesex, tailor, June 20 at 11, Court of Bankruptcy, London.—**Geo. Williams**, Surbiton, Surrey, draper, June 21 at 12, Court of Bankruptcy, London.—**Wm. Wheeler**, Notting-hill, Kensington, Middlesex, builder, June 21 at 11, Court of Bankruptcy, London.—**Jas. Rogers**, Northumberland-st., Strand, Middlesex, oil warehouseman, June 6 at 1, Court of Bankruptcy, London.—**Henry Charles Robinson**, Camden-town, and Caledonia-place, King's-cross, Middlesex, surgeon, June 7 at 12, Court of Bankruptcy, London.—**W. Batten and Alex. Marshall**, Ship Tavern-passag, Gracechurch-st., London, cheesemongers, June 7 at 11, Court of Bankruptcy, London.—**Humphrey Turner**, Bristol, draper, June 8 at 11, District Court of Bankruptcy, Bristol.—**Ed. Thompson**, Kingston-upon-Hull, hosier, June 7 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—**J. Southern**, Liverpool, builder, June 7 at 11, District Court of Bankruptcy, Liverpool.—**Henry Coleman**, Liverpool, stock broker, June 7 at 11, District Court of Bankruptcy, Liverpool.—**Robert Wilkinson Barnes**, Stockport, Cheshire, cabinet maker, June 7 at 12, District Court of Bankruptcy, Manchester.—**James Keon**, Ashton-under-Lyne, Lancashire, cap manufacturer, June 7 at 12, District Court of Bankruptcy, Manchester.—**W. Tomlinson**, Rochdale, Lancashire, butcher, June 8 at 12, District Court of Bankruptcy, Manchester.—**Wm. Penn**, Liverpool, licensed victualler, June 7 at 11, District Court of Bankruptcy, Liverpool.—**Isaac Lindo Mocatta**, Liverpool, commission merchant, June 7 at 11, District Court of Bankruptcy, Liverpool.—**John Binch**, Nottingham, grocer, June 23 at 11, District Court of Bankruptcy, Nottingham.—**Richard Bayes Perkins**, Coventry, currier, June 8 at half-past 10, District Court of Bankruptcy, Birmingham.—**Ed. Christopher Holland**, Honiton, Devonshire, surgeon, June 15 at 1, District Court of Bankruptcy, Exeter.—**John Pidgeon**, Honiton, Devonshire, wine merchant, June 14 at 11, District Court of Bankruptcy, Exeter.—**Edmund Hender**, Bodmin, Cornwall, ironmonger, June 14 at 11, District Court of Bankruptcy, Exeter.—**Robert Burns**, St. Sidwell's, Exeter, general draper, June 14 at 11, District Court of Bankruptcy, Exeter.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before June 6.*

**John Meads**, Nottingham, grocer.—**Wm. Chasse**, Southampton, grocer.—**John Garrett and Francis H. Phillips**, Saint Pancras Saw-mills, Cambridge-street, Old St. Pancras-road, Middlesex, saw-mills proprietors.—**John F. Fletcher and H. Fletcher**, Over Darwen, near Blackburn, Lancashire, cotton manufacturers.—**Edward Callow**, Cornhill, and Finch-lane, London, stock broker.—**Edwin Whitehall**, Newport, Monmouthshire, watch maker.—**Henry Micks**, New Bond-street, Middlesex, saddler.—**John S. Rabiah**, Barnard Castle, Durham, tanner.—**Ellen Edwards**, Bristol, banker.—**T. Holland**, Bury, Lancashire, provision dealer.—**James Hughes**, Chatter-

ham, Gloucestershire, ironmonger.—*William Wilcox Baker*, Birmingham, engraver.—*John Phillips*, Brynmawr, Llanely, Brecon, grocer.—*Edward Masted*, Upper Seymour-street, Euston-sq., Middlesex, bricklayer.—*Jonathan Bellchambers*, Strand, Middlesex, bookseller.

## SCOTCH SEQUESTRATIONS.

*William Miller*, Glasgow, baker.—*Andrew Lawrie*, Leith, general merchant.—*Charles C. B. Morrison*, Lerwick, general merchant.—*David Ritchie*, Glasgow, furnishing ironmonger.—*G. McDonald*, Glasgow, merchant.—*P. Bowman*, Greenock, wright.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*James Williams*, Liverpool, bookkeeper, May 22 at 10, Liverpool District County Court, at Liverpool.—*John Lace*, Liverpool, licensed marine store dealer, May 22 at 10, Liverpool District County Court, at Liverpool.—*George Moore*, Birmingham, retail brewer, May 26 at 1, County Court of Warwickshire, at Birmingham.—*James B. Stretch*, Birmingham, commission agent, May 26 at 1, County Court of Warwickshire, at Birmingham.—*George W. Harris*, Birmingham, white metal smith, May 26 at 1, County Court of Warwickshire, at Birmingham.—*Joseph Gibbs*, Studley, Warwickshire, shoe maker, May 24 at 2, County Court of Warwickshire, at Alcester.—*Richard Bodkin*, Watnburg, Kent, out of business, June 7 at 10, County Court of Kent, at Maidstone.—*John Martin*, Maidstone, Kent, assistant to a dealer in watches, June 7 at 10, County Court of Kent, at Maidstone.—*Charles Stockman*, Bath, lodging-house keeper, June 10 at 12, County Court of Somersetshire, at Bath.—*John Hustable*, Swansea, Glamorganshire, commission agent, May 20 at 10, County Court of Glamorganshire, at Swansea.—*James Fleming*, Liverpool, out of business, May 22 at 10, Liverpool District County Court, at Liverpool.—*James Howard*, Newton by Middlewich, Cheshire, bricklayer, June 14 at 11, County Court of Cheshire, at Northwich.—*Edward Harnett*, Bishop's Stortford, Hertfordshire, schoolmaster, May 22 at 11, County Court of Hertfordshire, at Bishop's Stortford.—*John Betterton*, Netherton, Fairford, Gloucestershire, out of business, June 14 at 10, County Court of Gloucestershire, at Cirencester.—*Chas. Andrews*, Haveringham, near Halesworth, Suffolk, farmer, May 31 at 10, County Court of Suffolk, at Ipswich.—*Noah Beckhouse*, Ipswich, Suffolk, gun maker, May 31 at 10, County Court of Suffolk, at Ipswich.—*John Alfred Vesey*, Ipswich, Suffolk, grocer, May 31 at 10, County Court of Suffolk, at Ipswich.—*Mark Scott*, Ipswich, Suffolk, beer-house keeper, May 31 at 10, County Court of Suffolk, at Ipswich.—*Wm. Iredale*, Bridlington, Yorkshire, May 27 at 10, County Court of Yorkshire, at Bridlington.—*Simon Pinkney*, Bridlington, Yorkshire, confectioner, May 27 at 10, County Court of Yorkshire, at Bridlington.—*John Thompson*, Malmesbury, Wiltshire, boot maker, June 15 at 10, County Court of Wiltshire, at Malmesbury.—*William Edwards*, Liverpool, licensed victualler, May 22 at 10, Liverpool District County Court, at Liverpool.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as heretofore mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*May 30 at 11, before Mr. Commissioner HARRIS.*

*Benj. B. Fairbank*, Chapel-place North, South Audley-st., Grosvenor-sq., Middlesex, tailor.—*Hen. Lack*, Wellington-st., Waterloo-town, Bethnal-green, Middlesex, cheesemonger.—*Thos. Mott*, Bangor-place, Old Kent-road, Surrey, tailor.

*May 31 at 10, before Mr. Commissioner LAW.*

*Joseph Roberts*, High-st., Homerton, Hackney, Middlesex, boot maker.

*May 31 at 10, before Mr. Commissioner PHILLIPS.*

*Charles Amos Foster*, Bridge-street West, Mile-end-road, Stepney, Middlesex, out of business.

*June 1 at 11, before the CHIEF COMMISSIONER.*

*Henry J. J. Holywell*, Windmill-st., Finsbury-sq., Middlesex, furniture broker.—*Robert Graham*, Upper Cleveland-street, Bethnal-green, Middlesex, surgeon.

*Saturday, May 13.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Jos. Willelts*, Chapelry of Norton, Worcestershire, farmer, No. 35,344 C.; *Rev. Benjamin Hemming*, assignee.—*Samuel Lydamore*, North-entrance, Great Yarmouth, Norfolk, stone mason, No. 68,646 C.; *Edward Greenwood*, assignee.—*Wm. G. Greenwood*, North-end, Great Yarmouth, Norfolk, stone mason, No. 68,419 C.; *Edward Greenwood*, assignee.—*Jesse Jackson*, Swansea, Glamorganshire, potter, No. 69,237 C.; *William Burgess*, assignee.—*Richard Browne*, High-street, Poplar, Middlesex, hair dresser, No. 59,634 T.; *Edmund Sheffield*, assignee.—*Robert Barwick*, Bishopwearmouth, Durham, butcher, No. 69,190 C.; *Ralph Jackson*, assignee.—*S. Dunkerley*, Oldham, Lancashire, grocer, No. 69,395 C.; *Edward Gilpin*, assignee.—*James C. Neyle*, Ipplepen, Devonshire, doctor of medicine, No. 69,372 C.; *William Mewton*, assignee.—*Robert Morris*, Birkenhead, near Liverpool, commission agent, No. 69,324 C.; *James Walker*, assignee.—*Geo. Kemp*, Fairford, Gloucestershire, schoolmaster, No. 69,280 C.; *Richard Slatter*, assignee.—*John Buckett*, Middleton Cheney, near Banbury, Northamptonshire, sheep dealer, No. 68,888 C.; *William Calless*, assignee.—*Wm. Rowe*, Cambridge-road, Cambridge-heath-road, Middlesex, builder, No. 59,594 T.; *Wm. Bennett*, assignee.—*David Brakenridge*, Henrietta-st., Manchester-sq., Middlesex, tailor, No. 59,674 T.; *John P. Bull*, assignee.—*Thos. Smith*, Baker's-row, Walworth-rd., Surrey, commission agent, No. 59,443 T.; *William Tytherleigh*, assignee.

*Saturday, May 13.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Wm. Bowen*, Bermondsey-st., Southwark, Surrey, shopman to a grocer: in the Gaol of Horsemonger-lane.—*Frederick B. Dowland*, Durham-place, Notting-hill, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Geo. Hartley*, Walter-place, Caledonian-road, Islington, Middlesex, boot maker: in the Debtors Prison for London and Middlesex.—*Chas. V. C. Gaveron*, Mortimer-st., Cavendish-square, Middlesex, gentleman: in the Debtors Prison for London and Middlesex.—*Wm. H. Hanson*, Yeoman's-terr., Brompton, Middlesex, commission agent: in the Debtors Prison for London and Middlesex.—*T. Ambridge*, Ask-st., Hoxton, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Abraham Cowen*, Boundary-st., Church-st., Shoreditch, Middlesex, rag merchant: in the Queen's Prison.—*Edward T. Wand*, North-end, Finchley, near Waltham, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Geo. Wickman*, Reigate, Surrey, baker: in the Gaol of Horsemonger-lane.—*Fred. W. Fletcher*, Ferry-road, Mill-wall, All Saints, Poplar, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Charles Rogers*, Great Winchester-st., Old Broad-st., London, out of business: in the Debtors Prison for London and Middlesex.—*Sidney Taylor*, Phillip-lane, London-wall, London, woollen manufacturer: in the Debtors Prison for London and Middlesex.—*David Anderson*, Great Bath-street, Clerkenwell, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*John Daniel*, Murray-st., City-road, Middlesex, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*Andrew J. Bruce*, Edward's-terrace, Commercial-road, Peckham, Surrey, manager to medical fixture dealers: in the Debtors Prison for London and Middlesex.—*George Rice*, Hentridge-villas, St. John's-wood-terrace, St. John's-wood-road, Middlesex, clerk to an attorney: in the Debtors Prison for London and Middlesex.—*Robt. Sinclair*, Whitecross-st., St. Luke's, Middlesex, shoemaker: in the Debtors Prison for London and Middlesex.—*Thomas Birch*, Great Comberton, near Pershaw, Worcestershire, gardener: in the Gaol of Worcester.—*Ann Holmes*, Harrogate, Yorkshire, out of business: in the Gaol of York.—*Edw. Clarkson*, Dewsbury-mills, near Dewsbury, Yorkshire, dealer in fuller's earth: in the Gaol of York.—*Wm. Holmes*, High Harrogate, Yorkshire, out of business: in the Gaol of York.—*Wm. Wood*, Leeds, Yorkshire, butcher: in the Gaol of York.—*John Haworth* the younger, Isle of Man, near New-church, Rosendale, Lancashire, cotton manufacturer: in the Gaol of Lancaster.—*John Keene*, Painswick, Gloucestershire, licensed

victualler: in the Gaol of Gloucester.—*J. Wooley*, Chandler's Farm, Knowle-hill, Chew Magna, Somersetshire, farmer.—*Steph. L. Haddenham*, Isle of Ely, Cambridgeshire, out of business: in the Gaol of Cambridge.—*Jos. Pollard*, Nelson's-bank, South Shields, Durham, keelman: in the Gaol of Durham.—*John Thompson* the younger, West Hartlepool, Durham, builder: in the Gaol of Durham.—*James Moyes*, Sunderland near the Sea, Durham, publican: in the Gaol of Durham.—*Edward Jobson* the elder, Eachwick Red-house, Eachwick, Northumberlandshire, farmer: in the Gaol of Newcastle-upon-Tyne.—*John Sanderson*, Ardwick, Manchester, out of business: in the Gaol of Lancaster.—*Jos. Brown*, Red Tom Nook, Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*Nathan Birchall*, Preston, Lancashire, out of business: in the Gaol of Lancaster.—*Timothy Arnel*, Preston, Lancashire, brewer: in the Gaol of Lancaster.—*Jos. Halkyard*, Oldham, Lancashire, cotton waste dealer: in the Gaol of Lancaster.—*Jas. Alexander*, Newcastle-upon-Tyne, grocer: in the Gaol of Newcastle-upon-Tyne.—*T. Mackrill*, Halifax, Yorkshire, cabinet maker: in the Gaol of York.—*David G. Currie*, Glebeland, Merthyr Tydvil, Glamorgan-shire, draper: in the Gaol of Cardiff.—*Charles W. Haime*, Fleet-st., London, druggist: in the Gaol of Cardiff.—*Wm. Riley* the elder, Broad Campden, Chipping Campden, Gloucestershire, in no business: in the Gaol of Gloucester.—*Noah Laws*, Great Yarmouth, Norfolk, baker: in the Gaol of Great Yarmouth.—*Rich. Hammond*, Bishop's Steignton, Devonshire, baker: in the Gaol of St. Thomas the Apostle.—*Wm. Cook*, Great Wilcomb, Gloucestershire, out of business: in the Gaol of Gloucester.—*Geo. Loney*, Brighton, Sussex, out of business: in the Gaol of Petworth.—*John Clarke*, Southwick, Sussex, out of business: in the Gaol of Petworth.

(On Creditor's Petition).

*Eliz. Bradford*, Sisterhood Farm, Axminster, Devonshire, farmer: in the Gaol of St. Thomas the Apostle.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*May 30 at 11, before the CHIEF COMMISSIONER.*

*Jas. Harding*, Mill-meads, Guildford, Surrey, architect.—*Rich. Kelson* the younger, Limehouse-causeway, Limehouse, Middlesex, carpenter.—*Jas. Curtis* the younger, Totton, near Southampton, general dealer.—*John Brook*, Hipperholme, near Halifax, Yorkshire, share dealer.—*D. Crighton*, Dalston, Middlesex, clerk.

*May 31 at 11, before the CHIEF COMMISSIONER.*

*Wm. H. Tapscott*, Lisle-street, Leicester-sq., Middlesex, carpenter.—*John Lambole*, Foley-st., Portland-pl., Mary-lane, Middlesex, ivory cutter.

*June 1 at 10, before the CHIEF COMMISSIONER.*

*Robt. N. Fynn*, Little Smith-st., Westminster, Middlesex, barrister at law.

*At the County Court of Cambridgeshire, at CAMBRIDGE, May 29 at 10.*

*Stephen Linton*, Haddenham, Isle of Ely, out of business.

*At the County Court of Herefordshire, at HEREFORD, June 8 at 10.*

*Wm. C. Smith*, Aston Ingham, barrister at law.

*At the County Court of Worcestershire, at WORCESTER, June 14.*

*Thos. Griffiths*, Netherend, near Cradley, Halesowen, out of business.—*James Preece*, Worcester, baker.—*Thomas P. Burbury*, Kidderminster, attorney at law.

*At the County Court of Northumberland, at NEWCASTLE-UPON-TYNE, May 31 at 10.*

*Edw. Jobson* the elder, Newcastle-upon-Tyne, out of business.—*James Alexander*, Newcastle-upon-Tyne, doctor of medicine.—*John Hewitson*, Newcastle-upon-Tyne, optician.

*At the County Court of Northumberland, at MORPETH, May 30 at 11.*

*William Gray*, Wylam, out of business.

*At the County Court of Lincolnshire, at LINCOLN, June 12 at 10.*

*Benj. Leversedge*, Lincoln, furniture broker.—*Wm. Algar*, Market Deeping, nurseryman.

*At the County Court of Devonshire, at EXETER, June 2 at 10.*  
*Rich. Taylor*, Cadds Down Farm, Bideford, out of business.

*At the County Court of Devonshire, at the CASTLE or EXETER, June 3 at 10.*

*James C. Neyle*, Ipplepen, doctor of medicine.

#### INSOLVENT DEBTORS' DIVIDENDS.

*Alex. Horn*, Hilsa, Hants, Portsea, master in the navy on half-pay: 5s. 5d. (making 20s.) in the pound.—*Stephen Sy*, Bouverie-st., Fleet-st., London, engraver: 2½d. in the pound.—*Jabez Edwards*, Pomeroy-st., New-cross, Old Kent-road, Surrey, carpenter: 4½d. in the pound.—*David Wingfield*, Ruscombe, near Stroud, Gloucestershire, lieutenant in the navy on half-pay: 7s. 4d. in the pound.—*Wm. Lawrence*, Park-st., Camden-town, Middlesex, clerk in the Stationary Office: second dividend of 3s. 1½d. in the pound.—*William Woodley*, Devonshire-place, Stoke Newington-green, Middlesex, captain in the navy: 1s. 1½d. in the pound.—*Lewis G. Senior*, Compton Pauncefoot, Somersetshire, attorney at law: 4½d. in the pound.

*Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.*

FRIDAY, MAY 19.

#### BANKRUPTCY.

**EDWARD WELLS** the younger, Myddleton-place, Sadler-wells, Middlesex, licensed victualler, dealer and chapman. May 27 at half-past 11, and June 30 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Lacey & Co., New Bridge-st., Blackfriars.—Fiat dated May 15.

**JAMES SOUTER and WILLIAM FREDERICK HAMMOND**, Spread Eagle Works, Causeway, Limehouse, Middlesex, engineers, iron and brass founders, dealers and chapmen, May 26 at half-past 12, and June 30 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. A'Beckett & Co., 7, Golden-square, London.—Fiat dated May 15.

**SAMUEL BERRY**, Ipswich, Suffolk, licensed victualler, May 30 at 12, and June 30 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Pownall, Ipswich; Smith, 15, Farnival's-inn, London.—Fiat dated May 18.

**MERCHANT TRADERS' SHIP LOAN and INSURANCE ASSOCIATION**, June 2 and 29 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Maples & Co., Frederick's-place, Old Jewry.—Fiat dated May 8.

**RICHARD KNIGHT**, Lewes, butcher, and Barcombe, Sussex, farmer, May 27 at 1, and July 8 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Wilkinson & Co., Nicholls-lane.—Fiat dated May 9.

**WILLIAM ASHBEE**, Tonbridge, Kent, grocer, May 31 at 11, and June 27 at half-past 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Stenning & Carnell, Tonbridge; Smith & Co., Basinghall-street.—Fiat dated May 17.

**THOMAS JONES**, Botwright's-buildings, Hackney-road, Middlesex, grocer, May 31 at half-past 11, and June 27 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Ashley, Shoreditch.—Fiat dated May 15.

**JIREH TOWNE**, George-street, Spitalfields, Middlesex, engineer and chocolate manufacturer, dealer and chapman, June 2 at half-past 2, and July 4 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lawrence & Piers, Old Jewry-chambers, Old Jewry.—Fiat dated May 13.

**CHARLES EMANUEL PEARSE**, Bodmin, Cornwall, grocer and auctioneer, May 30 and June 21 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Cross, Plymouth; Terrell, Exeter; Gregory & Co., Bedford-row, London.—Fiat dated May 2.

**CHARLES DEARLOVE**, Knaresborough, Yorkshire, grocer, dealer and chapman, June 5 and 20 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Golt, jun., Knaresborough; Bond & Barwick, Leeds; Vincent, Temple, London.—Fiat dated May 11.

**GEORGE HERBERT and THOMAS WRIGHTSON**, York, linen and woollen drapers, dealers and chapmen, June 2 and July 7 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Mann, York; Hark & Clarke, Leeds; Maxton, Little Friday-street, London.—Fiat dated May 10.

**WILLIAM ADAMS**, Mayfield, Sussex, dealer in corn, dealer and chapman, May 31 and June 27 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Sincock, Hailsham, Sussex; Palmer & Co., Bedford-row.—Fiat dated May 10.

**Moses LOMAS**, Liverpool, licensed victualler, June 2 and 23 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Henry, Liverpool; Kennedy, Chancery-lane, London.—Fiat dated May 16.

**JOHN ELLIS**, Preston, Lancashire, cotton spinner, dealer and chapman, May 30 and June 20 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, 46, Lincoln's-inn-fields, London.—Fiat dated May 10.

**JAMES RICHARD BASKETT**, Newcastle-upon-Tyne, corn merchant, May 30 at half-past 1, and June 22 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. R. M. & M. Allan, Newcastle; Stevens & Satchell, 6, Queen-street, Cheapside.—Fiat dated May 11.

## MEETINGS.

*J. Straker*, Jarrow, Durham, brick maker, June 6 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*R. Smith*, Baxenden, Lancashire, and *Milton Smith*, Manchester, calico printers, June 2 at 11, District Court of Bankruptcy, Manchester, last ex.—*Thomas Phipps*, High Holborn, Middlesex, saddler, June 9 at 11, Court of Bankruptcy, London, aud. ac.—*Samuel Treacher*, High Wycombe, Buckinghamshire, dealer in artificial manures, June 9 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Wm. Bullmore*, Clerkenwell-close, and Bedford-street, Covent-garden, Middlesex, gold and silver wire drawer, June 9 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Hope*, Tunbridge-wells, Kent, grocer, June 12 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Reay* the younger and *Henry Reay*, Mark-lane, London, wine merchants, June 12 at 12, Court of Bankruptcy, London, aud. ac.—*D. Ross* and *Edw. Tatham*, Union street, Southwark, Surrey, hat manufacturers, June 12 at 12, Court of Bankruptcy, London, aud. ac.—*Stephen Chas. Taylor*, Crescent, New Peckham, Surrey, wine merchant, June 10 at 12, Court of Bankruptcy, London, aud. ac.—*W. Child*, Chertsey, Surrey, grocer, June 10 at 12, Court of Bankruptcy, London, aud. ac.—*Fras. Geo. Klingelhoefer*, Old Broad-street, London, merchant, June 15 at 12, Court of Bankruptcy, London, aud. ac.—*John Roberts* and *Wm. H. Roberts*, Liverpool, ironmongers, June 9 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*George Hornsby*, Lesbury, Northumberland, builder, June 9 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Sampson Langdale* the elder and *Sampson Langdale* the younger, Stockton-upon-Tees, Durham, and Yarm, Yorkshire, corn dealers, June 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*W. Howard*, Leeds, Yorkshire, cloth merchant, June 13 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Robert Charles*, Leeds, Yorkshire, commission agent, June 13 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Jonathan Bellchambers*, Strand, Middlesex, bookseller, June 9 at 1, Court of Bankruptcy, London, div.—*Thomas Chas. Stanbrough*, Berners-st., Oxford-street, Middlesex, wine merchant, June 9 at 2, Court of Bankruptcy, London, div.—*William Hurst* the younger, Baker-street, Bagnigge-wells-road, Middlesex, licensed victualler, June 9 at half-past 1, Court of Bankruptcy, London, div.—*Robert Miller Jermyn*, Stevenage, Hertfordshire, common brewer, June 8 at 12, Court of Bankruptcy, London, fin. div.—*Benj. Clark*, Kingston-upon-Thames, Surrey, export ale merchant, June 8 at half-past 11, Court of Bankruptcy, London, fin. div.—*George Holditch*, *John F. Holditch*, and *Edward D. Holditch*, Bankside, Southwark, Surrey, cyder merchants, June 8 at 11, Court of Bankruptcy, London, div.—*Edw. Brewtnall*, Wilmot-place, Camden-town, Middlesex, bookseller, June 8 at 12, Court of Bankruptcy, London, fin. div.—*John Jenkins*, Cardiff, Glamorganshire, draper, June 15 at half-past 12, District Court of Bankruptcy, Bristol, div.—*Walter Foyer*, Newcastle-upon-Tyne, hatter, June 9 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Robt. W. Barber*, Croydon, Surrey, coach builder, June 9 at half-past 12, Court of Bankruptcy, London.—*Wm. Child*,

Chertsey, Surrey, grocer, June 10 at 12, Court of Bankruptcy, London.—*Stephen Charles Taylor*, Crescent, New Peckham, Surrey, wine merchant, June 10 at 12, Court of Bankruptcy, London.—*Fred. Peake* and *J. Jillings*, Honiton, Devonshire, drapers, June 12 at 12, Court of Bankruptcy, London.—*George Damsell*, Lydbrook, Newland, Gloucestershire, grocer, June 8 at 11, District Court of Bankruptcy, Bristol.—*Robt. Imeary*, East Jarrow, Durham, alkali manufacturer, June 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Wm. Hughes* the younger, Chatham and Stoke, Kent, grocer, June 8 at 11, Court of Bankruptcy, London.—*Ann Henderson*, Birmingham, china dealer, June 10 at half-past 10, District Court of Bankruptcy, Birmingham.—*John Aldersea*, Tunstall, Staffordshire, druggist, June 10 at 11, District Court of Bankruptcy, Birmingham.—*S. Bagnall* the younger, Leek, Staffordshire, grocer, June 17 at 12, District Court of Bankruptcy, Birmingham.—*Alex. M. Paterson*, *John Walker*, *Jas. Boydell*, and *Chas. B. T. Roper*, Oak Farm Works, Kingswinford, Staffordshire, iron foundry, June 17 at 12, District Court of Bankruptcy, Birmingham.—*Jos. Robinson*, Bradford, Yorkshire, stuff printer, June 9 at 10, District Court of Bankruptcy, Leeds.—*T. McEntegart*, Liverpool, corn dealer, June 9 at 11, District Court of Bankruptcy, Liverpool.—*John Stockdale*, Liverpool, soap manufacturer, June 9 at 11, District Court of Bankruptcy, Liverpool.—*Thos. H. Irwin*, Liverpool, stock broker, June 9 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before June 9.

*Thos. Taylor*, Cowley, Oxfordshire, baker.—*T. Tattersall*, Liverpool, corn merchant.—*Rob. Pye*, Weston under Penyard, Herefordshire, butcher.—*Chas. Ashford*, Birmingham, packing case maker.—*John Emery*, Lichfield, tailor.—*Thomas Williams*, Coventry, Warwickshire, ribbon manufacturer.—*John Hawkesford*, Bilston, Staffordshire, iron founder.—*D. Hawkesford*, Bilston, Staffordshire, iron founder.—*Wm. W. Cooke*, Denton, Lancashire, manufacturer.—*Timothy Leek*, Woodbridge, Suffolk, basket maker.—*Benj. Tipper*, Maiden-lane, Queen-st., Cheapside, London, wholesale stationer.—*Wm. Lowe*, Birmingham, plater.—*Edw. Healey*, Paternoster-row, London, and Camden-lodge, Gloucester-road, Regent's-park, Middlesex, printer.—*Abraham Daniels*, Alexander-sq., Brompton, Middlesex, merchant.—*Charles Slade*, Grange, Kent, market gardener.—*Thos. J. T. Ashley*, Clerkenwell-close, Middlesex, licensed victualler.—*James Scott*, Strand, Middlesex, chemist.

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*Archibald M'Donald*, Tacksman of Toll-bars, Perth and Stirling, fish dealer.—*Wm. Marshall & Co.*, Cartdyke, Greenock, bakers.—*J. Reid*, jun., Glasgow, merchant.—*Gemmell, Brothers & Co.*, Glasgow, merchants.—*Robert John Edmonstone*, Edinburgh, farmer.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Martin Oats*, St. Just, Penwith, Cornwall, porter seller, June 14 at 10, County Court of Cornwall, at Penzance.—*J. Stebbing*, Bury St. Edmund's, Suffolk, baker, May 29 at 10, County Court of Suffolk, at Bury St. Edmund's.—*William Matthews*, Brecknock, basket maker, May 27 at 10, County Court of Glamorganshire, at Brecknock.—*George Kitching*, Sheffield, Yorkshire, out of business, June 1 at 10, County Court of Yorkshire, at Sheffield.—*Wm. Bradshaw*, Sheffield, Yorkshire, warehouseman, June 1 at 10, County Court of Yorkshire, at Sheffield.—*Thos. Dunk*, Canterbury, Kent, out of business, May 25 at 12, County Court of Kent, at Canterbury.—*Robt. Evans Davies*, Chatterley, Wolstanton, Staffordshire, clerk, May 24 at 10, County Court of Staffordshire, at Hanley.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

June 2 at 10, before Mr. Commissioner LAW.  
*James Speller*, Drury-lane, Middlesex, vellum binder.

June 5 at 10, before Mr. Commissioner LAW.

John Strickett, Crayford, Kent, saddler.

June 5 at 10, before Mr. Commissioner PHILLIPS.

Joseph Dell, John-st., Suffolk-street, Southwark, Surrey, plumber.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

June 2 at 11, before Mr. Commissioner HARRIS.

John Diprose, Clement's-lane, Strand, Middlesex, commission agent.—Wm. Chas. Pent, St. Mary-le-Strand-place, Old Kent-road, Surrey, out of business.—E. B. Lovell, New-sq., Lincoln's-inn, Middlesex, barrister at law.—F. W. Fletcher, Heary-cottage, Peckham-footpath, Camberwell, Surrey, and Ferry-road, Millwall, Poplar, Middlesex, foreman to a miller.

June 2 at 10, before Mr. Commissioner LAW.

Charles Read, Blizard's-place, Fulham-road, Chelsea, Middlesex, grocer.

June 5 at 11, before Mr. Commissioner HARRIS.

Joseph Brace, Richardson-street, Long-lane, Bermondsey, and Corrie-place, Old Kent-road, Surrey, tanner.

June 5 at 10, before Mr. Commissioner LAW.

Chas. Rogers, Great Winchester-street, Old Broad-street, London, saddler.

At the County Court of Devonshire, at the CASTLE of EXETER, June 3 at 10.

Elizabeth Bradford, widow, Axminster, farmer.—Richard Hammond, Bishopsteignton, baker.—R. Wallis the younger, Exeter, out of business.

At the County Court of Gloucestershire, at GLOUCESTER, June 12.

Wm. G. Harman, Gloucester, innkeeper.

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LONDON, MAY 27, 1848.

If the consideration of the defective state of the Law of Patents should again, as we trust it will before long, come under the revision of Parliament, we hope that, among the improvements that will be adopted, will be the withdrawal from the letters-patent of the proviso introduced under a notion of policy into all patents, avoiding them if they shall become vested in more than twelve persons as partners.

The clause is usually, we may say invariably as follows:—"That if at any time hereafter these our letters-patent, or the liberties and privileges hereby by us granted, shall become vested in or in trust for more than the number of twelve persons, or their representatives, at any one time as partners, dividing or entitled to divide the benefits or profits obtained by reason of these our letters-patent," then the letters-patent to become void.

Until the year 1832 the number in whom a patent might be vested was limited to five, and the notion of policy on which the restriction was and is founded, is that there might be danger to the public by the vesting of a monopoly in the hands of a powerful company. Whether this was a well-founded apprehension of danger in the days when the Statute of Monopolies was passed, and when patents were identified in the public mind with monopolies of articles of daily consumption, that had long been known and had become actual necessities, we shall not stop to inquire. But in the present day, and as applied to monopolies granted for the creation at vast expense and risk of new trades, for that is the true character of patents at this day, we say that the notion of any danger to the public by such monopolies falling into the hands of powerful partnerships is wholly unfounded, and that the restriction built upon it operates simply as a great hardship on

patentees; a heavy tax on inventive industry; and, consequently, a great mischief to the public.

Those who have had the good fortune as professional men, or those who, as patentees or speculators in patents, have had the ill fortune to be much engaged in patent transactions, are well aware that, with the completion of the grant, expensive as that is, a patentee's troubles and anxieties and risks are but beginning. It may confidently be asserted, that no invention of any real importance is ever brought into public use, so as to produce profitable employment of capital to the patentee or his assignees, without a preliminary outlay of money scarcely ever less than 2000*l.*—frequently exceeding 10,000*l.* A cursory examination of the evidence adduced in support of the application, to the Judicial Committee of the Privy Council (see Webster's Pat. Cas.) for prolongation of patents, will abundantly bear out this assertion. Now, many patents, and of course most particularly those affecting the most expensive and complicated machines and processes, are thought to be accompanied by too much risk to be taken up as commercial speculations by single-handed speculators, or even by small firms; and it frequently happens, and from the very nature of the subject must happen, that, unless such patents are taken up by companies, they cannot be taken up at all, and they do, in fact, if the patronage of a company cannot be obtained, sink into oblivion. If there could be any practical danger in any case to the public in the possession of a monopoly (limited as is that granted by letters-patent) by a numerous and powerful company, it is almost demonstrable that the case of danger never would arise, because the only case of danger would be where the working out of the patent would require but moderate capital and risk, and the invention might, therefore, be advantageously brought into use by less powerful bodies than companies. In such cases, it is



quite certain that the monopoly never will fall into the hands of a company, because no man at all rationally advised, will ever subject the working of a patent to the costly machinery of a company, if he finds it capable of being worked by the more economical, and, therefore, more profitable, machinery of individual enterprise. It is, then, only those which may be termed the heavy inventions,—those which can scarcely be brought into operation at all by individual enterprise, that fall into the hands of companies: and it is difficult to see how the public can be hurt by companies doing, in the way of manufacturing industry, that which without their aid would not be done at all. But, in addition to these reasons, it may be confidently added, that the fear of “raising prices of commodities at home, or hurting trade” (21 Jac. 1, c. 3, s. 5) by entrusting the possession of patents to companies, is at this day purely chimerical. The doctrines of political economy are now too well understood for any company to suppose, that it increases its own profits permanently by claiming inordinate prices. And in such matters as inventions, in which the success of a patent only stimulates the competition of other inventors, no prudent possessor of a patent will ever push his monopoly to such an extent as to operate as a sensible oppression on the public, and thereby to stimulate rivalry in invention, if not actual and immediate hostility to his legal right. In practice, too, it is well known, that the provision against vesting a patent in more than twelve persons, is always to be got over if the parties think the subject-matter worth the expense of an act of Parliament, which is scarcely ever opposed, and never refused if not opposed; so that the only real effect of the proviso is, to subject patents for important inventions, or at least for inventions accompanied with sufficient risk and expense in their own nature, as it were to a mortgage debt, at the very outset of their career.

### REGULA GENERALIS.

#### EASTER TERM.—11 VICTORIA.—May 1.

It is ordered, that no subpoena duces tecum be issued for enforcing the production of any record of the acts of any Court deposited in the Public Record Office pursuant to the stat. 1 & 2 Vict. c. 94, or any other document or minute of proceedings officially filed of record in any Court, and deposited in the Public Record Office, pursuant to the statute, without an order of the Court out of which the said subpoena shall issue, or of some judge thereof.

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Mr. Waddington, of the Midland Circuit, has succeeded Mr. S. M. Philipps as permanent Under Secretary of State for the Home Department. We understand that the Attorney-General has appointed Mr. Welsby, of the North Wales and Chester Circuit, to the office of Counsel to the Treasury, which is vacated by Mr. Waddington.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Henry Dale the younger, of North Shields, Northumberland; Ellis Clowes, of Stourbridge, Worcestershire; Edward Uthoff, of Stourbridge, Worcestershire.

### Court Papers.

#### EQUITY CAUSE LISTS, TRINITY TERM, 11 VICT. 1848.

\* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C. Costs*—*D.* Demurrer—*E. Ex.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C. Pn.* Confesso—*Pl.* Plea—*Ptn.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*SA.* Short.

#### Court of Chancery.

##### Before the LORD CHANCELLOR.

##### APPEALS.

Hodgkinson v. Hodg-	} (Ap) S O
kinson	
Same v. Jackson	} (Ap) S O
Allfrey v. Allfrey (Ap) After Term	
Wilson v. Wilson	} (Ap) S O
Same v. Same	
Same v. Foster	} (Ap)
Cunningham v. Murray	
Same v. Hay	} (Ap)
Same v. Murray	
Lawrence v. Same	} (Ap)
Watts v. Hyde (cause by order)	
Birch v. Joy (4 causes, Ap)	} (Ap)
Joy v. Birch	
Sturgis v. Same	} (Ap)
Rand v. M'Mahon	
Same v. Hiscox	} (Ap)
Same v. Boddington	
Clarke v. Wyburn (Ap)	

St. Victor (pauper) v. De-
reux (Ap)
Forbes v. Herring (Ap)
Raven v. Kerl (Ap)
Urch v. Walker
Same v. Hearse
Phelps v. Protheroe (Ap)
Earl of Chesterfield v. De-
combe (Ap)
Humble v. Shore (Ap)
Hiles (pauper) v. Moore (Ap)
Carter v. Barnard (Ap)
Flight v. Marriott (F D, C)
Att.-Gen. v. Monro
Same v. Bannerman
Same v. Makant
Mapp v. Elcock (Ap)
Robinson v. Robinson (Ap)
Hobson v. Everett (3 causes, Ap)
Edwards v. Salway (Ap)
Skipper v. King (Ap)

##### Before the VICE-CHANCELLOR OF ENGLAND.

#### PLEAS, DEMURRERS, CAUSES, EXCEPTIONS, AND FURTHER DIRECTIONS.

Baker v. Baker (D)	Skarf v. Soulbey
Myers v. Macdonald (2 causes, S O)	Rodney v. Rodney (3 causes, F D, Ptn)
Hickson v. Mainwaring (2 causes) S O	Wood v. Smith (F D, Ptn)
Ladbroke v. Smith	Askew v. Davidson (F D, C)
Browne v. Same	Gray v. Webb
Att.-Gen. v. Wilson (Pt. hd.)	Robinson v. Sollory
Stiles v. Guy (E, F D, pt. hd.)	Law v. Uriwins (E)
Earl Balcarras v. Johnson (E)	Knight v. Morrall
Battershall v. Bishop of Winchester (F D, C)	Harrison v. Same
Jenkins v. Briant (F D, Ptn)	Knight v. Nugent
Adey v. Arnold (F D, C)	Walker v. Marquis Camden (F D, Ptn)
Roberts v. Roberts	Walker v. Stephens (2 causes, F D, Ptn)
Green v. Norton (5 causes, F D, C)	Berry v. Att.-Gen. (F D, Ptn)
Rackham v. Siddall	Cesarini v. Cesarini
Green v. Bourke	Bryan v. Twigg (E, F D, Ptn)
Bourke v. Green	Cook v. Fynney (Re-hearing)
Cocking v. Briggs	Wilkinson v. Hartley
Palmer v. White	Ashburner v. Wilson (F D, C)
Jones v. Evans	Hill v. Sanders (F D, C)
Salomons v. Connop	Fitch v. Frend (F D, C)
Rainbow v. Lamb (F D)	Lawson v. Meek
Same v. Moss (Cause)	Warden v. Ashburner (F D, C)
Sturges v. Arrowsmith	Johnson v. Bates
Jones v. Walker	Burton v. Taylor (F D, C)
Pemberton v. Wilcocks	Dunholme v. Kent (F D, C)
Dobson v. Lyall (F D, C)	Brooke v. Warwick (F D, C)
Greenwood v. Groom	Bruin v. Knott (3 causes, F D, C)
Westbrook v. Knight	Freeman v. Roberts (4 causes, F D)
Johnson v. Tucker	Claridge v. Pemberton (F D, C)
Pocock v. Johnson (F D, C)	Haffenden v. Wood (F D, C)
Vuliamy v. Vuliamy	Sheffield v. Levy (F D, C)
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Hitchcock v. Hitchcock (F D, C)	Widnell v. Ridgway SA
Martindale v. Hayton (F D, C)	White v. Brown (F D, C) SA
Potter v. Woller } (E)	Cookson v. Lee (5 causes, F D, C)
Same v. Same }	Blake v. Phibbs
	Bell v. Bell

## Before the Vice-Chancellor KNIGHT BRUCE.

## CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Ieskias v. Gough } (E as to pleading)	Wace v. Bickerton
Correst v. Whiteway (D)	Peyton v. Wood
Arton v. Haynes	Butler v. Butler (2 causes)
owdon v. Marriott (F D, C)	Wright v. Snow
oleridge v. Colleton	Douglas v. Middleton }
ewton v. Jones	Same v. Tailby }
urner v. French	Same v. Walker }
onstable v. Threshire (2 ca.)	Lewis v. Lewis
itt v. Pitt	Clough v. French (E, F D)
Issell v. Harley	Days v. Pritchard
Thornhill v. Lynne }	Mackenzie v. King
ame v. Hungerford }	Spicer v. King
Thomas v. Lewis	Mangles v. Dixon
ayne v. Bainbridge }	Atterbury v. Smithson
eywood v. Same }	Gravenor v. Miles (F D, C)
arkin v. Rooke }	Davies v. Evans
ashley v. Higham	Baker v. Groser (F D, C)
	Bailey v. Parry (F D, C)

The following Causes to be transferred from the Vice-Chancellor of England's List of Causes on the 24th May (by order).

See v. Pearce	Etty v. Dodd
Lenaghan v. Smith	Shaw v. Cox
Attorney-Gen. v. Inville	Alcock v. Field
Angdon v. Box	Sterry v. Clifton }
Iseltine v. Edgar	Clifton v. Sterry }

## Before the Vice-Chancellor WIGRAM.

## CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Johnson v. Addams (D)	Walker v. Eastern Counties
Clement v. Fielding }	Railway Co.
Same v. Same }	Ellis v. Cowne
Pimm v. Insall (F D, C, part heard) May 26	Stephens v. Stephens (F D, C)
Cursey v. St. Barbe (F D, C) May 26	Richardson v. Corbett } (F D, C)
quire v. Clunes May 26	Strangways v. Same }
ober v. Kemp	Dowle v. Lucy
wann v. Everett	Hewitt v. Hewitt
loody (pauper) v. Hebbert	Major v. Ward (E)
ngdale v. Gill	Rochfort v. Lambert } (F D, C)
ebb v. Salmon	Same v. Shearer }
ord v. Ford	Hudson v. Barry
me v. Blackham } (F D)	Cathrow v. Peard
hapman v. Chapman	Fry v. Fry (F D, C)
aniland v. Willott	Waller v. Urquhart (F D, C)
quire v. Emblin (Sup. cause) May 29	Gowing v. Burge }
onro v. Taylor	Same v. Sullivan }
	Letts v. London and Blackwall Railway Co. (E)

The following Causes to be transferred from the Vice-Chancellor's List of Causes on the 24th May (by order).

otton v. Cotton	Cole v. Coles
orth v. Morley	Ingledew v. Freake
sunders v. Scott	Clarke v. Clarke }
erks v. Painter }	Same v. Same }
ame v. Same }	Hughes v. Godfrey

## Rolls Court.

JUDGMENTS RESERVED.	Rice v. Gordon
daster v. Marquis de Croismare (F D, C)	Rice v. Scarnett
Fisher v. Price (E)	Rice v. Gordon
Smith v. Earl of Effingham (As to costs)	Carter v. Gordon
	Carter v. Ayers
	Wilson v. Eden (F D, C)

Peacock v. Penson	} (Cause)
Peacock v. Penson	
PLEAS AND DEMURRERS.	
Dean of Ely v. Gayford (6 Pls)	
S O	

## CAUSES.

Hele v. Bexley	} (Part heard)
Hele v. Bexley	
Hele v. Bexley	
Hele v. Bowyer	
Hele v. Donovan	} (Part heard)
Churchman v. Capon	
(F D, C)	
Churchman v. Capon	Mich. Term
(Suppl.)	
Stourton v. Jerningham To present petition	
Hooper v. Denoon 1st C D after term	
Williamson v. Gordon S O to amend	
Murray v. Scarbo- } (F D, C)	
rough	Sh
Murray v. Crafton	Mich. T.
Hemming v. Archer	(F D, C)
Hemming v. Archer	C
Hemming v. Archer	S O till
Hemming v. Archer	Ptn. of
Raworth v. Archer	Re-A.
	disposed of
Knight v. Majoribanks	
Knight v. Majoribanks	
Knight v. Gibbs	
Hooper v. Salmon	
Tugwell v. Hooper	
M'Michael v. Kipling (E, Ptn) Hil. Term, 1849	
Philipe v. Watkins (PC) 1st C D after Term	
Heming v. Archer	(Re-hearing, part heard)
Heming v. Archer	
Heming v. Archer	
Heming v. Archer	
Raworth v. Archer	Mich. T.
Petre v. Petre (part heard) 1st C D	
Gallafent v. Brown (part hd.)	

Chancellor v. Morecraft (part heard) 1st C D	
Att.-Gen. v. Ward (E, 2 sets, part heard)	
Att.-Gen. v. Ward (F D, C)	
Gas Light and Coke Co. v. Symonds	
Symonds v. Gas Light and Coke Co.	
Stillman v. Gas Light and Coke Co.	
Massey v. Carvick	
Christy v. Courtenay	
Newton v. Askew	
Baynton v. Hooper } 3rd day	
Baynton v. Hooper }	
Knights v. Stanton (E)	
Wilson v. Eden (F D, C)	
Benbow v. Davis	
Benbow v. Evison	
Bennett v. Cooper (F D, C)	
Biggs v. Naylor	
Winmill v. Winmill } (F D, C) SA	
Winmill v. Munday }	
Winmill v. Winmill }	
Gibbins v. North-eastern Metropolitan Asylum (F D, C)	
Fox v. Roberts	
Fox v. Roberts	
Greedy v. Lavender	
Greedy v. Owen } (F D, C)	
Greedy v. Parrott }	
Robinson v. Robinson (F D, C)	
Carr v. Henderson } (F D, C)	
Carr v. Thomas }	
Oliver v. Dunk	Ptn
Page v. Markland (Re-hear.)	
Att.-Gen. v. Brook (Re-hear.)	
Lomax v. Lomax (F D, C)	
Kirkman v. Booth (F D, C)	
Att.-Gen. v. Jesus Hospital, Canterbury (F D, C)	

## NEW CAUSES.

Mainwaring v. Beavor
Hodgson v. Espinasse
Hodgson v. Espinasse
Archer v. Hagne

## COMMON-LAW CAUSE LISTS, TRINITY TERM.

## Court of Queen's Bench.

## CROWN PAPER, TRINITY TERM, 1848.

Buckinghamsh. Reg. v. Great Western Railway Company.	
Same .....	Same.
Warwickshire..	Collins.
Leicestershire	Shaw.
England.....	Commissioners of Stamps and Taxes.
Westmoreland	Irving.
Same .....	Same.
Middlesex .....	Inhabs. of St. Pancras (with Hackney).
Same .....	Same (with St. Luke's).
Yorkshire ....	Inhabitants of Monk Breton.
Essex .....	Inhabitants of Witham.
Surrey .....	Inhabitants of Whitechapel.
Cornwall .....	Riley.
Yorkshire ....	Churchwardens of Longwood.
Devonshire ...	Warren.
Cambridge ...	Inhabitants of Ashwell, Herts.
Surrey .....	Chasemere.
Yorkshire ....	Inhabitants of Ovenden.
Same .....	Inhabitants of Aldborough.
Cheshire .....	Inhabitants of Pott Shrigley.
Same .....	Inhabitants of Macclesfield (with Ashby-de-la-Zouch).
Yorkshire ....	Preston & an.
Same .....	Longbottom & an.

Lancashire....	Reg. v. Inhabitants of Sheffield.
Same .....	Same.
Colchester....	Inhabitants of St. Giles.
Lancashire....	Overseers of Salford.
Eng. & Wales..	Tithe Commissioners.
Yorkshire....	Inhabs. of Halifax (with Alnwick).
Middlesex....	Inhabitants of Harrow on the Hill.
Kent .....	Inhabitants of Chatham.
Worcestershire	Cheek & an.
Wiltshire....	Inhabitants of Shepton Mallet.
Cheshire.....	Inhabitants of Glossop.
Warwickshire..	Inhabitants of St. Michael, Coventry.
Yorkshire....	Inhabs. of Halifax (with Rishworth).
Leicestershire..	Inhabitants of St. Margaret.
Surrey.....	Inhabitants of Christchurch.
Same .....	Inhabitants of Rotherhithe.
Plymouth....	Inhabitants of St. Andrew.
Middlesex....	Hammersmith Bridge Company.
Surrey .....	Inhabitants of Croydon.
Wiltshire....	Inhabitants of Seend.
Cambridgeshire	Inhabitants of Melton, Suffolk.
Lancashire....	Whittles.
Yorkshire....	Inhabitants of Mirfield.
Cambridgeshire	Inhabitants of St. Ebbe, Oxford.
Gloucestershire	Read & ors.
Yorkshire....	Grant & ors.
Derbyshire....	Arkwright.
Great Yarmouth	Preston.
Kent .....	Inhabitants of Maidstone.
Northamptonsh.	Lord and Steward of Weedon Beck.
Lancashire....	Hulton.
Monmouthshire	Inhabitants of Bedwelty.
Devonshire....	Inhabitants of Cheriton Fitzpaine.
Sussex .....	Inhabitants of Hamsey.
Norwich.....	Churchwardens of Fawncett St. Mary.
Same .....	Churchwardens of Falconstone.
Yorkshire....	Inhabitants of Rawden.
Berkshire....	Inhabitants of Silchester.
Devonshire....	Inhabitants of Totnes.
Lincolnshire..	Clayton.
Yorkshire....	Blanshard & an.
Carnarvonshire	Inhabitants of St. Pancras, Middlesex (with Bangor).
Essex.....	Inhabitants of Hatfield Peverel.
Liverpool....	Mayor & c. of Liverpool.
Breconshire..	Inhabitants of the county of Brecon.
Lancashire....	Knox & an.
Yorkshire....	Cooper.
Sussex .....	Inhabs. of St. Thomas the Apostle.
Wiltshire....	Inhabitants of Shalbourn.
Denbighshire..	Inhabitants of Llandogget.
Middlesex....	Inhabs. of St. Leonard, Shoreditch.
Yorkshire....	Sheffield Canal Company.
Middlesex....	Clerkenwell Improvement Commrs.
Lincolnshire..	Justices of Lindsey.
Middlesex....	Inhabitants of Mile End Old Town.
Leeds.....	James.
Yorkshire....	Inhabitants of Linthwaite.
Same .....	Inhabitants of Silkstone.
Surrey.....	Inhabitants of Bermondsey.
Sussex .....	Inhabitants of Battle.
Surrey.....	Inhabitants of St. Olave, Southwark.
Middlesex....	Inhabitants of St. George, Hanover-square
Surrey.....	Inhabitants of Lambeth.
Warwickshire	Inhabitants of Priors Hardwick.
Yorkshire....	Inhabitants of Goole.

### Court of Common Pleas.

#### NEW TRIALS.

<b>EASTER TERM, 1847.</b>	
Lond.—Nichols v. Ross	Norfolk—Garrard v. Tuck
" Same v. Same	Suffolk—Vipan v. Gay
" Hopwood v. Thorn	" Same v. Same
" Barker v. Griffiths	<b>TRINITY TERM, 1847.</b>
" Perry v. Parr	Midd.—Barnes v. Ward
" Blackie v. Pidding	" Young v. Geiger
	" Same v. Same

Lond.—Alexander v. Mac-	
kenzie	
" Belcher v. Patten	
<b>MICHAELMAS TERM, 1847.</b>	
Midd.—Hopwood v. Whaley	
" Collins v. Bennett	
" Jenkinson v. Raphael	
" Doe d. Cotesworth v.	
Skinner	
" Edmunds v. Challis	
" King v. Jones (Sarge-	
gent v. Gannon,	
moved in Easter T..	
1845, to be argued	
with this rule)	
" Nind v. Arthur	
Lond.—Blandy v. Burgh	
" Powell v. Bradbury	
" Beard v. Egerton	
" Croll v. Edge	
Hants—Harvey v. Johnston	
Surrey—Fitzgerald v. Fitz-	
gerald	
Kent—Lawes v. Brown	
Warwick—Tarleton v. King	
Leicester—Edwards v. Lawless	
Norfolk—Huggins v. Bailey	
Suffolk—Young v. Raincock	
Worcest.—Borastone, Frances	
Stafford—Humphries v. Long-	
more	
Monmouth—Crossfield v. Mo-	
rison	
<b>HILARY TERM, 1848.</b>	
Midd.—Caunt v. Thompson	
" Same v. Same	
" Tappenden v. Ball	
Lond.—Schwartz v. Sharp	
" Benett v. Peninsular	
and Oriental Steam	
Packet Co.	
" Crowther v. Solomons	
" Russell v. Briant	
" Tappin v. City Steam	
Boat Co.	

Lond.—Cockburn v. Alexan-	
der	
<b>EASTER TERM, 1848.</b>	
Midd.—Kinning v. Buchann	
" Duke of Brunswick v.	
Slowman	
" Same v. Same	
" Same v. Same	
" Sargent v. Gannon	
(Per Cur. to be ar-	
gued with King v.	
Jones, moved in	
Mich. Term)	
" Bowyer v. Long	
" Thompson v. Western	
Newspaper Asso-	
ciation (unless sp.	
ca. be consented to)	
" Same v. Same	
" Summers v. Davis	
" Rankling v. M'Leod	
Lond.—Richards v. London	
Brighton, & South	
Coast Railway Co.	
" Lewis v. Cambell	
" Walker v. Giles	
" Bayley v. Wilkins	
" Somerville v. Har-	
kins	
" Jones v. Broadhurst	
Norfolk—Heyhoe v. Burge	
Herts—Doe d. Gutteridge v.	
Sowerby	
" Hankin v. Smith	
Kent—Sisco v. Curling	
" White v. South-eastern	
Railway Co.	
Surrey—Pennell v. Stephens	
" Mayhew v. Meyrick	
" Same v. Same	
Surrey—Turner v. Meryna-	
ther	
Essex—Wright v. Colls	
Somerset—Doe v. Beris	
" Lee v. Lester	
Cornwall—Peter v. Daniel	

#### ENLARGED RULES.

<b>To 1st Day.</b>	Doe d. Lehcup v. Tining
Buck v. Peasegood	M'Gregor v. Barrett
Walkinshaw v. Freebody	<b>To 2nd Day.</b>
Gibbs v. Flight	Phillips v. Merchant Traders'
Phillips v. Lewis	Ship & c. Insurance Co.
Wadsworth v. Barrett	Corden v. Universal Gas-Light
Darrington v. Price	Co. in re Warrant

#### DEMURRER PAPER.

<b>Wednesday, May 31.</b>	Kearns v. Durell
Engstrom v. Brightman	Boden v. Smith
Penrice v. Penrice	Woolf v. City Steam-boat Co.
Same v. Same	Monypenny v. Dering
Newborough v. Schroder	Vincent v. Bishop of Sodor
Hoppe v. Gordon	and Man
Humfrey v. Gery	Reed v. Shrubsole
Kepp v. Wiggett	Pilgrim v. Southampton and
Morrison v. Chadwick	Dorchester Railway Co.
Frazer v. Hemsworth	Jones v. Ashpitel
Sanderson v. Dobson	Ward v. Dalton
Astley v. Fisher	Munroe v. Bordier
Reynolds v. Read	Gooch v. Shordiche
Holland v. King	Batty v. St. Aubyn
Lomax v. Lindells	Besset v. De Wille
Dean and Chapter of Ely v.	Graham v. Cox
Cash	Wetherell v. Julius
Nash v. Brown	Field v. Walker
	Empson v. Knowles

Sands v. Clarke  
Wilson v. Bevan  
Birch v. Rees  
Sinauer v. Great Western  
Railway Co.  
Same v. Same

Friday, June 2.  
Wilson v. Bevan  
Burgess v. Skeggs  
Hill v. Kempshall  
Wood v. Governor and Co. of  
Copper Miners of England

## CUR. ADV. VULT.

Patteson v. Holland (to stand  
over till the sci. fa. in Q.  
B. is disposed of)  
Couling v. Coxe  
Brown v. Winton  
Gay v. Lander  
Doe d. Miller v. Claridge

Smith v. Marsack  
Howden v. Standish  
Morgan v. Abergavenny  
Brown v. Chapman  
Smith v. Kenrick  
Field v. Mackenzie  
Murray v. Hall

## APPEALS FROM REVISING BARRISTERS.

No.	County.	Appellant.	Respondent.
7...	Worcestershire.....	Palmer	Allen.

## APPLICATIONS FOR NEW TRIALS SUSPENDED.

Midd.—Jarrett v. Kennedy | Midd.—Auty v. Hutchinson

## Court of Exchequer.

## SITTINGS—TRINITY TERM, 1848.

	Banc.	Nisi Prius.
Friday... May 26	Peremptory Paper	.....
Saturday..... 27	Ditto. Motions	Midd. 1st Sitting
Monday..... 29	.....	.....
Tuesday..... 30	.....	.....
Wednesday... 31	Demurrer Paper	.....
Thursday.. June 1	Circuits chosen	.....
Friday..... 2	Special Paper	London 1st Sitting
Saturday..... 3	Crown Cases	Midd. 2nd Sitting
Monday..... 5	Demurrer Paper	.....
Tuesday..... 6	Errors.	.....
Wednesday... 7	Special Paper	.....
Thursday..... 8	.....	.....
Friday..... 9	Demurrer Paper	London 2nd Sitting
Saturday..... 10	.....	Midd. 3rd Sitting
Monday..... 12	Special Paper	.....
Tuesday..... 13	.....	.....
Wednesday... 14	.....	.....
Thursday..... 15	.....	.....
Friday..... 16	.....	.....

## NEW TRIAL PAPER.

## FOR JUDGMENT.

*Moved Easter Term, 1847.*  
Kingston—Boileau v. Rudlin  
*Moved Mich. Term, 1847.*  
Midd.—Jacobs v. Hyde  
" Morley v. Attenborough

## FOR ARGUMENT.

*Moved Easter Term, 1847.*  
Glo'ster—Christy v. Powell  
*Moved Trinity Term, 1847.*  
Midd.—Jacobs v. Hyde  
*Moved Mich. Term, 1847.*  
Lond.—Burnside v. Doyrell  
" Waller v. Bishop  
" Fraser v. Lochner  
" Hennah v. Clark  
" Percy v. Hopkins  
York—Graburn v. Horberry  
*Moved after the 4th day of*  
*Michaelmas Term, 1847.*  
Midd.—Ballenger v. Sheppard  
" Maile v. Mann  
" Middleditch v. Ellis

*Moved Hilary Term, 1848.*

Midd.—Stevens v. Keating  
" Lewis v. Simpson  
Lond.—Fox v. Rigby  
" Willey v. Parratt  
" Clarke v. Woods  
" Machu v. London &  
South-western Rail-  
way Co.  
" Connop v. Challis  
" Herring v. Hudson  
" Atkinson v. Pocock  
" Chew v. Jones  
" Daines v. Hartley

*Moved after the 4th day of*  
*Hilary Term, 1848.*

Midd.—Gawler v. Chaplin  
Lond.—Kitchingman v. Skeel  
*Moved Easter Term, 1848.*  
Midd.—Morley v. Weston  
Lond.—Lardon v. Bewley  
" Mowatt v. Thompson  
" Borrett v. Johnson  
" Bartlett v. Gee  
" Sage v. Robinson  
Durham—Bolckow v. Jackson

York—Freeman v. Edwards  
" Hague v. Dandison  
" Horstall v. Key  
Liverpool—Freeman v. Cooke  
" Van Castel v. Booker  
" King v. Cole  
" Blackburn v. Smith  
" Clarke v. Holford  
" Allen v. Edmundson  
" Standish v. Ross  
" Clarke v. Holford  
Winchest.—Marting v. Wright  
Dorchester—Slade v. Baines  
Exeter—Ackland v. Buller  
" Elliott v. South De-  
von Railway Co.  
" Ridley v. Plymouth  
Grinding & Baking  
Co.  
" Kingsbridge Flour  
Mill Co. v. Ply-  
mouth Grinding &  
Baking Co.  
Taunton—Cooke v. Sealey  
" Brown v. Noaley

Hertford—Chrenspurger v.  
Anderson  
Surrey—Hoaking v. Phillips  
Lincoln—Codd v. Casey  
Derby—West v. Fritche  
Warw.—Smith v. Davenport  
" Barrett v. Jeremy  
" Higgins v. Hopkins  
" Forrester v. Smith  
" Stanton v. Knight  
" Cox v. Midland Rail-  
way Co.  
" Davis v. Same  
" Silk v. Same  
Stafford—Dobbs v. Penn  
" Stevenson v. Buck-  
ton  
Hereford—Price v. Woodhouse  
Glo'ster—Cannock v. Jones  
Swansea—Beaufort v. Mayor  
&c. of Swansea  
*Moved after the 4th day of*  
*Easter Term, 1848.*  
Midd.—Arnold v. Ryan  
" Glen v. Dungey

## PEREMPTORY PAPER.

*To be called on the first Day of the Term after the Motions,*  
*and to be proceeded with the next Day, if necessary, before*  
*the Motions.*

Salter v. Fulford	Norton v. Robinson
Bache v. Etheredge	Bourne v. Broad
Farrell v. Eastern Counties	Powell v. Williams
Railway Co.	Hallett v. Chamberlayne

## SPECIAL PAPER.

## SPECIAL CASES.

FOR JUDGMENT.  
Doe d. Knight v. Spencer  
(heard Nov. 15, 1847)  
Molton v. Camroux (heard  
Jan. 17 and 21, 1848)  
Graham v. Allsop (heard May  
8, 1848)  
Toynbee v. Brown (heard May  
13, 1848)  
Watson v. Pearson (heard May  
16, 1848)  
Beilby v. Shepherd (heard  
May 16, 1848)  
FOR ARGUMENT.  
Royal Mail Steam Packet Co.  
v. Acraman

Lamprell v. The Guardians of  
the Billericay Union  
Nicholson v. Rayne  
Griffith v. Pike  
Walker v. Macdonald  
Bromilow v. Saul  
Owen v. De Beauvoir  
Addenbrooke v. Botfield  
Frith v. Cazenove  
Wedgwood v. Adams  
Hopkinson v. Puncher  
Wood v. Waud  
Cooper v. Norfolk Railway  
Co.  
Williams v. Griffith

## DEMURRERS.

FOR JUDGMENT.  
Coupland v. Challis (heard  
Dec. 7, 1847)  
Venables v. The East India  
Co. (heard Jan. 19, 1848)  
Richards v. Suffield (heard  
May 1, 1848)

## FOR ARGUMENT.

Varley v. Leigh  
Platel v. Beville  
Pratt v. Pratt  
Scariabrick v. Kennard  
Graham v. Ingleby  
Jones v. Morris  
Cann v. Hughes  
Serrell v. Allen  
Williams v. Lord De L'Isle  
and Dudley  
Mounsey v. Perrott  
Brown v. Harthill  
Edmonds v. Bland  
Richards v. James  
Leveron v. Carrito


Graham v. Fitzgerald  
Brettell v. Williams  
Washbourne v. Foley  
North British Insurance Co.  
v. Rikey  
Haigh v. Jagger  
Webster v. Crouch  
Cherry v. Heming  
Brymer v. Thames Haven  
Dock Co.  
Turnbull v. Pell  
Stevens v. Jervis  
May v. Seler  
D'Arcy v. Lambert  
Potter v. Elcock  
Wigham v. Beaumont  
Graham v. Dearie  
Faulkner v. Lowe  
Wamberie v. Phillips  
Giles v. Hutt  
Dawson v. Dawson  
Lawford v. Blurton  
Same v. Gadecaden  
Ames v. Lloyd

Adan v. Phillips  
Day v. Ross  
Same v. Croakey  
Norton v. Walker  
Neas v. Fenwick  
Wayman v. Carman  
Fielding v. Brooke  
Howard v. Oakes  
Shepherd v. Little  
Garner v. Humphrey  
Ewen v. Smith  
Faulkner v. Lowe

Hastings v. Whitley  
Cunliffe v. Lamont  
Chilton v. Luke  
Green v. London and North-  
western Railway Co.  
Holt v. Gibson  
Chaffers v. Cogan  
Holland v. Nelson  
Studd v. Hammann  
Wilkes v. Catler  
Tribbeck v. Self  
Miller v. Hay

## COMMON-LAW SITTINGS, IN AND AFTER TRINITY TERM.

### Court of Queen's Bench.

 The following Notice is to be substituted for that which appears in p. 196 of last week's Jurist.

NOTICE.—The Special Paper will not be taken during Trinity Term, 1848; but on the days usually devoted to it, viz. Tuesdays and Fridays, the New Trial Paper will be taken after the Bar has been once gone through for Motions. The New Trial Paper will be also taken on the usual days, viz. Mondays and Thursdays, and the first four and last four days of term, in the event of motions not occupying the Court on the last-mentioned days.

#### MIDDLESEX.—In Term.

1st sitting .. 'Monday.. May 29, and two following days, at 11.  
2nd sitting.. Thursday.. June 1, and subsequent days, at 11.  
3rd sitting.. Wednesday .. 14, at half-past 9 precisely (for undefended causes only).

After Term.—Saturday, June 17, at half-past 9.

A list of such remanets as appear fit to be tried in term will be printed immediately; but on the statement of either side that a cause is too long to be tried in term, it will be withdrawn from such list, provided the other side have two days' notice of the application at the Marshal's to postpone, and do not oppose the application on good grounds.—The usual number of completed and new causes will be put into the list day by day in their usual order.

#### LONDON.—In Term.

Sitting at 10, on Thursday, June 15, for undefended causes, and such as the judge considers fit to be taken.

After Term.—Monday, June 19, to adjourn.

### Court of Common Pleas.

#### In Term.

MIDDLESEX.	LONDON.
Wednesday ..... May 31	Friday ..... June 2
Wednesday ..... June 7	Friday ..... June 9

#### After Term.

Saturday ..... June 17 | Monday ..... June 19  
The Court will sit at ten o'clock in the forenoon on each of the days in term, and at half-past nine precisely on each of the days after term.

The causes in the list for each of the above sitting days in term, if not disposed of on those days, will be tried by adjournment on the days following each of such sitting days.

On Monday, the 19th June, in London, no causes will be tried, but the Court will adjourn to a future day.

### Exchequer of Pleas.

#### In Term.

MIDDLESEX.	LONDON.
1st sitting, Saturday, May 27	1st sitting, Friday .... June 2
2nd sitting, Saturday, June 3	2nd sitting, Friday ..... 9
3rd sitting, Saturday .... 10	

#### After Term.

Saturday ..... June 17 | Monday ..... June 19  
(To adjourn only).

The Court will sit in Middlesex, at Nisi Prius, in term, by adjournment, from day to day, until the causes entered for the respective Middlesex Sittings are disposed of.

The Court will sit, during and after term, at ten o'clock.

### London Gazettes.

TUESDAY, MAY 28.

#### BANKRUPTS.

THOMAS STERNBERG, Northampton, wine merchant, dealer and chapman, June 2 and July 7 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Messrs. Harrison, Walbrook.—Fiat dated May 15.

STEPHEN DAVIES, Times Wharf, Fimlico, Middlesex, coal merchant, June 1 at 1, and July 7 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Sole & Turner, Aldermanbury.—Fiat dated May 19.

FRANCIS LEE, Great Marylebone-st., Middlesex, carver and gilder, looking glass and picture frame dealer, May 31 at 1, and July 4 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Thrupp, 2, Winchester-buildings, Great Winchester-street.—Fiat dated May 12.

GERVAS PARNELL, Plough Brewery, Walworth-common, Surrey, brewer, June 1 and July 3 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Kemp Bath; Atkinson & Co., Church-court, Lothbury.—Fiat dated May 13.

WILLIAM TIMMINS GROVE, Arthur-street West, London-bridge, London, wholesale dealer in sugars, dealer as chapman, May 31 at half-past 12, and June 27 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Norton & Son, New-street, Bishopsgate.—Fiat dated May 11.

AUGUSTUS MONTGOMERY BLACKISTON, Horsham, Sussex, innkeeper, dealer and chapman, May 31 and June 27 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Rodgers & Co., King-street, Cheapside.—Fiat dated May 19.

JAMES WALTER, New Kent-road, Newington, Surrey, bookseller, dealer and chapman, June 6 at 1, and July 4 at half-past 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Towse, 24, Lawrence Pountney-lane, Cannon-street.—Fiat dated May 12.

THOMAS NORTH, Blackfriars-road, Surrey, metal piercer and zinc worker, dealer and chapman, May 30 at half-past 2, and June 27 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. English, 45, Coleman-street, City.—Fiat dated April 17.

DAVID WILLIAM WEDDELL, Gosport, Southampton, scrivener, dealer and chapman, June 6 at 2, and July 4 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Cruickshank, Gosport; Briggs & Son, 55, Lincoln's inn-fields.—Fiat dated May 24.

THOMAS BONSER, Newgate-market, London, meat salesman, and Merton, Surrey, farmer, June 6 at half-past 1, and July 4 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Thompson, 2, Bucklersbury.—Fiat dated May 19.

GEORGE DEAKIN DEVEROUX, Leominster, Herefordshire, innkeeper, dealer and chapman, June 7 and 29 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Motteram & Co., Birmingham.—Fiat dated May 19.

RICHARD RAY, Longton, Stoke-upon-Trent, china and earthenware manufacturer, June 10 and July 1 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Williams, Hanley in the Potteries, Staffordshire.—Fiat dated May 15.

JAMES WALTER BUSST, Bilston, Staffordshire, innkeeper, June 7 and 29 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Phillips, Wolverhampton; Motteram & Co., Birmingham.—Fiat dated May 8.

WILLIAM BLOUNT, Ripley, Derbyshire, grocer, June 1 and July 7 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Vallack, Derby.—Fiat dated May 17.

WILLIAM WATSON, Elland, Yorkshire, ironmonger and innkeeper, dealer and chapman, June 5 and 26 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sol. Wavell, Halifax; Courtenay, Leeds; Gregory & Co., Bedford-row, London.—Fiat dated May 15.

MARY BRUNTON, Leeds, Yorkshire, innkeeper, dealer and chapwoman, June 5 and 26 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sol. Naylor, Leeds; Sadlow & Co., Bedford-row, London.—Fiat dated May 5.



**JOSEPH TRAVIS CLAY**, Rastrick, Halifax, Yorkshire, fancy cloth manufacturer, June 12 and July 3 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Payne & Co., Leeds; Hartley, Southampton-st., London.—Fiat dated May 19.

**JOSEPH HOWARD**, Glossop, Derbyshire, cotton spinner, dealer and chapman, June 2 and 23 at 1, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Abbott, Lincoln's-inn-fields, London.—Fiat dated May 12.

#### METTINGS.

*Lesley Alexander* and *Wm. Bardgett*, Old Broad-street, London, merchants, June 8 at 1, Court of Bankruptcy, London, pr. d.—*Charles Corbett Wilson*, Daventry, Northampton, scrivener, May 31 at 12, Court of Bankruptcy, London, ch. ass.; June 22 at 11, aud. ac.—*John Honor Parker*, Castle and Falcon-yard, Aldersgate-st., London, carrier, June 2 at 11, Court of Bankruptcy, London, last ex.—*Jon. Higginson* and *Richard Deane*, Liverpool, merchants, June 7 at 11, District Court of Bankruptcy, Liverpool, last ex. of *J. Higginson*.—*Jas. Green*, Barbican, London, wholesale hat warehouseman, June 14 at half-past 12, Court of Bankruptcy, London, aud. ac.—*George Douglas*, Branswick-place, Old Kent-road, Surrey, linen draper, June 14 at 12, Court of Bankruptcy, London, aud. ac.—*Emil Pauli*, Lawrence Pountney-hill, London, commission agent, June 15 at 2, Court of Bankruptcy, London, aud. ac.—*Thos. Winsterton*, Tottenham-court-road, Middlesex, hosier, June 21 at 1, Court of Bankruptcy, London, aud. ac.—*John M'Kinnell*, Billiter-street, London, wine merchant, June 22 at 11, Court of Bankruptcy, London, aud. ac.—*Henry Cost*, Ivy-lodge, Clapton, Middlesex, publisher, June 15 at 12, Court of Bankruptcy, London, aud. ac.—*John Nokes*, New Ormond-street, Middlesex, builder, June 20 at 11, Court of Bankruptcy, London, aud. ac.—*James Pavey* the elder, Hotwells, Clifton, Bristol, mason, June 19 at 11, District Court of Bankruptcy, Bristol, aud. ac.; June 20 at 11, div.—*John Phillips*, Brynmawr, Llanelly, Breconshire, grocer, June 19 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Jon. Davies*, Brynmawr, Llanelly, Breconshire, victualler, June 19 at 12, District Court of Bankruptcy, Bristol, aud. ac.—*John Roberts* and *Wm. H. Roberts*, Liverpool, ironmongers, June 13 at 11, District Court of Bankruptcy, Liverpool, aud. ac. and div., and div. sep. est. of *J. Roberts*.—*Wm. Penn*, Liverpool, licensed victualler, June 13 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*John Dredge*, Liverpool, hotel keeper, June 13 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; June 15 at 11, div.—*Adam Jessop*, Dewsbury, Yorkshire, auctioneer, June 13 at 12, District Court of Bankruptcy, Leeds, aud. ac.—*Samuel Treacher*, High Wycombe, Buckinghamshire, dealer in artificial manures, June 15 at 11, Court of Bankruptcy, London, div.—*Joseph Turner*, Newmarket, Suffolk, saddler, June 14 at 12, Court of Bankruptcy, London, div.—*John Jenkins*, Haverfordwest, auctioneer, June 15 at half-past 12, District Court of Bankruptcy, Bristol, div.—*Joseph Melford*, Lymcombe and Widcombe, Bath, wine merchant, June 15 at 1, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*T. Hawkes*, Bocking, Essex, whitesmith, June 14 at half-past 12, Court of Bankruptcy, London.—*S. Stringer*, Northumberland-street, New-road, Middlesex, coach plater, June 13 at 11, Court of Bankruptcy, London.—*John Wing*, Cambridge, innkeeper, June 14 at 1, Court of Bankruptcy, London.—*James Green*, Barbican, London, wholesale hat warehouseman, June 14 at half-past 12, Court of Bankruptcy, London.—*John Atkins*, West Cowes, Isle of Wight, Hampshire, wine merchant, June 14 at 12, Court of Bankruptcy, London.—*John Cumming*, Tottenham-court-road, Middlesex, furrier, June 14 at 11, Court of Bankruptcy, London.—*David Gilby*, Bures St. Mary, Suffolk, and Bures, Essex, coach builder, June 21 at 1, Court of Bankruptcy, London.—*Wm. Yarrington Scott*, North Walsham, Norfolk, plumber, June 14 at 11, Court of Bankruptcy, London.—*James O. Mason*, *John Mason*, and *Alfred Mason*, New Broad-street, London, and Birmingham, merchants, June 14 at half-past 11, Court of Bankruptcy, London.—*Charles James Challenger*, Bristol, dealer in salt, June 13 at 11, District Court of Bankruptcy,

Bristol.—*Simon King*, Cheltenham, Gloucestershire, dealer in cutlery, June 15 at 11, District Court of Bankruptcy, Bristol.—*Thomas Larway*, Clifton, Bristol, licensed victualler, June 15 at 11, District Court of Bankruptcy, Bristol.—*J. White*, Exeter, decorative painter, June 13 at 11, District Court of Bankruptcy, Exeter.—*William Pearce*, St. Tudy, Cornwall, surgeon, June 13 at 11, District Court of Bankruptcy, Exeter.—*John S. W. Herring*, Devonport, Devonshire, attorney, June 13 at 11, District Court of Bankruptcy, Exeter.—*Thos. Stocks*, Tor, Tormoham, Devonshire, baker, June 13 at 11, District Court of Bankruptcy, Exeter.—*John Noble*, Liverpool, flour dealer, June 13 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Bagnall*, Burslem, Staffordshire, grocer, June 13 at 11, District Court of Bankruptcy, Birmingham.—*Thomas Edwards*, Burslem, Staffordshire, manufacturer of earthenware, June 13 at 11, District Court of Bankruptcy, Birmingham.—*Joseph W. Brooke* and *Joseph Wilson*, Liverpool, merchants, June 13 at 11, District Court of Bankruptcy, Liverpool.—*Lettice Farrands*, Nottingham, innkeeper, June 23 at 11, District Court of Bankruptcy, Nottingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 13.

*Thomas Simon Jones*, Wrexham, Denbighshire, grocer.—*Wm. Hosking*, Dye-house-wharf, Clink-street, Southwark, Surrey, coal merchant.—*Griffith Owen*, Holyhead, Anglesea, draper.—*John Tucker*, Tavistock and Plymouth, Devonshire, money scrivener.—*H. Mares*, Alfred-cottage, Kensal-green, Willesden, Middlesex, sculptor.—*John Yates*, Redditch, Worcestershire, victualler.—*John Bentlett*, East Peckham, Kent, grocer.

#### FIAT ANNULLED.

*Edward Hall*, Manchester, stock broker.

#### PARTNERSHIP DISSOLVED.

*William Lee* and *Edward Tapley*, Sandwich, Kent, attornies and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Alexander Rhind*, Dundee, and Newport, Fifeshire, corn merchant.—*R. Angus*, Greenock, merchant.—*Mary Meikle*, Edinburgh, lodging letter.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Booth*, Farnworth, near Bolton, Lancashire, fly and spindle maker, June 9 at 12, County Court of Lancashire, at Little Bolton.—*Jane Latham*, Halifax, Yorkshire, milliner, June 8 at 11, County Court of Yorkshire, at Halifax.—*Wm. Weeks* the elder, Northleigh, Oxfordshire, contractor for fencing on the Oxford and Bletchley Railway, May 31 at 9, County Court of Oxfordshire, at Witney.—*Mary Vartha*, widow, Phillack, Cornwall, out of business, June 16 at 10, County Court of Cornwall, at Redruth.—*C. Brady*, Liverpool, hardware dealer, May 29 at 10, Liverpool District County Court, at Liverpool.—*John Williams*, Liverpool, licensed victualler, May 29 at 10, Liverpool District County Court, at Liverpool.—*Pryce Davies*, Everton, Lancashire, bookkeeper, May 29 at 10, Liverpool District County Court, at Liverpool.—*Charles Truscott*, Truro, Cornwall, saddler, June 9 at 10, County Court of Cornwall, at Truro.—*Peter M'Clean*, Manchester, blacksmith, June 2 at 1, County Court of Lancashire, at Manchester.—*Martha Eliz. Snelson*, Hulme, Manchester, sempstress, June 2 at 1, County Court of Lancashire, at Manchester.—*Rich. Harrison*, Chorley, Lancashire, out of business, June 17 at 9, County Court of Lancashire, at Chorley.—*Geo. Ingram*, Wolverhampton, Staffordshire, coal dealer, May 29 at 9, County Court of Staffordshire, at Wolverhampton.—*John Borrett*, Yarmouth, Norfolk, baker, June 8 at 10, County Court of Norfolk, at Great Yarmouth.—*Robt. P. Bacon*, Great Yarmouth, Norfolk, hat maker, June 8 at 10, County Court of Norfolk, at Great Yarmouth.—*Samuel Carter*, Darlaston, Staffordshire, coach smith, May 31 at 11, County Court of Staffordshire, at Walsall.—*J. Pollard*, Stamford, Lincolnshire, innholder, June 5 at half-past 4, County Court of Lincolnshire, at Stamford.—*Geo. Rastall*, Fellingham, Lincolnshire, higgler, June 6 at 2, County Court of Lincolnshire, at Bourne.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*June 6 at 11, before Mr. Commissioner HARRIS.*

*Wm. Jaunders, Nichol's-square, Hackney-road, Middlesex, clerk to a warehouseman.—John Wyatt, Weybridge, Surrey, farm bailiff.*

*June 7 at 10, before Mr. Commissioner PHILLIPS.*

*Moses Prangnell, Westbourne-street, Pimlico, Middlesex, baker.*

*June 8 at 11, before the CHIEF COMMISSIONER.*

*Jane English, Lorn-road, Brixton, Surrey, livery-stable keeper.—John Tomlin, Margaret-st., Hackney-fields, Middlesex, whitesmith.—John Cocks, Whitecross-street, London, clerk to a corn merchant.*

*Saturday, May 20.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Eliz. Jones, widow, Llanrhaidr yn Mochnant, Montgomeryshire, No. 69,222 C.; Edw. W. Thomas, assignee.—James M. Scott, Kingston-upon-Hull, painter, No. 69,071 C.; Jas. Beet, assignee.—John Miller, Lancaster, bookkeeper, No. 69,249 C.; Sam. Simpson, assignee.—Ezekiel Morgan, Downlairs Iron-works, Merthyr Tydvil, Glamorganshire, innkeeper, No. 69,025 C.; Wm. Prosser, assignee.—James Perry, Newcastle-upon-Tyne, grocer, No. 69,317 C.; Alfred Sanderson, assignee.—Wm. Perry, Newcastle-upon-Tyne, grocer, No. 69,318 C.; Alfred Sanderson, assignee.—Rich. Dunderdale, Preston, Lancashire, victualler, No. 69,308 C.; T. Breakell, assignee.—John A. Muers, Durham, draper, No. 69,189 C.; John Spoor, John Wilkington, and Thos. Stanley, assignees.—Jas. Haigh, Stainland, Halifax, Yorkshire, woollen manufacturer, No. 68,873 C.; Sam. Walker, assignee.—T. Howell, Southampton-buildings, Holborn, Middlesex, licensed victualler, No. 59,781 T.; Henry Weston and George Read, assignees.—Jos. A. Irons, Great Ormond-street, Queen-sq., Bloomsbury, Middlesex, lodging-house keeper, No. 59,697 T.; Jyhn C. Brunes, assignee.—Job East, Great Berkhamstead, Hertfordshire, turner, No. 59,689 T.; Thos. Catling, assignee.—Thomas Slagg, Withington, near Manchester, commission agent, No. 69,378 C.; Thos. Lomas, assignee.—R. M. Whirr, Lincoln, travelling draper, No. 69,142 C.; William Harris, assignee.—Robt. Derrett, Wootton-under-Edge, Gloucestershire, out of business, No. 29,148 T.; Edw. Bloxsome the younger, new assignee, in place of Wm. B. Wells, deceased.—John Hemwood, Lostwithiel, Cornwall, victualler, No. 69,220 C.; Jas. W. A. Brews, assignee.—James Barrow, Bordesley, Birmingham, stone mason, No. 68,824 C.; John Dodson, assignee.—Benjamin Stickland, East Pennard, near Shepton Mallet, Somersetshire, baker, No. 69,129 C.; George Virgo, assignee.—John Cooper, Leeds, Yorkshire, labourer, No. 68,774 C.; Rich. Wells, assignee.—Esra Miles, Stoke Hammond, Soulbury, Buckinghamshire, coal merchant, No. 59,768 T.; John Lawrence, assignee.*

*Saturday, May 20.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Hagen L. Knudsen, Beer-lane, Great Tower-street, London, commission agent: in the Debtors Prison for London and Middlesex.—Benj. Wallis, Union-st., Deptford, Kent, ornamental painter: in the Queen's Prison.—L. Kortwright, Burton-street, Burton-crescent, St. Pancras, Middlesex, in no business: in the Debtors Prison for London and Middlesex.—Adolph Heilbath, Limekiln-hill, Limehouse, Middlesex, china dealer: in the Debtors Prison for London and Middlesex.—Thomas Newbald, Basing-lane, Bow-lane, Cheapside, London, carpenter: in the Debtors Prison for London and Middlesex.—Mitchell W. Roberts, Nelson-sq., Commercial-road, Old Kent-road, Surrey, fruit dealer: in the Debtors Prison for London and Middlesex.—Thos. Adams the younger, Henry-st., Pentonville, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—Edwin Bourne,*

*Great Carlisle-st., Portman-market, Edgeware-road, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—Edw. Dollman, Lewisham, Kent, merchant's clerk: in the Queen's Prison.—Chas. D. Eddy, Bridgefoot, Vauxhall, Surrey, beer-shop keeper: in the Queen's Prison.—Hen. Binmore, Oxford-st., Middlesex, coffee-house keeper: in the Debtors Prison for London and Middlesex.—Richard Leath, Berwick-street, Soho, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—William James Ferris, Goldsmith-row, Hackney-road, Middlesex, butcher: in the Debtors Prison for London and Middlesex.—William Percival Whitehead, Harper-street, New Kent-road, Surrey, oilman: in the Gaol of Horsemonger-lane.—Edward Thomas Ashdown, Golden-lane, St. Luke, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—William Persons, Belvedere-place, Southwark-bridge-road, Surrey, upholsterer: in the Gaol of Surrey.—Elizabeth Dyer, St. Andrew's-road, New Kent-road, Surrey, out of business.—Rathbone D. Hughes, Pimlico, Middlesex, clerk to a wine merchant: in the Debtors Prison for London and Middlesex.—Edward J. Hebbin, Gracechurch-st., London, in no trade: in the Debtors Prison for London and Middlesex.—Robert Must, Little Church-st., Lisson-grove, Paddington, Middlesex, labourer: in the Debtors Prison for London and Middlesex.—Sam. W. Alabaster, East-st., Commercial-road East, out of business: in the Debtors Prison for London and Middlesex.—John Jenkins, Blacklands-lane, Chelsea, Middlesex, milkman: in the Debtors Prison for London and Middlesex.—Hugh Harrison, Aldersgate, London, coffee-shop keeper: in the Debtors Prison for London and Middlesex.—J. Evans, Tydvil's-wall, Merthyr Tydvil, Glamorganshire, labourer: in the Gaol of Cardiff.—Charles Lawrence, Bath-road, Cheltenham, Gloucestershire, carpenter: in the Gaol of Gloucester.—Peter Stonier, Linton, Herefordshire, farmer: in the Gaol of Gloucester.—Josiah Butler, Island, Gloucester, baker: in the Gaol of Gloucester.—Robert Wallis the younger, Exeter, draper: in the Gaol of Exeter.—Wm. Beaumont, Manningham, Bradford, Yorkshire, tea dealer: in the Gaol of Halifax.—Wm. Greenwood, Halifax, Yorkshire, cotton spinner: in the Gaol of Halifax.—Wm. Stewart, Deptford, Kent, chief mate: in the Gaol of Maidstone.—Edward Dear, Milton near Gravesend, Kent, out of business: in the Gaol of Maidstone.—Richard Couchman, Cranbrook, Kent, cabinet maker: in the Gaol of Maidstone.—Wm. Coningsby, Barfstone, near Wingham, Kent, out of business: in the Gaol of Maidstone.—John Thompson, Deptford, Kent, out of business: in the Gaol of Maidstone.—Thos. Rabson, Town Malling, Kent, out of business: in the Gaol of Maidstone.—Wm. Williams, Dewsbury, Yorkshire, blanket manufacturer: in the Gaol of York.—Am. Fosard, Ardsley, near Leeds, Yorkshire, iron-keeper: in the Gaol of York.—Joseph Goenay, Newton, near Wakefield, Yorkshire, gardener: in the Gaol of York.—John Marshall, Deptford, Kent, out of business: in the Gaol of Maidstone.—John Allen, Market Harborough, Leicestershire, out of business: in the Gaol of Leicester.—Thos. Loveridge the elder, Crown, Bulley, Gloucestershire, retailer of beer: in the Gaol of Gloucester.—John Bullock, Liverpool, surgeon: in the Gaol of Lancaster.—Isaac Brunt, Liverpool, out of business: in the Gaol of Lancaster.—Rojer Dewhurst, Blackburn, Lancashire, surveyor: in the Gaol of Lancaster.—John Devlin, Liverpool, pork butcher: in the Gaol of Lancaster.—Jonathan Greenwood, Burnley, Lancashire, corn merchant: in the Gaol of Lancaster.—Joshua Naylor, Manchester, marble mason: in the Gaol of Lancaster.—Thos. Vaughan, Great Horrocks, Redbank, Manchester, mechanic: in the Gaol of Lancaster.—Wm. O'Neill, Liverpool, commission agent: in the Gaol of Lancaster.—Adam Collins, Salford, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—David Cook, Liverpool, wheelwright: in the Gaol of Lancaster.—Thomas Evans, Liverpool, flour dealer: in the Gaol of Lancaster.—Chas. Such, Liverpool, fruiterer: in the Gaol of Lancaster.—James Massey, Manchester, licensed victualler: in the Gaol of Lancaster.—Joseph D. Williams, Hulme, Manchester, out of business: in the Gaol of Lancaster.—Wm. Walker, Liverpool, grocer: in the Gaol of Lancaster.—Sophia Woodhouse, wife, Hulme, Manchester, out of business: in the Gaol of Lancaster.—Joseph Taylor, Ashton-under-Lyne, Lancashire, bobbin turner: in the Gaol of Lancaster.—John Jones, Liverpool, joiner: in the Gaol of Lancaster.—John Gee, Cheetham-hill, Manchester, commission agent: in the Gaol of Lancaster.—Thomas Bingham, Wigan, Lancashire, gingham manufacturer:*

in the Gaol of Lancaster.—*Francis Dawson*, Norwich, linen draper: in the Gaol of Norwich.—*Nanny Edgar*, widow, Liverpool: in the Gaol of Lancaster.—*Colin Macaulay*, Oxford, surgeon: in the Gaol of Oxford.—*John T. Lovelock*, Watlington, Oxford, corn dealer: in the Gaol of Oxford.—*James Ogden*, Manchester, in no business: in the Gaol of Lancaster.—*Benj. Stevens*, Harborne, Staffordshire, publican: in the Gaol of Stafford.—*Job Buck*, Iron Acton, Gloucestershire, farmer: in the Gaol of Bristol.—*John Bartram*, Dunstable, Bedfordshire, out of business: in the Gaol of Bedford.—*Thos. Warhurst*, Tentwistle, near Mottram, Cheshire, out of business: in the Gaol of Lancaster.—*Henry Mitchell*, Longrow, Clitheroe, Lancashire, carter: in the Gaol of Lancaster.—*Cosmo A. Hepburne*, Dover, not in any business: in the Gaol of Dover.—*Alfred Colman*, Southover, Lewes, Sussex, butcher: in the Gaol of Lewes.—*George Barton*, Portsmouth, Southampton, tailor: in the Gaol of Winchester.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*June 7 at 11, before the CHIEF COMMISSIONER.*

*Wm. Bowen*, Bermondsey-st., Southwark, Surrey, shopman to a grocer.—*Israel Manas Karasinsky*, Elder-street, Norton Folgate, Middlesex, jeweller.—*Jasper B. Creagh*, Manchester-buildings, Canon-row, Westminster, captain and brevet major in her Majesty's service on half-pay.—*G. Wickman*, Reigate, Surrey, baker.—*Samuel C. Smith*, Crooked Billett, Portsmouth-street, Lincoln's-inn-fields, Middlesex, manager for Messrs. Whitbread, brewers.—*Robert Sinclair*, Upper Whitecross-st., Middlesex, shoemaker.

*June 7 at 10, before Mr. Commissioner LAW.*

*John Paul*, Mortimer-st., Cavendish-sq., and Gt. Titchfield-street, Marylebone, Middlesex, house agent.

*At the County Court of Yorkshire, at HALIFAX, June 8.*

*Wm. Greenwood*, Halifax, innkeeper.—*William Beaumont*, Manningham, Bradford, out of business.

*At the County Court of Cornwall, at BODMIN, June 7 at 10.*

*Elizabeth Fidoek*, widow, Penryn, innkeeper.

*At the County Court of Herefordshire, at HEREFORD, June 8 at 10.*

*Wm. C. Smith*, Aston Ingham, barrister at law.

*At the County Court of Norfolk, at GREAT YARMOUTH, June 8.*

*Noah Laws*, Great Yarmouth, baker.

*At the County Court of Kent, at MAIDSTONE, June 7 at 10.*

*Wm. Coningsby*, Barfrestone, near Wingham, out of business.—*Thomas Rabson*, Town Malling, out of business.—*John Marshall*, Deptford, out of business.—*Richard Couchman*, Cranbrook, cabinet maker.—*Wm. Stewart*, Deptford, chief mate.

## FRIDAY, MAY 26.

### BANKRUPTS.

**JOHN COLLINS**, Middle-yard, Great Queen-street, Lincoln's-inn-fields, Middlesex, wheelwright, dealer and chapman, June 2 at 12, and July 7 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Ford, Bloomsbury-square, London.—Fiat dated May 18.

**ALEXANDER BEATTIE**, Forton, Alverstoke, Southampton, coal merchant, rope maker, dealer and chapman, June 2 at half-past 12, and July 7 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Cruickshank, Gosport; Holme & Co., 10, New-inn, London.—Fiat dated May 9.

**JOHN HINE TOOVEY**, Fashion-street, Dockhead, Bermondsey, Surrey, licensed victualler, June 2 at half-past 12, and July 3 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Casley, 31, Guildford-st., Russell-square.—Fiat dated May 24.

**THOMAS RIDSDALE** the younger, Milton next Gravesend, Kent, ironmonger, dealer and chapman, June 2 at 12, and July 6 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Matthews, Arthur-st. West, London-bridge, for Hilder & Co., Gravesend.—Fiat dated May 23.

**THOMAS WRIGHT**, Poland-street, Oxford-street, Middlesex, builder, June 2 and July 7 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Messars. Harting, Lincoln's-inn-fields.—Fiat dated May 23.

**JOHN BUSH**, Darkhouse-lane, Billingsgate, London, coffee-house keeper, June 2 at half-past 1, and July 4 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Wright & Bonner, 15, London-street, Fenchurch-street.—Fiat dated May 24.

**JAMES REES**, Park-place West, and Mornington-road, Camden-town, Middlesex, builder, June 2 at 1, and July 4 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Dale, 8, Farnival's-inn, Holborn.—Fiat dated May 23.

**JAMES SPENCER GORELY**, Ewell, Surrey, farmer, brick maker, contractor, carrier, dealer and chapman, June 2 at 1, and July 4 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Jenkinson & Co., 29, Lombard-street.—Fiat dated May 15.

**THOMAS HOLLAND FORSTER**, Haymarket, Middlesex, chemist and druggist, dealer and chapman, June 2 at half-past 11, and July 6 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Carlow & Co., Palace-chambers, St. James's-street.—Fiat dated May 20.

**GODWIN PILSWORTH KENNAN**, Philip-lane, London-wall, London, licensed victualler, June 2 at 1, and July 6 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Cox & Co., Size-lane.—Fiat dated May 19.

**FRANCIS EDWIN**, Frome, Somersetshire, draper, dealer and chapman, June 2 at half-past 1, and July 6 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Sole & Turner, Aldermanbury.—Fiat dated May 11.

**SAMUEL HENRY WHITEELL**, Vine-street, Regent-street, Piccadilly, Middlesex, tailor, dealer and chapman, June 2 at half-past 12, and July 8 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. Pain & Hatherley, Basinghall-street.—Fiat dated May 25.

**THOMAS PAGE** the younger, Banham, Norfolk, gig maker and wheelwright, dealer and chapman, June 2 at half-past 11, and July 8 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Jay & Co., Norwich; Jay, Bucklersbury.—Fiat dated May 18.

**HENRY ROXBV**, Lime-street, London, ship broker, June 13 and July 11 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. M'Leod & Stenning, 13, London-st., Fenchurch-street.—Fiat dated May 24.

**JAMES PEGRAM**, Queen's-road, Dalston, Middlesex, builder, dealer and chapman, June 7 at half-past 12, and June 29 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Cooper, Hatton-garden.—Fiat dated May 24.

**MARTHA SERLE**, Aberavon, Glamorganshire, licensed victualler, dealer and chapwoman, June 8 at half-past 11, and July 6 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Sabine, Bristol; Trehern & White, Barge-yard-chambers, London.—Fiat dated May 22.

**DAVID SIMONS**, Trowbridge, Wiltshire, general dealer, ironmonger, dealer and chapman, June 9 and July 7 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Brittan & Sons, Bristol.—Fiat dated May 22.

**ROBERT DORRINGTON** and **THOMAS DORRINGTON**, Leeds, Yorkshire, cloth merchants, June 9 and July 7 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Brian, Leeds; Barr & Co., Leeds; Parker, St. Paul's Church-yard, London.—Fiat dated May 18.

**ROBERT DORRINGTON**, Leeds, Yorkshire, cloth merchant, (carrying on business in partnership with Thomas Dorrington, under the firm of Robert Dorrington & Son), June 9 and July 7 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Dunning & Stawman, Leeds; Mitton & Co., Southampton-buildings, London.—Fiat dated May 13.

**WILLIAM EVANS**, Sheffield, Yorkshire, table-knife manufacturer, dealer and chapman, June 10 and July 1 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Rodgers & Co., Sheffield; Rodgers & Co., King-street, Cheapside, London.—Fiat dated May 5.

**GEORGE WOOD**, Liverpool, druggist, dealer and chapman, June 13 and 30 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Gregory & Sons, Liverpool; Dean & Sons, Essex-street, Strand, London.—Fiat dated May 20.

**JOHN BROADBENT** and **JAMES HUGHES**, Walmersley-cum-Shuttleworth, Lancashire, paper makers, dealers and chapmen, June 8 at 11 and June 29 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Whitehead, Bury; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated May 17.

#### MEETINGS.

*Thos. Lowe*, Dartford, Kent, watch maker, June 2 at 3, Court of Bankruptcy, London, ch. ass.—*Wm. Burt*, Ryde, and Ventnor, Isle of Wight, Southampton, bookseller, June 9 at 12, Court of Bankruptcy, London, last ex.—*Jason Pigg*, Fulbourn, Cambridgeshire, grocer, June 7 at 12, Court of Bankruptcy, London, last ex.—*John Wharton*, Runcorn, Cheshire, grocer, June 6 at 1, District Court of Bankruptcy, Manchester, last ex.—*Jos. P. Shaw*, Mortimer-st., Cavendish-sq., Middlesex, upholsterer, June 20 at 11, Court of Bankruptcy, London, and. ac.—*Amos Potter*, Pakenham, Suffolk, butcher, June 20 at 11, Court of Bankruptcy, London, and. ac.—*John Hustable*, Frome Selwood, Somersetshire, silversmith, June 16 at half-past 11, District Court of Bankruptcy, Bristol, and. ac.—*Thomas R. Hazard*, Liverpool, merchant, June 19 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*John Southern*, Liverpool, builder, June 19 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Wm. Bullmore*, Clerkenwell-close, and Bedford-st., Covent-garden, Middlesex, gold and silver wire drawer, June 16 at half-past 11, Court of Bankruptcy, London, div.—*Jos. S. Welch*, Saint James's-st., Westminster, Middlesex, print seller, June 16 at 2, Court of Bankruptcy, London, div.—*Morris Schlesinger* and *M. S. Schlesinger*, Basinghall-st., London, merchants, June 16 at half-past 12, Court of Bankruptcy, London, div.—*Geo. Marsh* and *E. K. Marsh*, Broadway, Hammersmith, and Carnaby-st., Golden-sq., Middlesex, drapers, June 16 at 11, Court of Bankruptcy, London, div.—*Solomon Solomon*, Strand, Middlesex, tailor, June 16 at half-past 11, Court of Bankruptcy, London, div.—*Chas. Thos. Wood*, Drury-lane, Middlesex, licensed victualler, June 16 at 2, Court of Bankruptcy, London, div.—*F. E. Morrish*, Leicester-sq., Westminster, draper, June 20 at half-past 12, Court of Bankruptcy, London, div.—*Henry Turner*, Coventry-st., Haymarket, Middlesex, fishmonger, June 20 at 1, Court of Bankruptcy, London, div.—*Daniel Ross* and *Edward Tatham*, Union-street, Southwark, Surrey, hat manufacturers, June 19 at half-past 12, Court of Bankruptcy, London, div.—*J. P. Shaw*, Mortimer-st., Cavendish-sq., Middlesex, upholsterer, June 22 at 12, Court of Bankruptcy, London, div.—*John Bentlett*, East Peckham, Kent, grocer, June 20 at 11, Court of Bankruptcy, London, div.—*John Reay* the younger and *Hen. Reay*, Mark-lane, London, wine merchants, June 20 at 12, Court of Bankruptcy, London, div.—*John Lamont*, Wellclose-square, Middlesex, ship owner, June 21 at 1, Court of Bankruptcy, London, div.—*James Stamford*, Cranborne, Dorsetshire, grocer, June 16 at 11, Court of Bankruptcy, London, div.—*Wm. W. Oxbourne*, Honey-lane, Cheapside, London, commission agent, June 16 at 12, Court of Bankruptcy, London, div.—*Wm. B. Perry*, Croydon, Surrey, linen draper, June 16 at 12, Court of Bankruptcy, London, div.—*Jacques L. Bourdon* and *Peter J. Meugens*, Finch-st., Whitechapel, Middlesex, sugar refiners, June 16 at 11, Court of Bankruptcy, London, div.—*John Hustable*, Frome Selwood, Somersetshire, silversmith, June 16 at 12, District Court of Bankruptcy, Bristol, div.—*Wm. Penn*, Liverpool, licensed victualler, June 16 at 11, District Court of Bankruptcy, Liverpool, div.—*G. Henwood*, Leeds, Yorkshire, carver and gilder, June 19 at 12, District Court of Bankruptcy, Leeds, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Fred. Waters*, Church-st., Hackney, Middlesex, cheesemonger, June 16 at 2, Court of Bankruptcy, London.—*Jos. Hooken*, Southampton, builder, June 16 at 1, Court of Bankruptcy, London.—*Andrew Duncan*, Wilson-street, Finsbury, Middlesex, manufacturer of preserved provisions, June 16 at 2, Court of Bankruptcy, London.—*James Moses Bridgland*, Wardour-street, Soho, Middlesex, piano-forte manufacturer, June 17 at 12, Court of Bankruptcy, London.—*Anthony Green*, St. Ives, Huntingdonshire, veterinary surgeon, June 19 at 2, Court of Bankruptcy, London.—*Thos. Ellison*, Luton, Bedfordshire, plumber, June 16 at half-past 12, Court of

Bankruptcy, London.—*Henry Prochter*, New-st., Horsham, Surrey, licensed victualler, June 20 at 12, Court of Bankruptcy, London.—*Amos Potter*, Pakenham, Suffolk, butcher, June 20 at 11, Court of Bankruptcy, London.—*Ja. Metner*, Southampton, saddler, June 19 at 11, Court of Bankruptcy, London.—*Wm. Henry Norman*, Adam's-place, King's-road, Chelsea, and Drury-lane, Middlesex, baker, June 19 at 1, Court of Bankruptcy, London.—*Richard Forty*, Cheltenham, Gloucestershire, builder, June 16 at 11, District Court of Bankruptcy, Bristol.—*John Kershaw*, Brecon, draper, June 16 at 12, District Court of Bankruptcy, Bristol.—*Thos. Wyles*, Gloucester, grocer, June 19 at 12, District Court of Bankruptcy, Bristol.—*Samuel Timperley*, Ashmunder-Lyne, Lancashire, linen draper, June 19 at 12, District Court of Bankruptcy, Manchester.—*Sam. Kershaw*, Cheltenham, Gloucester, cotton spinner, June 21 at 12, District Court of Bankruptcy, Manchester.—*Henry Davis* and *Wm. Davies*, Liverpool, stock and share brokers, June 16 at 12, District Court of Bankruptcy, Liverpool.—*Henry T. Smith* and *John Hewitt*, Liverpool, tailors, June 16 at 11, District Court of Bankruptcy, Liverpool.—*Edward Hughes*, Liverpool, grocer, June 16 at 11, District Court of Bankruptcy, Liverpool.—*Geo. Keiler*, Liverpool, timber merchant, June 16 at 12, District Court of Bankruptcy, Liverpool.—*James Smith*, Birkenhead, Cheshire, slate manufacturer, June 16 at 11, District Court of Bankruptcy, Liverpool.—*William Craven*, Birkenhead, and Poulton-cum-Spital, Cheshire, rool maker, June 16 at 11, District Court of Bankruptcy, Liverpool.—*John Hen. Adams* and *Wm. Adams*, Sampford Porell, Devonshire, machinists, June 22 at 1, District Court of Bankruptcy, Exeter.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 16.*

*Hen. Power*, Saltford, Somersetshire, innkeeper.—*James Lewis*, Hereford, mercer.—*Wm. Pershouse*, Trafalgar-road, Greenwich, Kent, cattle dealer.—*John Sankey*, Erimed, Cheshire, blacksmith.—*John B. Chapple*, Bath, Somersetshire, victualler.—*Wm. Hurst* the younger, Baker-street, Bagnigge-wells-road, Middlesex, licensed victualler.—*W. H. Raine*, Liverpool, wine merchant.—*Joshua Hyman*, Jewry-st., Aldgate, London, watch manufacturer.—*John Bentley*, St. John-street-road, Clerkenwell, Middlesex, woollen draper.—*Chas. P. Fox*, Torquay, Devonshire, surgeon dentist.—*Chas. Freeman* and *Osborne Freeman*, Painwick, Gloucestershire, clothiers.—*Wm. Child*, Sun-street, Bishopsgate-st., London, shoe mercer.

#### FIAT ANNULLED.

*Jas. Fairs*, Horsham, Sussex, victualler.

#### SCOTCH SEQUESTRATIONS.

*John Smith & Co.*, Glasgow, spinners.—*William Cro. Glasgow*, upholsterer.—*John Dawson*, Alva, manufacturer.—*Jas. Speirs*, Hamilton, carrier.

#### DECLARATION OF INSOLVENCY.

*Charles Walker*, Eaton-hall, Leominster, Herefordshire, farmer, June 7 at 10, County Court of Herefordshire, at Leominster.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection from Process.*

*Ann Hayes*, Birkenhead, Cheshire, grocer, June 10 at 10, County Court of Cheshire, at Birkenhead.—*Frederick P. Norwich*, chemist, June 14 at 12, County Court of Cambridgeshire, at Soham.—*Jas. Blackman*, Northfleet, Kent, dealer in sahes, June 9 at 10, County Court of Kent, at Gravesend.—*Benj. Shaw*, Wellington, Shropshire, bricklayer, June 16 at 10, County Court of Shropshire, at Wellington.—*Samuel Calvert*, Horton, Bradford, Yorkshire, shopkeeper, June 7 at 11, County Court of Yorkshire, at Bradford.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*June 9 at 11, before Mr. Commissioner HARRIS.*

*Wm. Aspland*, Peter's-place, Holloway-road, Islington, Middlesex, bricklayer.—*John Daniel*, Murray-street, City-road, Middlesex, lodging-house keeper.—*Wm. R. B. Jendell*, Wimpole-st., Cavendish-sq., Middlesex, confectioner.—*Fred.*

*B. Dowland*, Durham-place, Notting-hill, Middlesex, carpenter.—*Mary Price*, widow, Craven-house, Craven-yard, Drury-lane, Middlesex, in no business.

June 9 at 10, before Mr. Commissioner PHILLIPS.

*Elijah Bobbitt*, New-street, Golden-sq., Middlesex, house agent.—*Jas. Hobday*, Stanmore, Middlesex, plumber.—*Geo. Stevenson*, Ledbury-terrace, Pembroke-villas, Westbourne-grove, Middlesex, builder.—*Jos. Fairchild*, Thanet-street, Burton-crescent, St. Pancras, Middlesex, piano-forte maker.—*David Potter*, Church-buildings, North-side, Clapham-common, Surrey, gentleman's coachman.—*William Biddee*, Blackfriars-road, Surrey, coal dealer.—*Jos. K. H. Pully*, Highgate-common, Highgate, Middlesex, out of business.—*Hen. B. Harde*, Old Kent-road, Surrey, out of business.

At the County Court of Lancashire, at LANCASTER, June 9 at 10.

*John Devlin*, Liverpool, pork butcher.—*Jos. Cook*, Rimington, near Clitheroe, farmer.—*J. Taylor*, Ashton-under-Lyne, bobbin turner.—*William Walker*, Liverpool, out of business.—*Jas. Massey*, Manchester, out of business.—*John Monkhouse*, Liverpool, chief mate of the barque *Essex*.—*Thos. Evans*, Liverpool, out of business.—*John Gee*, Manchester, commission agent.—*Thos. Frankland*, Fishwick, near Preston, butcher.—*John Jones*, Liverpool, joiner.—*Adam Collins*, Salford, retail dealer in ale.—*Sophia Woodhouse*, widow, Manchester, out of business.—*Thos. Vaughan*, Manchester, mechanic.—*Wm. O'Neil*, Liverpool, commission agent.—*Jos. Halkyard*, Oldham, cotton waste dealer.

June 10, at the same hour and place.

*John Byrne*, Liverpool, blacksmith.—*Joshua Naylor*, Manchester, marble mason.—*William B. Jackson*, Manchester, smallware dealer.—*Wm. Corless*, Preston, out of business.—*Roger Dewhurst*, Blackburn, sawyer.—*Thos. Bigham*, Wigan, check and gingham manufacturer.—*Isaac Brunt*, Liverpool, commission agent.—*Chas. Sweb*, Liverpool, fruiterer.—*Thos. Warhurst*, Tentwistle, near Mottram, Cheshire, retail coal dealer.—*Henry Mitchell*, Clitheroe, common carter.—*Geo. Haigh*, Preston, retail dealer in ale.—*Rich. Lewis*, Liverpool, butcher.—*W. C. Heathcote*, Chorlton-upon-Medlock, dyer.—*H. Swales*, Bawdlands, Clitheroe, labourer.—*Geo. Jessop*, Manchester, out of business.—*Henry Burgess*, Manchester, surgeon.—*John Haworth* the younger, Isle of Man, near Newchurch, Rosendale, cotton manufacturer.—*S. Backe*, Manchester, carrier.—*John Sanderson*, Ardwick, near Manchester, in no business.

At the County Court of Gloucestershire, at GLOUCESTER, June 12 at 10.

*Thos. Loveridge* the elder, Bulley, retailer of beer.—*Chas. Laurence*, Cheltenham, carpenter.—*Josiah Butler*, Gloucester, out of business.—*John Keene*, Painswick, licensed victualler.—*Peter Stonier*, Newent, farmer.—*Wm. Riley* the elder, Chipping Campden, labourer.—*John Prince* the elder, Forest of Dean, labourer.

At the County Court of Denbighshire, at RUTHIN, June 12.

*Robert Jones*, Ruthin, out of business.

At the County Court of Somersetshire, at TAUNTON, June 13.

*Henry Tucker*, Butleigh, near Glastonbury, butcher.—*John Wooley*, Chandler's Farm, Knowle-hill, Chew Magna, farmer.

MEMBERS RETURNED TO SERVE IN PARLIAMENT.—*William Mordaunt Edward Milner*, Esq., for the city of York, in the room of *Henry Galgacus Redhead Yorke*, deceased; *Joseph Randolph Mullings*, for the borough of Cirencester, in the room of *William Cripps*, Esq., deceased.

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Seventh.—This Society gives a much larger share of profits to the Assured, and at a lower rate of Premium than the great majority of other Life Offices.

Eighth.—Parties wishing to assure their lives without participating in the profits can do so on a lower scale of Premiums than that of a large proportion of other Offices.

CHARLES JOHN GILL, Secretary.

**EQUITY and LAW LIFE ASSURANCE SOCIETY.**  
No. 26, Lincoln's-inn-fields, London.

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The Hon. Mr. Justice Coleridge.

The Hon. Mr. Baron Rolfe.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 3, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, May 27, 1848.



# The Jurist

No. 595—VOL. XII.

JUNE 3, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench .....	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Hall Court .....	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court .....	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act....	{ W. PATTERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court.....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JUNE 3, 1848.

WE have received several communications on the subject of our leading article of the 20th instant, and the examples that we print in another part of this Journal, in order that our readers may see the arguments on both sides, will sufficiently shew, that what we have stated as the rule of the Bar, is considered at the least startling. Nevertheless, we re-assert that it is the rule; and we discuss the subject for the last time, partly because some parts of our former argument have been misunderstood, and partly to refute some of the arguments used against the doctrine we have supported. And, first, it seems to be assumed that we have meant to say that Barristers expect and ought to work for nothing. Now we never said, nor ever meant, anything of the kind. What we have said is, that Barristers do not assert a *right* to any remuneration; that they hold themselves bound to work without *stipulating* either before or after undertaking the work for any specific remuneration; that they hold themselves bound to rely on the gratitude of their clients;—Does it follow that they expect no gratitude to be evinced? Does it follow, that, because able clients may not be bargained with, that there is no moral obligation upon them to requite the services of the Barrister who has given them the result of his labour and talent? It is quite consistent with the repudiation of all *right*, of all *positive claim* to remuneration, to expect from clients compliance with the moral obligation honourably to requite services rendered, though no such requital be or may be demanded. There is, in the intercourse between man and man, a multitude of instances, in which it is the admitted duty of one man to give his services without the remotest *claim* to reward, where, nevertheless, he to whom the service is rendered will be held guilty of the breach of a moral duty, if he

does not tender such reward as is suitable to his own position and that of the recipient, as freely as the service was tendered. In such positions, though a man repudiates any title or claim to *stipulate* for a reward for his labour, he may rationally labour in the *expectation* of a reward; and, therefore, the assertion, that the rule of the Bar is, that they are bound to work without *demanding* or *stipulating* for fees, is by no means an *assertion* that they *expect* to work habitually for nothing.

It is quite true that from our doctrine this consequence follows, that the Bar are bound to work for nothing if clients will give them nothing. But this is no more than a disagreeable consequence, which may follow the rules by which the Bar thinks fit to govern itself; and the argument resulting from it, is disposed of in the same way as the argument resulting from the disagreeable consequences following the rules to which men in other professions submit themselves, viz. by saying that if a man does not like such consequences he can quit his profession; but that while he remains a member of it, he must submit to them.

In the army, for instance, an officer binds himself to be guided by rules of discipline and etiquette, which may have very disagreeable consequences. Such was the case of an artillery officer who many years ago being on a station where the people were Catholics, was ordered to fire a salute in honour of some procession, which he, being a very strict and devout Protestant, thought idolatrous. The rule of the profession was clear—obedience. The officer did not deny the existence of the rule, because its consequence were disagreeable, but he took the only course that was open to him, if he would not comply with the rule,—he quitted the profession.

To say that a rule cannot be a rule because it may have disagreeable consequences, is in fact little better



than nonsense. The members of a profession may make rules more or less adapted to the circumstances in which they live; the consequences to individual members may be more or less unpleasant or disastrous; but while the rules remain, the members are bound by them so long as they remain members; of course no longer; and we have never pretended that a Barrister may not quit the bar.

Then, it is argued, or rather assumed, that the consequence of the doctrine stated by us must be, that Barristers will be regularly and usually called upon to labour for nothing. There are two answers to this argument or assumption. Firstly, it is based upon another and totally irrational assumption, that all or the majority of clients would adopt as a system, the plan of profiting by a rule by which a profession refuses to demand remuneration, for the purpose of taking from them habitually important services, and giving no return. The total improbability of any body of professional men adopting such a course of proceeding systematically, makes it really a waste of space gravely to reason upon the argument. But secondly, what is the fact in practice? Is it not notorious that three-fourths of all the business done by the Bar, is done trusting to the honour of the client? That the good old practice of giving a fee with a brief is often followed, we do not deny; it would be better if it were more frequently followed. But it is not to be denied, that, between the feeling that to either a client of known respectability or to an unknown client, it would be an insult to refuse to trust to his honour; and the feeling, that to appear too thoughtful about fees, is derogatory to the Barrister, the Bar as a body do in fact trust to the honour of their clients, as the most agreeable, or, at any rate, the least troublesome course.

The Bar is, therefore, practically, in the same position as if the doctrine laid down by us were as fully and specifically acknowledged, as we believe it must be, wherever fully examined. Under this practice, many men at the Bar do, nevertheless, continue to realize considerable professional incomes, and, under this system, or any system, however wildly honorary in theory, a considerable number will always continue to do so, simply because the services of able Advocates are wanted; because, it is perfectly well understood that able Advocates expect, though they do not insist upon fees, and would quit the profession if fees and adequate fees were not given; and because the working portion of the body of Solicitors, like the working portion of every other body of men of business, contains and must contain, even in this our fallen state, sufficient honour and right feeling, to shrink from systematically taking men's aid without a return.

Whatever may be however the propriety of the rule of the Bar with reference to the existing state of society; whether it would be better that the Bar should give up altogether the position of a profession in theory wholly honorary, and should adopt the practice of working for stipulated and recoverable remuneration; whether it should take a medium course, and say it may stipulate beforehand, but have no title to recover if the fee be not insisted upon as a condition precedent: these questions we will not further discuss, although we have an opinion upon them. But we confidently re-

assert, that while the doctrine of the Bar is, as it is, that the fee is not a merces, but a gratuity; while in practice it recoils in horror, and properly so, from the notion of stipulating, (which implies disputing if need be), what the amount of a fee shall be; while it asserts, and properly, its irresponsibility as to the righteousness of a cause, or its issue; while it asserts, as it properly does and must, as one of the consequences of that irresponsibility, its liability to take a brief on behalf of any of the Queen's subjects;—it must, as an inevitable consequence of these positions, assert, that though the fee may and ought to be expected, it cannot be insisted upon, any more as a condition preceding the acceptance of a brief, than as a consequence of having held it. And with these remarks we shall close finally, probably to the satisfaction of our readers, certainly to our own, our discussion of the question of fees.

### Correspondence.

TO THE EDITOR OF "THE JURIST."

Sir,—After maturely considering your recent article on the Bar, and the results of my own observation and intuition, I conclude that Barristers, like Angels, may be divisible into two classes—that to which it is my fortune to belong answering to the damned Spirits of the pneumatology. Perhaps, in this division, is to be found a solution of the antiquarian doubts as to the true characteristics of Utter and Inner Barristers—the former doing, or being ready to do, quiddam pro quodam, the others doing nihil—pro nihilo. However this may be, there can be little doubt that my branch of the Bar represents the old Serjeants Counters, who were formerly entitled to exclusive audience in the King's courts. In Andrew Horne's *Mirror of Justice* (cap. 2, sect. 5), they are thus described:—"Counters are serjeants skilful in the laws of the realm, who are the common people to declare and defend *ad eum* in judgment, for those who have need of them, for their fees." He mentions four things to which every pleader of others' causes ought to have a regard: "The first thing is his salary, concerning which four things are to be regarded: 1. The greatness of the cause. 2. The pains of the serjeant. 3. His worth (as his learning, eloquence, and gift). 4. The usage of the Court." The monopoly of these Counters survived in the Common Pleas to our own time. In the King's Bench it was destroyed by an ordinance of Edward I, admitting "seven score apprentices" to practise there. What was the origin of the forensic chivalry of whom Sir John Davies and Blackstone speak, and under whose banner I do not profess to fight, is more than I can say. Possibly they may be traced to the mother of the Gracchi. But I worship as the founders and heroes of my race the seven score apprentices of the English Justinian; and it is remarkable that whenever the judges speak of counsel, they seem to have my mercenary tribe exclusively in view. Thus, in delivering the opinion of the Court on the taxation of an attorney's bill, (*Morris v. Hunt*, 1 Chit. 550), Bayley, J., thus expressed himself:—"But then the suggestion is, that, by law, no man is liable to pay for counsel at all, and the

therefore the whole of this charge for counsel is improper. That seems to me to arise entirely from a mistake in point of law. It is never expected,—it never has been the practice, and in many instances it would be wrong,—that counsel should be gratuitously giving up their time and talents without receiving any recompense or reward. It is the recompense and reward which induce men of considerable ability, and certainly of great integrity, and with every qualification which is necessary to adorn the Bar, to exert their talents. It is the emolument in the first instance, to a certain degree, that induces them to bear the difficulties of their profession, and to wear away their health, which a long attendance at the bar naturally produces; and it is of advantage to the public that they should receive those emoluments which produce integrity and independence; and I know of nothing more likely to destroy that independence and integrity than to deprive them of the honourable reward of their labours. But it is said that counsel can maintain no action for their fees. Why? Because it is understood that their emoluments are not to depend upon the event of the cause, but that their compensation is to be equally the same, whether the event be successful or unsuccessful. They are to be paid beforehand, because they are not to be left to the chance whether they shall ultimately get their fees or not; and it is for the purpose of promoting the honour and integrity of the Bar that it is expected all their fees should be paid at the time when their briefs are delivered. That is the reason why they are not permitted to maintain an action. It is their duty to take care, if they have fees, that they have them beforehand, and therefore, the law will not allow them any remedy if they disregard their duty in that respect. The same rule applies to the case of a physician, who cannot maintain any action for his fees. He, therefore, is to receive his fees at the period of time when his attendance occurs. These are the reasons why the gentlemen of these two professions can maintain no action for their fees; but is it to be supposed that men are to waste their lives to qualify themselves for their profession, without receiving any emolument? That never can be imagined; and the constant course which has been adopted shews that it never could be so understood. *If this is not the right rule, the Courts of Westminster Hall have been in error for centuries*, because they have been in the constant habit of allowing to plaintiffs when they succeed the fees of counsel on the one hand, and to the defendant the fees of their counsel when they succeed on the other hand. This is the invariable rule acted upon in the taxation of costs."

These are exactly my sentiments. I studied for the law, and I now practise at it, principally with a view to the fees. I did not, and do not, shut my eyes to what are called the more elevating incidents and attributes of the profession, any more than in choosing my waistcoat I overlooked the pattern; but I selected and follow my profession for a livelihood, as I bought and wear my waistcoat for a garment. If you ask me how poor men are to get counsel, I could refer you to the established practice in favour of pauper suitors, the customary almsmen of our legal monastery; but, in my present humour, I would rather you would refer the question to your baker, substituting for the luxury, litigation, the necessary, bread.

I have nearly lost sight of my main object, which is to remind the attorneys who have read your article, that it refers to a class wholly distinct from the dwellers in the Temple and Lincoln's Inn, and to beg them not to bring to me or to any of my tribe any papers wanting the usual indorsement of an honorarium to the customary amount. My clerk (a constant reader) is in arms, and wishes to know whether, if I am to set nixote, he must be Sancho, with an honorarium equivalent to Barataria and the bill of exchange for three

ass-colta. At the same time, I make the public and the attorneys freely welcome to take the advocates-errant at their word. If giver and receiver are equally honoured when the honorarium passes, they must, I think, be as much so when it is withheld, the counsel's services, and not the guineas, being, in that case, the "twice blessed" vehicle of glory, which, as they are freely offered, should be as freely accepted, magnanimity shewing itself as much in receiving as in conferring a favour.

A friend of mine, (indeed, a fellow mercenary), taking up the question with some warmth, thus writes to me, and, I think, effectually demolishes the ornamental or classical part of Blackstone's argument for honorary services. In fact, the authorities cited in Butler's note to Co. Litt. 295. a., shew that, at Rome, under the Emperors, and formerly in France, advocates might sue for their fees. How far the present rule of the Profession, that fees, though debts, are debts of honour merely, is founded on good policy, is a question into which I do not enter. I think I can see sound reasons for it; and no doubt our own Bar would not have established and adhered to the rule, nor would the French Bar have abolished the old practice of suing for fees, and resisted with such obstinacy the attempts of the Parliament of Paris to revive that practice, (see Berryer's account of *Lingui's case*), if they had not some more substantial ground to go upon than that taken up by Davies and Blackstone.

"I think that the article has rendered a service to the Profession. By pushing the absurd cant about the quiddam honorarium to its utmost limits, the writer applies to it that test under which so many unsound doctrines have broken down.

"As to the authority of the old pedants among the earlier English lawyers who are cited in support of the position, that the counsellor 'is not entitled at any time, or in any form, to any remuneration,' I do not attach one particle more of weight to it than I should to their authority in support of witchcraft, and their right to burn witches. Indeed, I think I have seen Lady Davies, the wife of the Sir John Davies, Blackstone's great authority, spoken of more than once in Stafford's letters and dispatches, as being herself either a witch or a prophetess. And one can understand, that the same spirit which led her ladyship to prophesy, and her husband to burn witches, would arm the latter with arguments to shew why witches ought to be burnt, and why 'the worthy counsellor may not demand the fees [which he has earned] without doing wrong to his reputation.'

"It is the characteristic of pedants of all descriptions to be the slaves of words and forms, instead of making, like men, words and forms slaves to them. The poor Austrian military pedant, who dressed his men and made them handle their arms and carry their heads exactly after the fashion of Frederic the Great, was surprised to find himself beaten by a young man named Napoleon Buonaparte, who appeared to set all rules of art at defiance. Frederic had equally set at naught the rules of former authorities. The notion of a counsel or counsellor giving his services gratuitously to his client is a specimen of the consequence of transplanting a custom or an institution from a state of society to which it is adapted to one to which it is not. Every man of average common sense who looks into the question must see the grossness of the absurdity of applying the relation subsisting between counsel and client in the earlier period of the Roman history to the condition of England at present.

"The Roman aristocracy, or rather oligarchy, not only formed the legislators and the military leaders, but the lawyers and the priesthood. In Rome there was, strictly speaking, no middle class. The plebeians were ranged under the protection (which implied under

the power too) of the various great patrician families. Thus the power of the Roman noble depended very much on the number of his clients or followers. That a man might grow dangerous by this means appears to have become evident, from the attempt to pass such laws as the *Lex Fabia de ambitu*, vel *numero sectatorum*. In return for the support which the patrician patron received from his body of clients, he naturally and necessarily (for a plebeian could not become acquainted with the laws at that time) gave his clients the benefit of his knowledge and skill as a jurisconsult and an advocate. The patrician made use of his client's votes to obtain lucrative offices, and still more lucrative military commands. When he obtained a military command, many of his clients were incorporated into his legions, and bled and toiled as none but Roman soldiers have ever toiled, that he might enrich himself with the spoils of a conquered province, and enjoy the honours of a triumph. Not to dwell upon innumerable minor instances (see Heineccii *Historia Juris Romani* and Gravinae *Origines*) Plutarch expressly mentions that Julius Cæsar obtained great popularity by aiding at trials with his eloquence. The quiddam honorarium, that he had in his eye, was not a fee, (paltry to him, though it had even been greater than the greatest any English counsel ever received), but the sovereignty of the world. Can any absurdity exceed that of assimilating this case to that of a poor devil of an English barrister first toiling, almost like the Roman soldier client just mentioned, to learn his profession, living, as Lord Eldon said, 'like a hermit, and working like a horse;' and then exercising this professional knowledge so laboriously and studiously acquired, not for clients who were themselves beggars, yet had votes which could give him the dominion of the world, but for rich men, or richer bodies of men, or at least for clients between whom and himself there existed no relation whatever, except that of the one seeking for legal knowledge, and the other possessing that knowledge, the fruit of ten times the labour that any Roman patrician ever gave to such an attainment? The doctrine, in its origin, at Rome, was based on a substantial reality. In England it never was anything but a stupid and servile fiction. Even at Rome it speedily became obsolete, as the accurate Heineccius takes care to explain: — 'Quum ergo initio e patriciis suis quisque clientibus de jure responderet: postea omnibus consulentibus promiscue se dare ceperunt, et quidam mercede conducti: et inde obsolevit antiquum illud jus patronatus, natiq; sunt Jureconsulti, qui jam responderunt de jure, causasq; egerunt, atque adeo omnia, quæ olim patronorum fuerunt, in se transferebant officia. Et hinc facile reddi poterit ratio, cur plerique Jureconsulti veteres ordinis fuerint patricii? Cur patroni dicti, qui causas agebant? Cur Jureconsulti atque Advocati eos, a quibus adhibebantur in consilium clientes vocarint? Cur jure veteri et per legem Cinciam [i. e. in the time of the Commonwealth, when ambitious patrons and venal voters were jealous of the rising class of professional jurisconsults,] gratuitam esse oportere Advocatorum officium?' (Heinecc. Antiq. Rom. Jurisp. I. 2, 29). So much for Blackstone's learned argument for the honorarium, in opposition to locatio vel conductio, drawn from the analogy of the Roman practice."

I am, Sir,  
Your obedient servant,  
A BARRISTER.

TO THE EDITOR OF "THE JURIST."

Sir,—In the article in the number dated May 20th, relative to counsels' fees, (doubtless a difficult and delicate question), you have, I fear, in your anxiety to maintain the independence of the Bar, somewhat over-

stepped the bounds of reason, if not of fact. You boldly assert, "that counsel are not entitled at any time, or in any form, to any remuneration;" and, as a corollary to that proposition, you say, that "counsel are not at liberty to refuse a brief when offered through the proper channel." From that, as a general rule, I do not dissent; but it is subject to some exceptions: one you admit to be usual in practice, viz. provided an adequate fee is paid with it. This, however, you say "is mere practice, and not a consequence of any positive rule,—a practice founded on the very reasonable assumption, that if fees were not paid few would enter into the Profession, or few entering into it, would remain in the Profession;" so that, if an adequate fee is not given with the brief, few would receive it; whereas if your rule be the right one, all must receive briefs, even if offered without any fee at all.

But to the proofs you adduce in support of your theory: the words of Blackstone which you quote, "Counselor's fees are given, not locatio vel conductio, but as quiddam honorarium, not as salary or hire, but as a mere gratuity which a counsellor cannot demand without doing wrong to his reputation," prove to my mind no more than this: that fees cannot be recovered by legal process, and should a barrister demand his fees, his reputation would suffer. "Demand" is a technical and strong word, and here evidently used in a legal sense. Your next quotation is from the notes in Coke on Littleton, concluding with the words, "It (the fee to counsel) is of such a nature that the able client may not neglect to give it without ingratitude, for it is but a gratuity or taking of thankfulness; yet the worthy counsellor may not demand it without doing wrong to his reputation, according to that moral rule, multa honesta accipi possunt quæ tamen peti non sunt\*." From this you at once conclude, that the fee is a present, because it is here termed a gratuity. There is a distinction between those words,—a present is a mere voluntary gift, resulting from no consideration; a gratuity implies an obligation of some kind between the donor and recipient. A fee appears more naturally to be synonymous with the terms "reward" or "recompense," neither of which can be demanded; but both of which moral obligation tells us to be due for any service rendered, and to the performance of which service the reward or recompense is a condition precedent.

That counsel cannot refuse a brief, provided it come through the proper channel, I do not deny; but I do deny, that the mere expectation of the honoraria which honourable and grateful clients may, or dishonourable and ungrateful clients may not, give, or that the chances of judicial office, or the advocate's monopoly, or the influence resulting from the exclusive right of protecting clients, are, or ought to be, an equivalent for the laborious exercise of professional toil. But, in further support of your theory, you urge, that the monopoly possessed by the Bar would, if that body possessed the power of refusing to sign pleadings, or hold a brief without the tender of a fee, render access to a court of

\* In Cowel's Interpreter, one meaning of the word "gratuity" is, "that consideration given a serjeant at law or counsellor, or a physician for their counsel and advice in their profession, though properly not merces, but honorarium, as is well observed by Sir John Davies," whose words you here quote.

justice impossible;—truly it would, and, in reason and justice, it ought. If a client is able to pay a fee, he ought not to be allowed to shrink from doing so; if he cannot pay, he is allowed the privilege of proceeding in forma pauperis. Are the services of any man to be at the command of another, who may remunerate him or not as he pleases,—who may withhold from him even the compliment of empty thanks? To such a state of serfdom would you reduce the Bar? The clergy have a monopoly of exclusive duties, can they be compelled to perform them unpaid? Can physicians be compelled to prescribe unfee? Are barristers alone to labour without remuneration? Is theirs the only profession to be under compulsion to toil for others gratuitously?

The next ground on which you seek to support your proposition, that since there is no rule by which the adequacy of a fee can be fixed, and that, consequently, its amount is purely discretionary with the client, whence it follows, that the fee may be nil, proves too much even for your own proposition; thus you qualify it by saying, that no able and just client would ever think of asking (asking is, however, out of the question, —it is compulsory to take the brief) a barrister to argue a heavy case for an inadequate fee. But all clients are not able or just: and, although there may not be a custom which says how many guineas counsel shall have, still no man with sufficient self-respect would condescend to take a brief with a fee palpably inadequate, without some satisfactory reason or explanation.

Upon the question whether a brief can be refused because former fees are unpaid, due to the same counsel by the client offering it, I admit the justice of your conclusion, although not the reasoning by which you arrive at it. A brief offered under such circumstances, differs from another, in the important fact, that there may be a suspicion that the same delay or actual non-payment of fees may again occur, and surely the counsel may, in order to secure himself from being again duped or imposed upon, refuse to take the brief unless an adequate fee be offered with it. This would seem to be the rationale of the question, and is supported by the view taken of it by the Solicitor-General, at the late meeting of the Bar in the hall of Lincoln's Inn, who says, "The rule of the Bar has always been, that no brief should be taken unless the fee were paid upon it." Into this the whole question resolves itself, whether the fee be as a gratuity, present, or reward. It is clear, it cannot be recovered after the brief is once taken. Thus, honourable clients give it with the brief. Against dishonourable clients, the only protection counsel have, is to refuse the brief unless accompanied with the fee. Such I would maintain is a rule, by the doption of which no man's reputation, professional or ot, would receive the slightest taint. Counsel would not be left at the mercy or caprice of clients; a definite me of conduct would be marked out, to which they ight strictly adhere; solicitors would know what was expected of them, and we should be spared such unsemly exhibitions as that which has lately occurred.

**LAW LIST FOR 1848.**—We have been requested to state that the name of A. B. Carpenter, of No. 8, Staple nn, has been by mistake omitted in the List of Town 'ractioners, and is erroneously inserted at page 365 as esiding at Llanerchymedd, Anglesey. Mr. Carpenter as informed us he has no office at Llanerchymedd, and s the latter error may cause inconvenience to persons ending process, &c., to him there, he has drawn our ttention to it, in order to obviate the mischief as far as osible.

**MASTER IN CHANCERY.**—The Lord Chancellor has ppointed George Moore, Gent., of Bicester, Oxford- hire, to be a Master Extraordinary in the high Court f Chancery.

## COURT OF QUEEN'S BENCH.—TRINITY TERM.

Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

May 30.—*Russell v. Smith.*—Rule discharged.

*Ringham v. Clements.*—Rule discharged.

May 31.—*Hadrick v. Healop.*—Rule discharged.

*Wren v. Healop.*—Rule discharged.

June 2.—*Reg. v. Shaboe.*—Rule absolute.

*Clegg v. Deardon.*—Rule absolute to enter ver- dict for defendant on plea of not guilty, and on the issue on the replication to the plea to the new assignment.

*Doe d. Gadderer v. Kennard.*—Rule absolute.

Re arbitration between Bradshaw and The East and West India Docks and The Birmingham Junction Railway Company.—Rule dis- charged.

## London Gazette.

TUESDAY, MAY 30.

## BANKRUPTS.

**WILLIAM SAGE**, New Brentford and Hampton, Middle- sex, tallow chandler and omnibus proprietor, June 8 at 12, and July 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Vallance & Vallance, 20, Essex- street, Strand.—Fiat dated May 29.

**WILLIAM HOWITT**, Strand, Middlesex, bookseller and publisher, June 8 at half-past 1, and July 11 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Wire & Child, 9, St. Swithin's-lane, London.—Fiat dated May 26.

**JAMES DOWS**, Newbury, Berkshire, corn dealer, June 14 and July 11 at half-past 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Bayliss & Drew, Basinghall-st.—Fiat dated May 27.

**HENRY WHITELEY**, Waterman's-fields, Woolwich, Kent, victualler, dealer and chapman, June 8 at half-past 11, and July 13 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Fry & Co., 80, Cheapside, London.—Fiat dated May 22.

**ROBERT REDMAN and EDWARD REDMAN**, Mark- lane, London, wharfingers, dealers and chapmen, June 7 at 11, and July 25 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. M'Leod & Stenning, 13, London-st., Fenchurch-st.—Fiat dated May 25.

**WILLIAM JOHN MAY NORRIS**, Denton-st., Somers- town, Middlesex, out of business, June 13 at 12, and July 11 at half-past 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Towsey, Quality-court, Chancery-lane.—Fiat dated May 26.

**HENRY HOLDAWAY**, Petersfield, Southampton, brewer, maltster, and spirit merchant, June 13 at 2, and July 11 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Harpur, Kennington-cross, Surrey.—Fiat dated May 27.

**GEORGE GODSON**, Brilles, Warwickshire, carrier, farmer, horse dealer, dealer and chapman, June 13 and July 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Hancock, Shipston-on-Stour; Motteram & Co., Birmingham.—Fiat dated May 15.

**WILLIAM BOUCHER**, Bristol, bed, mattress, and bed- stead manufacturer, dealer and chapman, June 15 at 12, and July 13 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Brittan & Sons, Bristol.—Fiat dated May 26.

**ROBERT JOHN CAMBRIDGE**, Cheltenham, Gloucester- shire, cigar dealer, dealer and chapman, June 16 at 1, and July 20 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Williams, Cheltenham.—Fiat dated May 22.

**JOHN EDWARDS**, Horfield, Gloucestershire, mason and builder, dealer and chapman, June 13 and July 10 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Fox, Bristol; Maples & Co., Frederick's-place, Old Jewry, London.—Fiat dated May 26.

**FRANCIS TOMBS**, Cheltenham, Gloucestershire, miller, dealer and chapman, June 13 and July 11 at half-past 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Packwood, Cheltenham; Lindo, King's Arms-yard, London.—Fiat dated May 24.

**JOHN MAYER**, Cheltenham, Gloucestershire, printer, dealer and chapman, June 13 and July 11 at half-past 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Packwood, Cheltenham; Lindo, King's Arms-yard, London.—Fiat dated May 22.

**HARRY BENTLEY**, Salford, Lancashire, roller maker and coal proprietor, June 22 and 30 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Harris, Rochdale; Hopwood & Son, 47, Chancery-lane, London.—Fiat dated May 26.

**JAMES MITCHELL**, Monkwearmouth Shore, Durham, ship owner, June 6 at half-past 1, and July 20 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. J. J. & G. W. Wright, or Robinson, Sunderland; Maples & Co., 6, Frederick's-place, Old Jewry, London.—Fiat dated May 16.

#### MEETINGS.

*John P. Davies*, Davies-street, Berkeley-sq., Middlesex, apothecary, June 13 at 11, Court of Bankruptcy, London, pr. d.—*Wm. Ridgway*, Hanley and Shilton, Staffordshire Potteries, Staffordshire, manufacturer of earthenware, June 15 at half-past 10, District Court of Bankruptcy, Birmingham, last ex.—*Rich. Smith*, Preston, Lancashire, corn merchant, June 9 at 11, District Court of Bankruptcy, Manchester, last ex.—*Thos. Morris*, Maids-hill, Middlesex, dealer and chapman, June 21 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Maunder*, Peel-place, Kensington Gravel-pits, Middlesex, baker, June 21 at 2, Court of Bankruptcy, London, aud. ac.—*Jas. H. D. Harrison* and *Wm. Fred. Harrison*, Upper-st., Islington, Middlesex, licensed victuallers, June 21 at 1, Court of Bankruptcy, London, aud. ac.—*Edward Masted*, Upper Seymour-st., Euston-sq., Middlesex, bricklayer, June 21 at 11, Court of Bankruptcy, London, aud. ac.—*Jas. Jackson*, Tooley-st., Southwark, oilman, June 21 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Pershouse*, Trafalgar-road, Greenwich, Kent, cattle dealer, June 22 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Geo. Hobbs*, Newport, Isle of Wight, tailor, June 22 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Oliver Glaser*, Canterbury, licensed victualler, June 22 at half-past 12, Court of Bankruptcy, London, aud. ac.—*John Hope*, Tunbridge-wells, Kent, grocer, June 22 at 1, Court of Bankruptcy, London, aud. ac.—*Fred. Francis*, Polkstone, Kent, furnishing ironmonger, June 22 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Philip S. F. Martin*, Halstead, Essex, iron manufacturer, June 27 at 11, Court of Bankruptcy, London, aud. ac.—*G. Schonswar*, Ferriby, Kingston-upon-Hull, and *Henry Schonswar*, Island of Mauritius, merchants, June 21 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.; June 28 at half-past 10, div.—*Geo. Roberts*, Rodborough, Gloucestershire, miller, June 20 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Hen. Hollis*, Liverpool, tea dealer, June 26 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Jeremiah John Sullivan*, Winsford, Cheshire, salt merchant, June 26 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*William Walker Cooke*, Denton, Lancashire, hat manufacturer, June 23 at 12, District Court of Bankruptcy, Manchester, aud. ac.; June 30 at 12, div.—*John Harvey*, Sidmouth, Devonshire, printer, June 21 at 11, District Court of Bankruptcy, Exeter, aud. ac.; June 22 at 1, div.—*William Daniel Evans*, Broad Windsor, Dorsetshire, butter merchant, June 21 at 11, District Court of Bankruptcy, Exeter, aud. ac.; June 22 at 1, div.—*Jas. Lewis*, Hereford, mercer, June 20 at 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Arthur Wellington Hart*, Liverpool, merchant, June 20 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Henry Garthwaite*, Hopton, Mirfield, Yorkshire, manufacturer of fancy goods, June 23 at 10, District Court of Bankruptcy, Leeds, aud. ac.—*Jas. Lockwood* and *Geo. Lockwood*, Wakefield, Yorkshire, and St. John's, New Brunswick, North America, linen drapers, June 23 at 10, District Court of Bankruptcy, Leeds, aud. ac.; June 23 at 11, div. sep. est. of *J. Lockwood*.—*T. Prosser*, Cotesill, Warwickshire, draper, June 28 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Ed. Charles Blackwell* and *Jas. Newman*

*Dunford*, Newbiggin by the Sea, Northumberland, brewer, June 23 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*John Jacob Flitch*, Newcastle-upon-Tyne, leather dresser, June 26 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; June 22 at 11, fin. div.—*Geo. Fletcher*, Egremont, Cumberland, tanner, June 20 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; June 22 at 1, div.—*Wm. Chambers*, Southwick, Durham, shipwright, June 20 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; June 22 at 12, fin. div.—*Joseph Trewick the younger*, Newcastle-upon-Tyne, draper, June 22 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; June 23 at 11, div.—*Jas. Edmund Pye*, Berkeley-square, Middlesex, milliner, June 20 at half-past 1, Court of Bankruptcy, London, div.—*Thos. Man Lake*, Uxbridge, Middlesex, bookseller, June 20 at half-past 12, Court of Bankruptcy, London, div.—*T. Lyon* and *Ed. Lyon*, Birchin-lane, London, stock broker, June 22 at half-past 1, Court of Bankruptcy, London, div.—*James Adams*, Finsbury-square, Middlesex, surgeon, June 22 at 1, Court of Bankruptcy, London, div.—*Wm. Armstrong*, Norwich, draper, June 21 at 1, Court of Bankruptcy, London, div.—*S. Symonds sen.*, and *S. Symonds, jun.*, Basinghall-st., woollen factors, June 22 at 1, Court of Bankruptcy, London, div.—*Wm. Toms* and *John Matthews*, Hungerford, Berkshire, brewers, June 22 at half-past 1, Court of Bankruptcy, London, div.—*Thos. Wm. Turner Dowers*, Took's-court, Curator-street, Chancery-lane, Middlesex, law stationer, June 23 at 1, Court of Bankruptcy, London, div.—*Wm. Myrns Senior*, St. Swithin's-lane, London, hardwareman, June 23 at 12, Court of Bankruptcy, London, div.—*Geo. Hicks*, Huddersfield, Yorkshire, commission merchant, June 20 at 2, Court of Bankruptcy, London, div.—*George Sanders Nash* and *Thos. Inkson Glennie*, Farringdon-st., Snow-hill, London, general ironmongers, June 27 at 1, Court of Bankruptcy, London, div.—*Fred. Pike*, St. Margaret's-hill, High-street, Southwark, Surrey, tallow chandler, June 20 at 12, Court of Bankruptcy, London, div.—*Daniel Kerl Price* and *David Price*, Pilgrim-street, Ludgate-hill, London, warehousemen, June 21 at 11, Court of Bankruptcy, London, div.—*John Davis*, Lower Brook-street, Grosvenor-square, Middlesex, upholsterer, June 21 at half-past 2, Court of Bankruptcy, London, div.—*Jos. Widdowson Welborne*, Albemarle-st., Piccadilly, Middlesex, silk mercer, June 21 at 11, Court of Bankruptcy, London, div.—*Ed. Burkhitt*, Lynn, Norfolk, corn merchant, June 20 at half-past 2, Court of Bankruptcy, London, div.—*Wm. Smith Brown* the elder and *Wm. Seal Brown* the younger, Broad-street, Ratcliff, Middlesex, mill makers, June 21 at half-past 2, Court of Bankruptcy, London, div. sep. est. of *Wm. Smith Brown* the elder.—*J. G. Chapel-hill*, and *Chepstow*, Monmouthshire, wine merchant, June 20 at 11, District Court of Bankruptcy, Bristol, div.—*Jos. Bowyer*, Kidderminster, Worcestershire, carpet manufacturer, June 28 at half-past 10, District Court of Bankruptcy, Birmingham, fin. div.—*Sampson Langdale* the elder and *Sampson Langdale* the younger, Stockton-upon-Tees, Durham, and Yarm, Yorkshire, corn dealers, June 22 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div. sep. est. of *Sampson Langdale* the younger.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary, before the Day of Meeting.*

*Wm. Isaac Dawson*, Lime-street, London, and Belvidere-terrace, Hackney, Middlesex, cigar merchant, June 20 at 11, Court of Bankruptcy, London.—*Thos. Morris*, Ivy-cottage, Maids-hill, Middlesex, dealer and chapman, June 21 at 11, Court of Bankruptcy, London.—*Dillon Martindale*, Star-court, Bread-street, London, warehouseman, June 20 at 1, Court of Bankruptcy, London.—*Henry Wm. Hemmings*, Primrose-street, Bishopsgate-st., wine merchant, June 21 at 2, Court of Bankruptcy, London.—*Henry Cross*, Kirton, near Woodbridge, Suffolk, farmer, June 21 at half-past 12, Court of Bankruptcy, London.—*Philip Stuart Feale Martin*, Halstead, Essex, iron manufacturer, June 27 at 11, Court of Bankruptcy, London.—*Samuel Handcomb* and *Elizabeth Handcomb*, Woburn, Bedfordshire, dealers in watches, June 21 at half-past 11, Court of Bankruptcy, London.—*George Fasp Arnold*, Arley Guise, Bedfordshire, carpenter, June 20 at half-past 11, Court of Bankruptcy, London.—*Jos. Randell*, Bristol, painter, June 26 at 11, District Court

of Bankruptcy, Bristol.—*John Fitzherbert Bridges*, Hawkesbury, Upton, Gloucestershire, innkeeper, June 29 at 11, District Court of Bankruptcy, Bristol.—*Matthew Day*, Weston-super-Mare, Somersetshire, miller, June 26 at 12, District Court of Bankruptcy, Bristol.—*Richard Sawyer*, Brough, Westmoreland, shoemaker, June 23 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*T. Thersfield Clarke*, Sunderland, Durham, baker, June 23 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Wm. Medland*, Saint Austell, Cornwall, common brewer, June 21 at 11, District Court of Bankruptcy, Exeter.—*Robert Martin*, Plymouth, Devonshire, ale merchant, June 22 at 1, District Court of Bankruptcy, Exeter.—*Wm. John Decras Millman*, Plymouth, Devonshire, tailor, June 22 at 1, District Court of Bankruptcy, Exeter.—*Wm. Daniel Ewens*, Broadwindsor, Dorsetshire, butter merchant, June 22 at 1, District Court of Bankruptcy, Exeter.—*George Lloyd*, Shrewsbury, Shropshire, general ironmonger, June 24 at half-past 10, District Court of Bankruptcy, Birmingham.—*Thomas Clent*, Leamington-priors, Warwickshire, tea dealer, June 22 at half-past 10, District Court of Bankruptcy, Birmingham.—*Joseph Isaac Isaacson*, Liverpool, merchant, June 20 at 11, District Court of Bankruptcy, Liverpool.—*Arthur Wellington Hart*, Liverpool, merchant, June 20 at 11, District Court of Bankruptcy, Liverpool.—*W. Cookson*, Manchester, joiner, June 22 at 11, District Court of Bankruptcy, Manchester.—*Thos. Butlerworth*, Grenbooth-mills, near Rochdale, Lancashire, woollen manufacturer, June 23 at 12, District Court of Bankruptcy, Manchester.—*Thomas Stoiker*, Manchester, joiner, June 22 at 11, District Court of Bankruptcy, Manchester.—*William Essex*, Manchester, stock broker, June 21 at 12, District Court of Bankruptcy, Manchester.—*Wm. Goodman Hensfrey*, Coventry, Warwickshire, druggist, June 24 at half-past 10, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 20.

*Joseph T. Woolner*, Bury, Lancashire, carrier.—*Thomas Hanson*, Leeds, Yorkshire, builder.—*Samuel Garrod*, Church-st., Hackney, Middlesex, surgeon.—*John B. Gregory*, Birmingham, straw plait dealer.—*James Rait Beard*, Cheapside, London, warehouseman.—*Wm. Carter*, Exeter, innkeeper.—*Fred. Francis*, Felkstone, Kent, furnishing ironmonger.—*W. Horlop*, Plymouth, Devonshire, builder.—*George Bennett*, Southampton, wine merchant.—*Thos. Jacobs*, Stapleton-road, Gloucestershire, share broker.—*Ostias Day*, Devizes, Wiltshire, baker.—*Sam. Lee*, Thirsk, Yorkshire, confectioner.—*Thos. Gammage*, King-st., Seven-dials, cheesemonger.—*Geo. J. Jones*, Bristol, builder.—*Samuel B. Serjeant*, Callington, Cornwall, attorney at law.—*Geo. Armfield* the younger, Croydon, Surrey, coach builder.—*Rob. Brown*, Bolt-court, Fleet-st., London, victualler.

FIAT ANNULLED.

*Richard Hodson*, Everton, Nottinghamshire, ironmonger.

SCOTCH SEQUESTRATIONS.

*James Murray*, Glasgow, wine merchant.—*James Quee*, Glasgow, chemist.

INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wilson Haselden*, Birkenhead, Cheshire, out of business, June 10 at 10, County Court of Cheshire, at Birkenhead.—*Wm. E. Edwards*, Poulton-cum-Seacombe, Cheshire, book-keeper, June 10 at 10, County Court of Cheshire, at Birkenhead.—*Philip H. Phillippis*, Hastings, Sussex, corn chandler, June 19 at 1, County Court of Sussex, at Hastings.—*H. Gee*, Derby, watch maker, June 17 at 11, County Court of Derbyshire, at Derby.—*Wm. Dumbibin*, Everton, Walton, Lancashire, cabinet maker, June 5 at 10, Liverpool District County Court, at Liverpool.—*J. Ramsden*, jun., Little Bolton, Lancashire, rope manufacturer, June 9 at 12, County Court of Lancashire, at Bolton.—*Jos. Brown*, Derby, porter, June 17 at 11, County Court of Derbyshire, at Derby.—*J. Elliott*, Leicester, saddler, June 15 at 10, County Court of Leicestershire, at Leicester.—*Wm. Mogg*, Nether Stowey, Somersetshire, baker, June 15 at 10, County Court of Somersetshire, at Williton.—*James Gibb*, Liverpool, brush stock turner, June 5 at 10, Liverpool District County Court, at Liverpool.—*Thos. Lunt*,

Liverpool, carver, June 5 at 10, Liverpool District County Court, at Liverpool.—*James Gutheridge*, Liverpool, licensed victualler, June 5 at 10, Liverpool District County Court, at Liverpool.—*Isaac Shepherdson*, Everton, near Liverpool, marine store dealer, June 5 at 10, Liverpool District County Court, at Liverpool.—*Wm. Ireland*, Kendal, Westmoreland, commission agent, June 15 at 2, County Court of Westmoreland, at Kendal.—*William Halton*, Ambleside, Oldwinford, Staffordshire, spade tree maker, June 17 at 12, County Court of Worcestershire, at Stourbridge.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

June 13 at 11, before Mr. Commissioner HARRIS.

*Jonas Woolfe*, King-street, Aldgate, London, orange merchant.—*Jas. Gearing*, Upper Gower-st., Bedford-sq., Middlesex, teacher at the London University College School.—*Thomas R. Briscoe*, Green-street, Bethnal-green, Middlesex, corn chandler.

Saturday, May 27.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.

*George Smallwood*, Batley Carr, near Dewsbury, Yorkshire, rag dealer, No. 69,403 C.; *John Stapleton*, assignee.—*Sam. Hooper*, Brookthorp, Gloucestershire, farmer, No. 69,101 C.; *William White*, assignee.—*P. Rawlinson*, Stockport, Cheshire, tripe dresser, No. 69,365 C.; *Joseph Roscoe*, assignee.—*Chas. Barker*, York, builder, No. 69,347 C.; *Thomas Lambert* and *William Peirson*, assignees.—*Daniel Haigh*, Shelf, near Halifax, Yorkshire, worsted stuff manufacturer, No. 69,358 C.; *William Duckitt*, assignee.—*Wm. Chappell*, Didmorton, near Tetbury, Gloucestershire, baker, No. 69,279 C.; *Thomas Cole*, assignee.

Saturday, May 27.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*John Haws*, Upper Holloway, Middlesex, miller: in the Debtors Prison for London and Middlesex.—*James Bown*, Laystall-street, Gray's-inn-lane, shoe maker: in the Debtors Prison for London and Middlesex.—*Pietro Molinari*, Vine-st., Hatton-garden, Middlesex, picture dealer: in the Debtors Prison for London and Middlesex.—*Mat. Mitchell*, Spital-street, Stoke next Guildford, Surrey, coach maker: in the Gaol of Surrey.—*Levi Webb*, Spital-street, Stoke next Guildford, Surrey, coach maker: in the Gaol of Surrey.—*Nicholas Pettifer*, Lower-road, Islington, Middlesex, saddler: in the Debtors Prison for London and Middlesex.—*Jas. Cracknell*, Clifton-place, Hyde-park-gardens, Middlesex, gentleman's servant: in the Debtors Prison for London and Middlesex.—*Jos. Wm. Hugman* the elder, Shoe-maker's-row, Broadway, Ludgate-hill, London, tallow chandler: in the Debtors Prison for London and Middlesex.—*John Blackwood*, Lambeth-road, Southwark, Surrey, linen draper: in the Gaol of Horsemonger-lane.—*Philip Fama*, Swan-st., Minorities, Middlesex, cigar dealer: in the Debtors Prison for London and Middlesex.—*Geo. Pereira*, Elizabeth-place, Brixton-hill, Brixton, Surrey, labourer: in the Gaol of Surrey.—*John E. Davies*, Whitecross-row, Richmond, Surrey, licensed victualler: in the Queen's Prison.—*Henry Kedble*, Warwick-st., Golden-sq., Middlesex, truss maker: in the Queen's Prison.—*Hillary J. Bauerman*, Rood-lane, London, rag merchant: in the Queen's Prison.—*John R. Robertson*, Drill-place, Poplar, Middlesex, ironmonger: in the Debtors Prison for London and Middlesex.—*Ben. Ailey*, Finch-st., Saint Mary, Whitechapel, Middlesex, inspector of places for slaughtering horses: in the Debtors Prison for London and Middlesex.—*G. Bainbridge*, Rotherhithe, Surrey, coal merchant: in the Gaol of Horsemonger-lane.—*C. Fitzgerald*, Newcastle-st., Farringdon-st., London, Daguerrotype plate polisher: in the Debtors Prison for London and Middlesex.—*Wm. Lambert*, Skinner's-passageway, Leadenhall-market, London, coffee-house keeper: in the Debtors Prison for London and Middlesex.—*C. C. Schafer*, Belgrave-cottages, Westbourne-street, Finsbury, Middlesex,

baker : in the Debtors Prison for London and Middlesex.—*Wm. Thompson*, St. Helena-place, William-street, Margaret-st., Spa-fields, Middlesex, commission-agent : in the Debtors Prison for London and Middlesex.—*Wm. May*, Tanner's-hill, Deptford, Kent, horse dealer : in the Queen's Prison.—*Giles Richard Jose*, Carmarthen, commercial traveller : in the Gaol of Carmarthen.—*David Jones*, Dowlais Iron Works, Merthyr Tydvil, Glamorganshire, butcher : in the Gaol of Cardiff.—*Edmund Watkins*, Merthyr Tydvil, Glamorganshire, grocer : in the Gaol of Cardiff.—*W. C. Heathcote*, Chorlton-upon-Medlock, Manchester, upholsterer : in the Gaol of Lancaster.—*William Caney*, Feltwell, Norfolk, boot maker : in the Gaol of Norwich.—*William Corless*, Preston, Lancashire, licensed victualler : in the Gaol of Lancaster.—*Edward Clarke*, Liverpool, joiner : in the Gaol of Lancaster.—*Wm. B. Jackson*, Ancoats, Manchester, smallware dealer : in the Gaol of Lancaster.—*Richard Lewis*, Liverpool, butcher : in the Gaol of Lancaster.—*Samuel Bacche*, Manchester, carrier : in the Gaol of Lancaster.—*George Jessop*, Manchester, music seller : in the Gaol of Lancaster.—*Hannibal Swales*, Bawdlands, Clitheroe, Lancashire, in no business : in the Gaol of Lancaster.—*Abraham Booth*, Bradford, Yorkshire, shoemaker : in the Gaol of York.—*James Collier*, Lower Wolvercroft, Oxfordshire, labourer : in the Gaol of Oxford.—*James Septimus Cockings*, Birmingham, mechanical draughtsman : in the Gaol of Warwick.—*John Duck*, Sneinton, Nottinghamshire, in no trade : in the Gaol of Nottingham.—*Robt. Wing*, Kingston-upon-Hull, bookkeeper : in the Gaol of Kingston-upon-Hull.—*Thomas Stidder*, Bedminster, Somersetshire, in no trade : in the Gaol of Bristol.—*William Gover Gray*, Clifton, Bristol, attorney at law : in the Gaol of Bristol.—*George Williams*, Clifton, Bristol, clock maker : in the Gaol of Bristol.—*Henry Burgess*, Manchester, surgeon : in the Gaol of Lancaster.—*Samuel Ayrton Healey*, Salford, Lancashire, in no trade : in the Gaol of Lancaster.—*John Ireland*, Sneinton, Nottinghamshire, licensed victualler : in the Gaol of Nottingham.—*Thomas Pike*, Ruddington, Nottinghamshire, tailor : in the Gaol of Nottingham.—*Thomas Pudley*, Sheffield, Yorkshire, manager of a razor business : in the Gaol of Sheffield.—*Wm. Taylor*, Golcar, near Huddersfield, Yorkshire, cloth manufacturer : in the Gaol of York.—*T. Wood*, Shipley, near Bradford, Yorkshire, mechanic : in the Gaol of York.—*Joseph Gascoigne*, Leeds, Yorkshire, innkeeper : in the Gaol of York.—*Thomas Francis Harding*, Liverpool, whitesmith : in the Gaol of Lancaster.—*Edward Gauntlett*, Bristol, coal merchant : in the Gaol of Bristol.—*James Truscott* the younger, Pembroke, out of business : in the Gaol of Haverfordwest.—*Christopher Weltje*, Dover, Kent, in no profession : in the Gaol of Dover.—*Daniel Bent*, Kingwinford, Staffordshire, cabinet maker : in the Gaol of Stafford.—*David Gilmore*, Broughton, Salford, Lancashire, book keeper : in the Gaol of Lancaster.—*Henry Hickman*, Rock-ferry, Cheshire, bricklayer : in the Gaol of Chester.—*Henry B. Rawlings*, Congleton, Cheshire, publican : in the Gaol of Cheshire.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute :—*

*At the County Court of Kent, at DOVER, June 21 at 10.*  
*Cosmo A. Hepburne*, Dover, out of business.

*At the County Court of Buckinghamshire, at AYLESBURY, June 21 at 2.*

*John Layt*, Aylesbury, stonemason.

*At the County Court of Leicestershire, at LEICESTER, June 15.*

*John Rogers*, Leicester, out of business.

*At the County Court of Norfolk, at NORWICH CASTLE, June 14 at 10.*

*William Caney*, Feltwell, shoemaker.—*William Armiger*, Great Walsingham, labourer.—*George Smith*, Great Yarmouth, carpenter.

*At the County Court of Norfolk, at NORWICH, June 14 at 10.*

*Francis Dawson*, Norwich, linen draper.

*At the County Court of Warwickshire, at WARWICK, June 9.*

*Jas. S. Cockings*, Birmingham, mechanical draughtsman.

*At the County Court of Cornwall, at BODMIN, June 7 at 10.*  
*Eliza Fidoek*, Penryn, widow, innkeeper.

*At the County Court of Nottinghamshire, at NOTTINGHAM, June 22.*

*Thomas Pike*, Ruddington, tailor.—*Robt. Atkinson*, Sneinton, out of business.—*John Ireland*, Sneinton, out of business.—*John Duck*, Sneinton, out of business.

*At the County Court of Sussex, at PETWORTH, June 16.*  
*John Clarke*, Southwick, out of business.—*George Leay*, Brighton, out of business.

*At the County Court of Sussex, at LEWES, June 20.*  
*Alfred Colman*, Southover, Lewes, butcher.

*At the County Court of Pembrokeshire, at HAVERFORDWEST, June 16 at 10.*

*D. H. Brown*, Milford, mercer.

#### INSOLVENT DEBTORS' DIVIDENDS.

*John Gouge Wilkinson*, Coborn-road, Bow-road, Middlesex, landing waiter in the Customs : 1s. 10d. in the pound.—*Henry Warner*, Brad-street, Cornwall-road, Lambeth, Surrey, out of business : 20s. in the pound.—*John T. Armstrong*, Great Tower-street, London, oilman : 4½d. in the pound.—*Mary Jones*, Gloucester, spinster : 20s. in the pound.—*C. I. Greenhill*, Manor-terrace North, King's-road, Chelsea, Middlesex, clerk in the Ordnance-office : 4s. 2d. in the pound.—*Sophia Allerdice*, Tottenham-court-road, Middlesex, widow : 4s. 6d. in the pound.—*John Gillett*, Marsham-street, Westminster, Middlesex, plumber : 2s. 4d. in the pound.

*Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.*

*Samuel Brook*, Hucking, near Sittingbourne, Kent, farmer, at Wickham's, Strood : 2s. 7½d. in the pound.

#### FRIDAY, JUNE 2.

##### BANKRUPTS.

**GEORGE PORTER COSIER**, Botley, Southampton, as merchant, June 16 at 11, and July 11 at 12, Court of Bankruptcy, London : Off. Ass. Pennell ; Sols. Stares, Bishop's Waltham, Hampshire ; Allen & Mortimer, 17, Clifford's-inn.—Fiat dated May 8.

**JAMES WARMINGTON**, Tottenham, Middlesex, farmer, coal merchant, dealer and chapman, June 9 at 12, and July 14 at 11, Court of Bankruptcy, London : Off. Ass. Cannan ; Sols. Marten & Co., 31 and 35, Commercial Sale-rooms, Mincing-lane, London.—Fiat dated May 31.

**GEORGE M'DONELL**, Trinity-square, London, wine and spirit broker, trader, dealer and chapman, June 7 at half-past 11, and July 25 at half-past 5, Court of Bankruptcy, London : Off. Ass. Follett ; Sols. J. & J. H. Linklater, 115, Leadenhall-street.—Fiat dated May 30.

**JOHN OLIVER**, City-road, Middlesex, cabinet manufacturer, June 15 at half-past 1, and July 13 at half-past 11, Court of Bankruptcy, London : Off. Ass. Johnson ; Sol. Taylor, 17, Pavement, Finsbury.—Fiat dated May 27.

**WILLIAM TOMLIN**, Charing-cross, St. Martin-in-the-fields, Middlesex, carpet warehouseman, June 9 and July 21 at 11, Court of Bankruptcy, London : Off. Ass. Follett ; Sols. Reyroux & Bromhead, 35, Old Broad-street, London.—Fiat dated June 1.

**JOSEPH SCRUBY**, Roxton, Bedfordshire, farmer and butcher, dealer and chapman, June 7 at 12, and July 25 at 1, Court of Bankruptcy, London : Off. Ass. Green ; Sol. Smith, Potton ; Rhodes & Co., 63, Chancery-lane.—Fiat dated May 31.

**CLEMENT ROBEY**, Shelton, Stoke-upon-Trent, Staffordshire, manufacturer of earthenware, dealer and chapman, June 17 and July 18 at 11, District Court of Bankruptcy, Birmingham : Off. Ass. Whitmore ; Sol. Williams, Hanley.—Fiat dated May 31.

**THEOPHILUS HULM** the younger, Hereford, grocer and tea dealer, dealer and chapman, June 15 and July 8 at half-past 10, District Court of Bankruptcy, Birmingham : Off. Ass. Whitmore ; Sols. Pritchard, Hereford ; Bloxham, Birmingham ; Robinson, Queen-street-place, London.—Fiat dated May 26.



GEORGE THOMAS, Bristol, merchant, June 16 and July 14 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Short & Strickland, Bristol; White & Co., London.—Fiat dated May 29.

JAMES WINTERINGHAM PETCH, Leeds, Yorkshire, grocer and tea dealer, June 16 and July 28 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Messrs. Richardson, Leeds; Wigglesworth, Gray's-inn, London.—Fiat dated May 17.

GEORGE SCHOFIELD, Rastrick, Halifax, Yorkshire, manufacturer, dealer and chapman, June 13 and July 11 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Barber, Brighouse; E. & J. M. Barrett, Leeds; Rickards & Co., Lincoln's-inn-fields, London.—Fiat dated May 23.

JOSEPH MIDDLETON PENMAN and THOMAS PENMAN, Sunderland, Durham, apothecaries, dealers and chapmen, (trading under the firm of J. M. & T. Penman), June 9 at half-past 11, and July 17 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. J. J. & G. W. Wright, Sunderland; Maples & Co., 6, Frederick's-place, Old Jewry, London.—Fiat dated May 26.

WILLIAM TURNBULL, Newcastle-upon-Tyne, victualler, tavern keeper, dealer and chapman, June 9 at half-past 10, and July 17 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Ingledew, Newcastle-upon-Tyne; Williamson & Hill, 10, Great James-st., Bedford-row, London.—Fiat dated May 26.

#### MEETINGS.

T. Woods, Cambridge and Barnwell, Cambridgeshire, and Mildenhall, Suffolk, draper, June 23 at 11, Court of Bankruptcy, London, and. ac.—G. Howden, Pump-row, Old-street-rd., Middlesex, patent stove manufacturer, June 26 at half-past 12, Court of Bankruptcy, London, and. ac.—A. Baldwin, Bulstrode-street, St. Marylebone-lane, Middlesex, licensed victualler, June 26 at half-past 1, Court of Bankruptcy, London, and. ac.—John Henry Spicer, Wandsworth, Surrey, paper maker, June 23 at 11, Court of Bankruptcy, London, and. ac.—Wm. Jos. Joyner, Aveley, Essex, market gardener, June 24 at 11, Court of Bankruptcy, London, and. ac.—John Talbot Ussell, Exbury, Southampton, brick maker, June 28 at 12, Court of Bankruptcy, London, and. ac.—John Miller and Geo. Nightingale, Great Dover-street, Southwark, Surrey, drapers, June 29 at half-past 2, Court of Bankruptcy, London, and. ac.—Edward Burls, Langley-place, Commercial-road East, Middlesex, baker, June 29 at half-past 11, Court of Bankruptcy, London, and. ac.—John F. Coombes, Bristol, milliner, June 6 at 12, District Court of Bankruptcy, Bristol, and. ac.; June 27 at half-past 11, div.—Jacob Mossley, Neath, Glamorgan-shire, watch maker, June 29 at 11, District Court of bankruptcy, Bristol, and. ac.; July 3 at 11, div.—Thomas Holmes, Pendleton, Lancashire, bleacher, June 27 at 12, District Court of Bankruptcy, Manchester, and. ac.; June 28 at 12, div.—Wm. Sutton, Stockport, Cheshire, cotton waste seler, June 27 at 12, District Court of Bankruptcy, Manchester, and. ac.—D. T. Perrott, Bristol, grocer, June 23 at 1, District Court of Bankruptcy, Bristol, and. ac.—Richard brty, Cheltenham, Gloucestershire, builder, June 23 at 11, District Court of Bankruptcy, Bristol, and. ac.—T. Larway, Totwells, Clifton, Bristol, licensed victualler, June 23 at 11, District Court of Bankruptcy, Bristol, and. ac.—John F. Gee, Wakefield, Yorkshire, manufacturing chemist, June 23 at 10, District Court of Bankruptcy, Leeds, and. ac.—R. Garnett, Leeds, Yorkshire, boot maker, June 23 at 10, District Court of Bankruptcy, Leeds, and. ac.—John Davison, Leeds, Yorkshire, coach builder, June 23 at 10, District Court of Bankruptcy, Leeds, and. ac.—George Scott, Brotherton, Yorkshire, miller, June 23 at 10, District Court of Bankruptcy, Leeds, and. ac.—Henry Edwards, Halifax, Yorkshire, tea dealer, June 23 at 10, District Court of Bankruptcy, Leeds, and. ac.—Sam. H. Brierley, Halifax, Yorkshire, grocer, June 3 at 10, District Court of Bankruptcy, Leeds, and. ac.—Edward Burn, St. Helen's-place, London, merchant, June 23 at half-past 1, Court of Bankruptcy, London, div.—Allen Ferrell, Park-place, St. John's-wood, Middlesex, wine merchant, June 23 at 1, Court of Bankruptcy, London, and. div.

—Wm. S. Smith, Reading, Berkshire, scrivener, June 23 at 1, Court of Bankruptcy, London, div.—J. H. D. Harrison and Wm. F. Harrison, Upper-street, Islington, Middlesex, licensed victuallers, June 23 at 11, Court of Bankruptcy, London, div.—W. Mansder, Peel-place, Kensington Gravel-pits, Middlesex, baker, June 23 at 12, Court of Bankruptcy, London, div.—Sam. Parker, Egyptian-hall, Piccadilly, Middlesex, lamp manufacturer, June 23 at 1, Court of Bankruptcy, London, div.—Jas. Jackson, Tooley-st., Southwark, oil man, June 23 at half-past 11, Court of Bankruptcy, London, div.—Geo. Douglas, Brunswick-place, Old Kent-road, Surrey, linen draper, June 23 at 1, Court of Bankruptcy, London, div.—Geo. Hobbs, Newport, Isle of Wight, tailor, June 23 at 12, Court of Bankruptcy, London, div.—Oliver Ginder, Canterbury, licensed victualler, June 22 at half-past 12, Court of Bankruptcy, London, div.—Wm. Lawrence, Ealing, Middlesex, grocer, and Regent-st., Oxford-st., Middlesex, straw hat manufacturer, June 23 at 11, Court of Bankruptcy, London, div.—Fred. Francis, Folkestone, Kent, furnishing ironmonger, June 26 at 2, Court of Bankruptcy, London, div.—Jas. Butler, Saffron Walden, Essex, upholsterer, June 23 at 12, Court of Bankruptcy, London, div.—William Draper, Basingstoke, Southampton, coach maker, June 23 at half-past 11, Court of Bankruptcy, London, div.—F. Hen. Agar, New Windsor, Berkshire, grocer, June 23 at half-past 12, Court of Bankruptcy, London, div.—Hen. J. Cook, Hedge-row, High-st., Islington, Middlesex, linen draper, June 26 at half-past 11, Court of Bankruptcy, London, div.—Fred. Kerr, Harley-st., St. Marylebone, and Peter's-terrace, Hammersmith, Middlesex, and Pentraheilen, Shropshire, bookseller, June 23 at half-past 1, Court of Bankruptcy, London, div.—Wm. Jos. Joyner, Aveley, Essex, manufacturer of agricultural machines, June 24 at 11, Court of Bankruptcy, London, div.—Dalton Martindale, Star-court, Bread-street, London, warehouseman, June 23 at 11, Court of Bankruptcy, London, div.—D. W. Lucas, Mark-lane, London, hemp dealer, June 23 at 11, Court of Bankruptcy, London, div.—G. Williams, Surbiton, Surrey, draper, June 23 at 2, Court of Bankruptcy, London, div.—Wm. F. Woodgate, Tonbridge, Kent, banker, June 27 at 2, Court of Bankruptcy, London, div.—John Kne, Trowbridge, Wiltshire, grocer, June 27 at 11, District Court of Bankruptcy, Bristol, div.—Wm. Thos. Morgan, Neath, Glamorgan-shire, draper, June 26 at half-past 11, District Court of Bankruptcy, Bristol, div.—John Harland, Marrick, Yorkshire, banker, June 26 at 11, District Court of Bankruptcy, Leeds, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

Alfred G. Evans and Rob. Webb, New Bond-st., Hanover-square, Middlesex, engravers, June 27 at 2, Court of Bankruptcy, London.—Gidley Howden, Pump-row, Old-street-road, Middlesex, patent stove manufacturer, June 26 at half-past 12, Court of Bankruptcy, London.—George Webb and Archibald Twano Webb, Gt. St. Helen's, London, wine merchants, June 23 at 11, Court of Bankruptcy, London.—Thos. W. Green, High Holborn, Middlesex, straw bonnet manufacturer, June 23 at 2, Court of Bankruptcy, London.—Sam. Ashbury, Hanford, Trentham, Staffordshire, brick manufacturer, July 4 at 11, District Court of Bankruptcy, Birmingham.—Maria Sirdefield, Emscote, near Warwick, brass founder, July 4 at 11, District Court of Bankruptcy, Birmingham.—Rob. Hiscocks, Birkenhead, Cheshire, brewer, June 26 at 11, District Court of Bankruptcy, Liverpool.—James Gray the younger, Liverpool, metal broker, June 23 at 11, District Court of Bankruptcy, Liverpool.—Wm. Lombardini, Huddersfield, Yorkshire, carver, June 23 at 10, District Court of Bankruptcy, Leeds.—Wm. H. Osborn, Sheffield, Yorkshire, wine merchant, June 24 at 10, District Court of Bankruptcy, Sheffield.—Thomas B. Shuttleworth, Sheffield, Yorkshire, shopkeeper, June 24 at 10, District Court of Bankruptcy, Sheffield.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 23.

Thomas Streeter, High-street, Camden-town, Middlesex, draper.—John George, Jackfield, Broseley, Shropshire, grocer.—Henry Buckmaster, Liverpool, wine merchant.—Charles Walker, Birmingham, maltster.—Benj. Lancaster, Oldbury, Worcester-shire, carpenter.—Joseph Deer, Bryanstone-street, Edgeware-road, Middlesex, wheelwright.—Edward Evans,

Wrexham, Denbighshire, shopkeeper.—*Joseph W. Welborne*, Albemarle-st., Piccadilly, Middlesex, silk mercer.—*George T. Bateson*, Warrington, Lancashire, iron founder.—*W. Turpin*, Methley, near Leeds, Yorkshire, builder.—*H. Prince*, Exeter, furrier.—*Stephen Bennett*, Bristol, teale dealer.—*E. Parry*, Pontypool, Monmouthshire, draper.—*Jas. Baker*, George-st., Hanover-sq., Middlesex, tailor.—*Wm. Vaughan*, Ryde, Isle of Wight, Hampshire, chinaman.—*Francis Edward Morris*, Leicester-square, Westminster, draper.—*John Cole Guillim*, Bishop's Frome, Herefordshire, cattle dealer.—*J. Goodwin*, Birmingham, newspaper proprietor.—*Wm. Bulmore*, Clerkwell-close and Bedford-st., Covent-garden, Middlesex, wire drawer.

## FIAT ANNULLED.

*John Ridsdale*, Manchester, share broker.

## PARTNERSHIP DISSOLVED.

*Fred. B. Bell* and *Edw. Hett*, Downham-market, Norfolk, attorneys at law and solicitors.

## SCOTCH SEQUESTRATIONS.

*Alex. Cooper*, Aberdeen, wood merchant.—*David Porter*, Dundee, grocer.—*Isaac Mackray*, Aberdeen, mail coach contractor.—*John Grimsly*, Alloa, shipowner.—*R. Bell*, Glasgow, insurance broker.

## DECLARATION OF INSOLVENCY.

*Chas. Walkis*, Rotherhithe-wall, Rotherhithe, Surrey, baker, June 15 at half-past 2, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Richard Squires*, Hertford, beer seller, June 28 at half-past 10, County Court of Hertfordshire, at Hertford.—*P. Ponsid*, Birmingham, general dealer, June 23 at 10, County Court of Warwickshire, at Birmingham.—*Sam. Meller*, Birmingham, letter carrier, June 23 at 10, County Court of Warwickshire, at Birmingham.—*Thomas Derby*, Birmingham, screw maker, June 23 at 10, County Court of Warwickshire, at Birmingham.—*Wm. Griffin*, Cheltenham, Gloucestershire, joiner, June 21 at 10, County Court of Gloucestershire, at Cheltenham.—*Chas. Walkham* the younger, Ely, Cambridge, wheelwright, June 17 at 12, County Court of Cambridgeshire, at Ely.—*Jas. Rule*, Saffron Walden, Essex, veterinary surgeon, June 27 at 10, County Court of Essex, at Saffron Walden.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

## June 16 at 10, before Mr. Commissioner LAW.

*John Roby*, Bath-place, Blackheath-road, Greenwich, Kent, clerk in the Accountant's Office, Bankruptcy Court, London.—*Jos. Sampson* the younger, Robinson-terrace, Medway-pl., Lower-road, Deptford, Kent, out of business.—*Mary Elis. Campbell*, widow, Porchester-pl., Oxford-square, Paddington, Middlesex, lodging-house keeper.—*John A. Austin*, Ashford-street, Hoxton, Middlesex, clerk to an attorney.—*William Austin*, Farnival's-inn-court, London, card box manufacturer.—*James Lemare*, Well-st., Hackney, Middlesex, beer-shop keeper.—*John Marshall*, Clare-st., Clare-market, Middlesex, fishmonger.

## June 16 at 10, before Mr. Commissioner PHILLIPS.

*Sarah Bakewell*, widow, Salisbury-street, Jamaica-row, Bermondsey, Surrey, out of business.—*Wm. Jas. Hughes*, Roseberry-pl., Dalston, Hackney, Middlesex, retired captain in the royal navy.—*Wm. Pascoe*, Riding-house-lane, Marylebone, Middlesex, green grocer.

## June 17 at 10, before Mr. Commissioner PHILLIPS.

*Geo. Pilkington*, Milner-square, Islington, Middlesex, and Basinghall-chambers, Basinghall-st., London, civil engineer.—*Wm. A. Portlock*, Bradmore, Hammersmith, Middlesex, out of business.—*Robert Homer*, New-st., Dobson-terrace, Kennington-road, Surrey, stage manager.—*Thos. A. Loftus*, Fitzroy-terrace, Kentish-town, and Lamb's Conduit-street, Middlesex, ale merchant.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

## June 16 at 10, before Mr. Commissioner LAW.

*Abraham Cowen*, Boundary-street, Church-st., Shoreditch, Middlesex, rag dealer.—*Thos. Newbald*, Basing-lane, Bow-lane, Cheapside, London, carpenter.

## June 16 at 10, before Mr. Commissioner PHILLIPS.

*George Cones* the elder, Great Turnstile, Holborn, Middlesex, surgical instrument case maker.—*John Whitecock* the elder, Romney-terrace, Greenwich, Kent, attorney at law.—*Edw. Gedge*, Skinner-st., Shoreditch, Middlesex, tailor.—*Geo. Collie*, Providence-buildings, New Kent-road, Surrey, out of business.—*Edward T. Wand*, North-end, Fackley, Middlesex, baker.

## June 17 at 10, before Mr. Commissioner LAW.

*Robert Drew*, Pulteney-terrace, Barnsbury-road, Islington, Middlesex, collecting clerk to a brewer.—*Benjamin Wallis*, Union-street, Deptford, Kent, ornamental painter.—*John P. Cameron*, Jermyn-street, St. James's, Middlesex, military tailor.—*Pietro Molinari*, Vine street, Hatton-garden, Middlesex, looking-glass manufacturer.

## June 17 at 10, before Mr. Commissioner PHILLIPS.

*Andrew John Bruce*, Edward's-terrace, Commercial-road, Peckham, Surrey, manager to medical fixture dealers.—*Wm. Baden*, Star-st., Paddington, and Conduit-st., Westbourne-terrace, Bayswater, Middlesex, painter.—*Mitchell Wilkes Roberts*, Nelson-square, Commercial-road, Old Kent-road, Surrey, fruit dealer.—*Sidney Taylor*, Philip-lane, London-wall, London, out of employ.—*Sam. Freeman*, Paradise-rov, Bethnal-green, Middlesex, whitesmith.

## June 19 at 11, before the CHIEF COMMISSIONER.

*Augustus Urnston Meredith*, St. James's-st., Pall-mall, Middlesex, tailor.—*Thomas Adams* the younger, Hary-st., Pentonville, Middlesex, out of business.—*Lawrence Kortright*, Burton-st., Burton-crecent, Gray's-inn-road, Middlesex, in no business.—*David Anderson*, Great Bath-street, Clerkenwell, Middlesex, baker.

## June 19 at 11, before Mr. Commissioner HARRIS.

*Wm. James Ferris*, Goldsmith's-row, Hackney-road, Middlesex, butcher.—*James Bown*, Laystall-street, Gray's-lane, Middlesex, shoemaker.—*Jacques Ely*, Millbank-street, Westminster, Middlesex, general commission agent.

## At the County Court of Kent, at DOVER, June 21 at 10.

*Christopher Weltje*, Dover, assistant to a goldsmith.

At the County Court of Carmarthenshire, at CARMARTHEN, June 20.

*Thos. Phillips*, Coedcwlwyr, farmer.—*Giles R. Jose*, Carmarthen, commercial traveller.

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On behalf of the Provisional Committee,  
JOHN STORRAR, M. D.  
C. J. POSTER, M. A.  
T. J. FREETH, LL. D.

May 26th, 1848. ROBERT BARNES, M. B., Hon. Sec.  
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## REPORT OF THE DIRECTORS TO THE SHAREHOLDERS.

At the Second Annual General Meeting, held at the Gray's Inn Coffee House, London, on Tuesday, the 30th day of May 1848.

Your Directors have much pleasure, at the conclusion of the Second Year of the Society's existence, in laying before the Shareholders proofs of the continued prosperity of the Society's affairs.

Your Directors beg to state, that from the date of their first Report 287 Proposals have been made to the Society, of which 186 have resulted in Policies, covering Assurances amounting to 96,232l. 13s., and producing an annual income of 3225l. 14s. 3d.; three Annuities have also been granted of the value of 775l.

On reference to your Directors' Report of 31st March, 1847, it will be seen that at that date the Society had issued 205 Policies, for sums amounting to 118,692l. 11s., and yielding Annual Premiums to the amount of 3456l. 12s. 3d., and had granted two Annuities of the value of 786l. 10s. 2d.

It will therefore be apparent, that at this time the Society has issued 391 Policies, amounting to 309,255l. 4s., the Premiums on which give an annual income of 6682l. 6s. 6d.—the average amount assured by each Policy being about 540l.; and have granted in all five Annuities of the value of 1561l. 10s. 2d. Of the Policies issued five have expired, and twenty-four have lapsed, the Premiums received on which amounted to 443l. 2s. 9d.

Your Directors are gratified in stating that, notwithstanding the unusual mortality which during the past year pervaded all parts of the kingdom, three deaths only have occurred among the Assured, and the claims arising therefrom amount together to the comparatively small sum of 800l. It may, perhaps, be as well to remark that of the three deaths mentioned, two resulted from the then prevailing epidemic.

No less than 115 Country Solicitors have effected Policies with this Society, and have thus become productive Agents. The larger number of these correspondents are Shareholders; the remainder, though not Members of the Society, enjoy like advantages in regard to Commission on the Business transacted. 250 Medical Referees have been appointed in various parts of the country, and all the arrangements are perfected for the rapid completion of Proposals from any part of the United Kingdom.

In conclusion, your Directors would again remind the Members of the Society that a very large proportion of the Business of Life Assurance is in the hands of Solicitors, and that as this Society already comprises upwards of 500 Members of the Legal Profession, it needs but the combined efforts of the Members to place their Society among the most flourishing Institutions of the kind in the Kingdom.

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# The Jurist

No. 596—VOL. XII.

JUNE 10, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
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Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JUNE 10, 1848.

THE legal effect of a final order in insolvency, under the stat. 7 & 8 Vict. c. 96, has been determined by the Court of Exchequer in the very recent case of *Jacobs v. Hyde*\*. It is now settled, that such order protects not only the person but the property of the petitioner, and, therefore, the frequently debated case of *Toomer v. Gingell* (3 C. B. 322; 4 D. & L. 182) is overruled.

The question turned upon the construction of the two statutes 5 & 6 Vict. c. 116, and 7 & 8 Vict. c. 96, taken together.

The final order under the former act was for protection of the person and distribution of the estate, and it was expressly declared to be a sufficient plea in bar of an action for a debt contracted before the date of filing the petition, that such petition was duly presented, and such order made. (Sect. 10; and see *Cook v. Henson*, 1 C. B. 908).

The act 7 & 8 Vict. c. 96, was passed according to its recital to amend the 5 & 6 Vict. c. 116; and by sect. 30, where there is an error in the schedule without fraud, the commissioner may allow it to be amended; and in such case the petitioner shall be "entitled to every benefit and protection of the said recited act and of this act; and the creditor in that behalf shall be entitled to the benefit of all the provisions made for creditors by the said recited act and by this act." Also, by sect. 74, "nothing herein contained shall be construed to repeal, affect, or in any manner alter, the provisions of the said recited act, except so far as herein above expressly provided, or except so far as the provisions of the said recited act may be inconsistent with, or at variance with, the provisions of this act."

By sect. 22, however, it is enacted, that "the final

order to be made under the provisions of the said act, (5 & 6 Vict.), as amended by this act, shall protect the person of the petitioner from being taken or detained under any process whatever," and the form of the final order given in the Schedule (A., No. 3), is "to protect the person of the said — from being taken," &c.

The main question which arose under these acts was, whether the 10th section of 5 & 6 Vict. c. 116, which made the final order under that act a defence to an action for a debt contracted before the filing of the petition was repealed by 7 & 8 Vict. c. 96. It was not, as we have seen, unless the provisions of the two acts in this respect be inconsistent. If not, they are to be taken together, and a final order under 7 & 8 Vict. c. 96, may be pleaded in bar of an action according to sect. 10 of 5 & 6 Vict. c. 116.

In *Toomer v. Gingell* the plea was not framed under the 10th section of 5 & 6 Vict. c. 116, but confined to the final order under 7 & 8 Vict. c. 96. The point as to the repeal of such 10th section, therefore, was not raised, but the Court held that the order under the latter act was not a defence, on the ground that such order is a mere personal protection, and that the 7 & 8 Vict. c. 96, contains no provision equivalent to sect. 10 of 5 & 6 Vict. c. 116. But in *Jacobs v. Hyde*, the plea was in the words of such 10th section, and at the trial the order produced had been made under 7 & 8 Vict. c. 96. The judge who tried the cause ruled that the plea was not supported by the evidence, and directed a verdict for the plaintiff. A rule for a new trial, however, was granted, after consideration, by the Court, on the ground that the legal effect of the order under 5 & 6 Vict. c. 116, is for the protection of the person and distribution of the property; and that, in this respect, it is unaffected by 7 & 8 Vict. c. 96; that the two statutes must be taken together; and that the case of *Toomer v. Gingell* cannot be supported.

\* May 31, 1848. Not yet reported.

**COURT OF QUEEN'S BENCH.**  
TRINITY TERM.—11 VICTORIA.—June 5.

This Court will, on Saturday the 17th, Monday the 19th, Saturday the 24th, Monday the 26th, Tuesday the 27th, and Wednesday the 28th days of June instant, and on Saturday the 1st and Wednesday the 12th days of July next, hold sittings, and will proceed in disposing of the business in the New Trial Paper, Special Paper, and Crown Paper, and give judgment in cases previously argued.

By THE COURT.

Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

June 2.—*Reg. v. The Commissioners of Woods and Forests*—Rule absolute for prohibition.

June 8.—*Flanders v. Bunbury*—Judgment for plaintiff on first issue; for defendant on second issue.

*Simpson v. Robinson*—Rule discharged.

*Doyle v. Lloyd & Another*—Judgment for defendant.

*Normansel v. Creft*—Rule absolute.

**COURT OF COMMON PLEAS.**  
TRINITY TERM.—11 VICTORIA.—June 9.

This Court will, on Tuesday the 20th day of June instant, hold sittings, and will proceed in disposing of the business now pending in the Paper of New Trials, on the same 20th, and on the 23rd, 24th, 26th, 27th, 28th, and 29th days of the same month, and will also proceed to give judgment in certain of the matters that will then be standing over for the consideration of the Court.

THOMAS WILDE.

**COURT OF EXCHEQUER.**  
TRINITY TERM.—11 VICTORIA.—June 7.

This Court will hold sittings on Wednesday the 21st day of June instant, and on every succeeding day (Sundays excepted) until and including Thursday the 13th day of July next, and will at such sittings proceed in disposing of the business then pending in the Paper of New Trials, in the Paper of Special Cases, and in the Paper of Demurrers, and in giving judgment in all matters then standing for judgment.

Read in open Court,

*Edward Bennett.*

By THE COURT.

**EXCHEQUER CHAMBER.**  
Trinity Term, June 6.

Error from the Queen's Bench.

Wilde, C. J., delivered the judgment of the Court in *Baron de Bode (Executor) v. The Queen*—Rule discharged.

Error from the Common Pleas.

Lord Denman, C. J., delivered the judgment of the Court in

*Jowett v. Spencer*—Judgment reversed.

Error from the Exchequer.

Wilde, C. J., delivered the judgment of the Court in

*Williams v. James*—Judgment affirmed.

*Wainman v. Lord Ross*—Judgment affirmed.

The Court will sit to consider errors from the Court of Queen's Bench on Saturday, June 17th, and Monday, June 19th; from the Court of Common Pleas on Tuesday, June 20th; and from the Court of Exchequer, on Wednesday, June 21st, and Thursday, June 22nd; and on Friday, June 23rd, (if necessary), the Court will come back and consider errors from the Court of Queen's Bench.

**London Gazette.**

TUESDAY, JUNE 6.

**BANKRUPTS.**

**NORMAN BRUCE**, Farringdon-street, London, printer and publisher, auctioneer, and commission agent, trader, dealer and chapman, June 19 at half-past 1, and July 18 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Willoughby & Jaquet, 13, Clifford's-inn.—Fiat dated June 2.

**THOMAS BLENKARN**, Chancery-lane, Middlesex, late bookseller, June 16 at half-past 2, and July 28 at 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Leigh, 16, George-st., Mansion-house.—Fiat dated June 5.

**CATHERINE ELTON**, Whitechapel, Middlesex, ironmonger, June 16 at half-past 2, and July 18 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Tippetts & Son, 6, Pancras-lane, London.—Fiat dated June 2.

**JACOB FIELLER**, Devonshire-street, Bishopsgate-street, London, tailor, clothes salesman, dealer and chapman (trading in the name of J. Fidler & Co.), June 12 at half-past 12, and July 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Tarquand; Sol. Pollard, Primrose-st. Bishopsgate-st.—Fiat dated June 1.

**NATHANIEL BOWDLER**, Cotton-st., Poplar, Middlesex, licensed victualler, dealer and chapman, June 14 at half-past 11, and July 13 at half-past 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Martin, Gracechurch-st.—Fiat dated June 2.

**FREDERICK SMOOKER and WILLIAM SMOOKER**, Bittern and Andover, Hampshire, lime and brick burners, builders, dealers and chapmen, June 14 at 11, and July 13 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Machie, Southampton; Paterson, Bouverie-st.—Fiat dated May 31.

**RICHARD LANE**, Lisson-grove North, Middlesex, corn dealer, dealer and chapman, June 21 at 2, and July 11 at half-past 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Hine & Robinson, 32, Charterhouse-square.—Fiat dated June 2.

**JOSHUA HARRISON**, Nottingham, stove grate manufacturer, dealer and chapman, June 16 and July 14 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Ebleston; Sol. Browne, Nottingham.—Fiat dated June 1.

**JOSEPH LOWE**, Lenton, Nottinghamshire, lace maker, dealer and chapman, June 16 and July 14 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston. Sol. Maples, Nottingham.—Fiat dated June 1.

**FREDERICK HARRIS**, Hill, near Leominster, Herefordshire, cattle dealer, dealer and chapman, June 15 and July 8 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Motteram & Co., Birmingham.—Fiat dated May 31.

**JOHN BEVAN**, Bridgetown, Devonshire, tanner, saddler and harness maker, dealer and chapman, June 15 at 12, and July 13 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Hawkes, Okehampton; Dav. Exeter; Terrell, 14, Gray's-inn-sq., London.—Fiat dated June 1.

**WILLIAM PRYTHERCH**, Ty Maur, Llantrisant, Anglesey, cattle dealer, June 15 and July 10 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casanova; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated May 31.

**SAMUEL WILLIAMSON**, Liverpool, joiner and builder, dealer and chapman, June 20 and July 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Yates, Liverpool; Holme & Co., New-inn, London.—Fiat dated May 29.

**THOMAS METCALF**, North Shields, Northumberland, banker, dealer and chapman, June 22 at 11, and July 18 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Jobling & Fleming, Newcastle-upon-Tyne; Bell & Co., 9, Bow Church-yard, London.—Fiat dated April 24.

**MEETINGS.**

*Wm. Jos. Joyner*, Aveley, Essex, manufacturer of agricultural machines, June 24 at 11, Court of Bankruptcy, London, last ex.—*Joseph Clarkson*, Woolwich Lower-road, Charlton,

Kent, retailer of beer, June 17 at half-past 12, Court of Bankruptcy, London, last ex.—*James Smith*, Macclesfield, Cheshire, railway contractor, June 19 at 12, District Court of Bankruptcy, Manchester, last ex.—*Sam. Crowder*, Sun-street, Bishopsgate, London, manufacturer of cane, June 27 at half-past 11, Court of Bankruptcy, London, and. ac.—*John Winterbourne*, Oxford, builder, June 28 at half-past 11, Court of Bankruptcy, London, and. ac.—*Robt. Kersey*, Hadleigh, Suffolk, saddler, June 28 at 11, Court of Bankruptcy, London, and. ac.—*Chas. D. Smith*, Bridge-road, Battersea, Surrey, florist, June 28 at 12, Court of Bankruptcy, London, and. ac.—*John W. Hammon*, Sekforde-st., John-street-road, Clerkenwell, Middlesex, watch case manufacturer, June 28 at 11, Court of Bankruptcy, London, and. ac.—*Chas. E. Colle*, High-st., Poplar, Middlesex, draper, June 29 at 12, Court of Bankruptcy, London, and. ac.—*Hen. A. Hart*, Devonshire-street, Queen-square, Middlesex, linen draper, June 29 at 2, Court of Bankruptcy, London, and. ac.—*Samuel Emerson*, Newton, Warwickshire, general shopkeeper, June 29 at 1, Court of Bankruptcy, London, and. ac.—*Alfred Geo. Evans* and *Robt. Webb*, New Bond-street, Hanover-sq., Middlesex, engravers, June 27 at 2, Court of Bankruptcy, London, and. ac.—*Francis Teale*, Leyton, Essex, brewer, June 27 at 11, Court of Bankruptcy, London, and. ac.—*Diedrick J. Elster* and *James G. Elster*, Threadneedle-st., London, merchants, June 28 at 11, Court of Bankruptcy, London, and. ac.—*Wm. Ridgway*, Hanley and Shilton, Staffordshire, manufacturer of earthenware, July 1 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.; July 15 at half-past 10, div.—*Geo. Lloyd*, Shrewsbury, Shropshire, general ironmonger, July 1 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.; July 8 at half-past 10, div.—*Thomas Williams*, Coventry, Warwickshire, ribbon manufacturer, June 29 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Chas. Marsh Adams* and *Chas. Warren*, Shrewsbury, and Market Drayton, Shropshire, bankers, July 15 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac. and pr. d.—*Chas. Jas. Mason*, Fenton, Staffordshire, china manufacturer, July 4 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Wm. North*, Kingston-upon-Hull, merchant, June 28 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac. and div.—*Wm. Turpin*, Mothley, near Leeds, Yorkshire, builder, June 27 at 11, District Court of Bankruptcy, Leeds, and. ac.—*Thomas Hardwick* and *Winter Hardwick*, Leeds, Yorkshire, auctioneers, June 27 at 11, District Court of Bankruptcy, Leeds, and. ac. sep. est. of *W. Hardwick*; July 3 at 11, div.—*John S. Making*, Scarborough, Yorkshire, joiner, June 29 at 10, District Court of Bankruptcy, Leeds, and. ac.—*Jeremiah Scott*, Leeds, Yorkshire, share broker, June 29 at 10, District Court of Bankruptcy, Leeds, and. ac.—*Wm. Lombardini*, Huddersfield, Yorkshire, carver and gilder, June 29 at 10, District Court of Bankruptcy, Leeds, and. ac.—*Th. Plumley* the younger, Bristol, grocer, June 27 at 11, District Court of Bankruptcy, Bristol, and. ac.—*Hewson Dutchman*, Liverpool, merchant, June 28 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*John Thos. Fenton*, Llanelly, Carmarthenshire, brick maker, June 29 at 11, District Court of Bankruptcy, Bristol, and. ac.—*John Wright*, Pendleton, Lancashire, yer, June 26 at 12, District Court of Bankruptcy, Manchester, and. ac.; June 27 at 12, div.—*Philip Gans*, Manchester, cotton spinner, June 27 at 12, District Court of Bankruptcy, Manchester, and. ac.; June 28 at 12, div.—*Thomas Shippe*, High Holborn, Middlesex, saddler, June 27 at half-past 12, Court of Bankruptcy, London, div.—*D. Le Boulle*, Northumberland-pl., Commercial-road East, Middlesex, raper, June 28 at 1, Court of Bankruptcy, London, div.—*James Flint*, Lewes, Sussex, draper, June 29 at 11, Court of Bankruptcy, London, div.—*Robert Arthur*, Wilson-street, Isbury, Middlesex, leather seller, June 28 at half-past 11, Court of Bankruptcy, London, div.—*Robt. Thompson*, Little James-st., Gray's-inn-lane, and Henry-st., Pentonville, Middlesex, printer, June 27 at half-past 2, Court of Bankruptcy, London, div.—*John Hutton*, Ringwood, Southampton, draper, July 4 at 3, Court of Bankruptcy, London, fin. div.—*Thos. Foods*, Cambridge, and Barnwell, Cambridgeshire, and Millmhall, Suffolk, draper, July 3 at 11, Court of Bankruptcy, London, div.—*Matthew C. Johnston*, Lamb's Conduit-street, Middlesex, draper, July 3 at 12, Court of Bankruptcy, London, div.—*Wm. Bennett* and *Hen. S. Reeve*, London-road, Surrey, licensed victuallers, July 3 at 1, Court of Bankruptcy,

London, div.—*John Eckstein*, High-st., Notting-hill, Kensington, Middlesex, ironmonger, July 3 at half-past 11, Court of Bankruptcy, London, div.—*Robt. Debenham*, Edward's-st., Portman-square, Middlesex, draper, June 28 at 2, Court of Bankruptcy, London, div.—*Fred. John Ablett*, and *Wm. H. Ablett*, High Holborn, Middlesex, drapers, June 27 at half-past 1, Court of Bankruptcy, London, div.—*William Cusse*, Southampton, grocer, June 27 at half-past 12, Court of Bankruptcy, London, div.—*Owen Kelly*, Cannon-st., and Dewgate-dock, Upper Thames-st., London, coal merchant, June 27 at 11, Court of Bankruptcy, London, div.—*Dan. T. Perrott*, Bristol, grocer, June 27 at 11, District Court of Bankruptcy, Bristol, div.—*Thos. Yates*, Liverpool, joiner, June 28 at 11, District Court of Bankruptcy, Liverpool, div.—*Chas. Faint*, Blackpool, Lancashire, hotel keeper, June 15 at 12, District Court of Bankruptcy, Liverpool, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Samuel Crowder*, Sun-st., Bishopsgate, London, manufacturer of whalebone, June 27 at half-past 11, Court of Bankruptcy, London.—*John Wm. Hammon*, Sekforde-st., John-street-road, Clerkenwell, Middlesex, watch case manufacturer, June 28 at 11, Court of Bankruptcy, London.—*John Winterbourne*, Oxford, builder, June 28 at half-past 11, Court of Bankruptcy, London.—*Charles D. Smith*, Bridge-road, Battersea, Surrey, florist, June 28 at 12, Court of Bankruptcy, London.—*John Saunders Rayment*, Thomas-street, Millwall, Poplar, Middlesex, builder, June 28 at 12, Court of Bankruptcy, London.—*Chas. E. Colle*, High-street, Poplar, Middlesex, draper, June 29 at 12, Court of Bankruptcy, London.—*Hen. A. Hart*, Devonshire-st., Queen-sq., Middlesex, linen draper, June 29 at 2, Court of Bankruptcy, London.—*Sam. Emerson*, Newton, Warwickshire, general shopkeeper, June 29 at 1, Court of Bankruptcy, London.—*R. Dutton*, Sambrook-court, Basinghall-st., London, wool broker, June 28 at 2, Court of Bankruptcy, London.—*Jos. Colling*, Yarmouth, Norfolk, grocer, June 28 at half-past 11, Court of Bankruptcy, London.—*Hannah Prosser*, Wigmore-st., Cavendish-sq., and *Ann Prosser*, Mount-st., Grosvenor-square, Middlesex, milliners, July 3 at 2, Court of Bankruptcy, London.—*Chas. Bryson*, Broad-street-buildings, London, general dealer, June 27 at 11, Court of Bankruptcy, London.—*Lucy Churchyard*, Woodbridge, Suffolk, butcher, June 28 at 1, Court of Bankruptcy, London.—*William Sandilands*, South Lambeth, and Walnut-tree-walk, Lambeth, Surrey, piano-forte key manufacturer, June 28 at half-past 12, Court of Bankruptcy, London.—*Henry Clark*, Aldermanbury, London, warehouseman, June 28 at 1, Court of Bankruptcy, London.—*John Short*, Bristol, shoe maker, June 29 at 11, District Court of Bankruptcy, Bristol.—*Richard Smith*, Bazenden, Lancashire, and *Milton Smith*, Manchester, calico printers, June 29 at 12, District Court of Bankruptcy, Manchester.—*James M. Goodwin*, Ashton-under-Lyne, Lancashire, and Staly-bridge, Cheshire, grocer, June 29 at 11, District Court of Bankruptcy, Manchester.—*Martin Coozed*, Leeds, Yorkshire, iron founder, June 29 at 10, District Court of Bankruptcy, Leeds.—*Jos. D. Whitaker*, Manchester, merchant, June 29 at 10, District Court of Bankruptcy, Leeds.—*Joseph Swift* and *Tom N. Swift*, Huddersfield, Yorkshire, chemists, June 29 at 10, District Court of Bankruptcy, Leeds.—*Wm. Edward Cope*, Melbourne, near Derby, Derbyshire, draper, June 21 at 11, District Court of Bankruptcy, Nottingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before June 27.

*David Hughes*, Tredegar Iron Works, Monmouthshire, grocer.—*Thos. C. Standbrough*, Berners-st., Oxford-st., Middlesex, wine merchant.—*Jas. Rand*, Preston, Lancashire, provision dealer.—*John H. Davies*, Merthyr Tydvil, Glamorganshire, grocer.—*Wm. H. Roberts*, Liverpool, ironmonger.—*James Galpin*, Broadwindsor, Dorsetshire, innkeeper.—*John Bowes*, Liverpool, ale and porter dealer.—*Richard Nickson*, Cefn Mawr, Reabon, Denbighshire, publican.—*Hen. Turner*, Coventry-st., Haymarket, Middlesex, fishmonger.—*Thomas Chandler*, Branscombe, Minchinhampton, Gloucestershire, innkeeper.—*Hen. T. Stephens*, Southampton, licensed victualler.—*Wm. Barnes*, Milnrow, Lancashire, blanket manufacturer.—*Sam. Treacher*, High Wycombe, Buckinghamshire, dealer in artificial manures.—*Robert Thompson*, Little James-street, Gray's-inn-lane, and Henry-st., Pentonville, Middlesex, prin-



ter.—*E. B. Larkman*, Wellington-terrace, Wandsworth-road, and Vauxhall-place, Surrey, coal merchant.—*John Williams*, Berwick-house, Hampstead-road, Middlesex, builder.—*Rob. Hood*, Smethwick, Staffordshire, draper.

#### FIAT ANNULLED.

*Henry Jowett*, Birmingham, tailor.

#### PARTNERSHIP DISSOLVED.

*John Berry* and *Thomas Greenist Hamer*, Bradford and Wakefield, Yorkshire, attorneys at law, solicitors, and conveyancers.

#### SCOTCH SEQUESTRATIONS.

*James Campbell*, New Cumnock, Ayrshire, carrier.—*Agnes Highgate*, Kilwinning, merchant.—*David Napier*, Glasgow, ironfounder.—*John Marshall Barr*, Glasgow, baker.—*Wm. Templeman*, Dunfermline, Fifeshire, manufacturer.—*Alex. Rae & Co.*, Edinburgh, straw bonnet manufacturers.—*William Sime*, St. Andrew's, tailor.—*John McQueen*, Edinburgh, commission agent.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Richard Howard Hoskins*, Chester, publican, June 12 at 10, County Court of Cheshire, at Chester.—*John Oliver*, Newcastle-upon-Tyne, blacksmith, June 21 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—*Andrew Robson*, Newcastle-upon-Tyne, slater, June 21 at 10, County Court of Northumberland, Newcastle-upon-Tyne.—*Thomas Unsworth*, Little Lever, Lancashire, beer seller, June 23 at 12, County Court of Lancashire, at Bolton.—*Joseph Walker*, Bishop's Cleeve, Gloucestershire, farmer, June 28 at 10, County Court of Gloucestershire, at Winchcomb.—*Joseph Dagnette Grimsey*, Bury St. Edmund's, Suffolk, clerk to a timber merchant, June 26 at 10, County Court of Suffolk, at Bury St. Edmund's.—*Henry Harvey Dalliston*, Bungay, Suffolk, innkeeper, June 20 at 2, County Court of Suffolk, at Beccles.—*John Philip Browne*, Bury St. Edmund's, Suffolk, coachmaker, June 26 at 10, County Court of Suffolk, at Bury St. Edmund's.—*James Chandler*, Ilkeshall, Suffolk, farming bailiff, June 20 at 2, County Court of Suffolk, at Beccles.—*Wm. Geo. Chapman*, Brandon, Suffolk, miller, June 24 at 2, County Court of Norfolk, at Thetford.—*John Wood*, Oldfield, near Keighley, Yorkshire, farmer, June 28 at 11, County Court of Yorkshire, at Keighley.—*Wm. Williams*, Bedwelly, Monmouthshire, grocer, June 15 at 10, County Court of Monmouthshire, at Tredegar.—*John Goodchild*, Reading, Berkshire, carpenter, June 26 at 10, County Court of Berkshire, at Reading.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

June 20 at 11, before the CHIEF COMMISSIONER.

*James Long*, Albion-buildings, Aldersgate-street, London, carrier's clerk.—*Rowland Morgan*, Carburton-st., Fitzroy-square, Middlesex, carpenter.

June 20 at 11, before Mr. Commissioner HARRIS.

*Joseph Vickers Burton*, Queen's-crescent, Ferdinand-st., Hampstead-road, Middlesex, shopman.—*Frederick Herman Christopher Knuth*, Charles-place, Charles-square, Hoxton, Middlesex, manufacturer of pocket books.—*James Teale Lingham*, Upper Stamford-st., Lambeth, Surrey, law writer.—*Michael Angelo Richard Williams*, Cadogan-st., Chelsea, Middlesex, stationer.

June 21 at 10, before Mr. Commissioner LAW.

*William Denry*, Exeter-street, Strand, Middlesex, clock maker.

June 21 at 10, before Mr. Commissioner PHILLIPS.

*Wm. Killoick*, Northampton-place, Old Kent-road, Surrey, hosier.

June 22 at 11, before the CHIEF COMMISSIONER.

*Henry White*, Doddington-grove, Kennington, Surrey, reader to a printer.—*Edwin Franchin Pickering*, Wellington-terrace, Waterloo-bridge, Surrey, hatter.

Saturday, June 3.

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*Joseph Parker*, Berkeley-street West, Connaught-square, Edgware-road, Middlesex, tailor, No. 59,408 T.; Griffith Jones, assignee.—*James Woodnutt*, Trinity-square, Tower-hill, Middlesex, builder, No. 59,813 T.; Joseph Lockyer Cathier, assignee.—*Frederic Greenwood*, Leavingreave, near Whitworth, Rochdale, Lancashire, mechanic, No. 69,233 C.; Jonathan Pollitt, assignee.—*James Oates*, Southwark, near Halifax, Yorkshire, stonemason, No. 69,270 C.; John Hartley, assignee.—*James Green*, Altham, near Burnley, Lancashire, licensed victualler, No. 69,295 C.; Thomas Thwaites and Wilkinson Thwaites, assignees.—*Joshua Sharp*, Paisley, near Leeds, Yorkshire, woolstapler, No. 69,357 C.; John Fisher the younger, assignee.—*Thomas Stanley*, Liverpool, mason, No. 69,386 C.; Benjamin Chaffer and Richard Edwards, assignees.—*Isaac Belcher*, Cheltenham, Gloucestershire, butcher, No. 69,410 C.; Joseph Carr, assignee.—*Thos. Pas*, Cleckheaton, near Leeds, Yorkshire, card maker, No. 69,436 C.; John Tillotson and Jonathan Allatt, assignees.—*Wm. Pas*, Cleckheaton, near Leeds, Yorkshire, card maker, No. 69,437 C.; John Tillotson and Jonathan Allatt, assignees.—*John Regan*, Hungate, Yorkshire, licensed hawkier, No. 69,439 C.; Walter Caddell, assignee.—*Edward Prokham Percy*, Liverpool, surgeon, No. 69,472 C.; Edward Jas and Joseph Ritson, assignees.

Saturday, June 3.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

(On their own Petitions).

*Moses Abitbol*, Manchester-buildings, Parliament-st., Middlesex, agent: in the Queen's Prison.—*Abraham Garrett*, sen., York-road, Lambeth, Surrey, beer-shop keeper: in the Gaol of Horsemonger-lane.—*Wm. Parsons*, Half Moon-st., Piccadilly, attorney at law: in the Debtors Prison for London and Middlesex.—*Wm. Collins*, Norfolk-street, Poplar, Middlesex, architect: in the Debtors Prison for London and Middlesex.—*John Levy*, Houndsditch, London, black and pencil manufacturer: in the Debtors Prison for London and Middlesex.—*Wm. Hills* the elder, Drewitt-place, Ryegate, Peckham, Surrey, market gardener: in the Gaol of Horsemonger-lane.—*James William Kele*, High Holborn, Bloomsbury, Middlesex, licensed victualler: in the Queen's Prison.—*Edward Faithfull*, Cottage-place, Little Chelsea, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Adam George*, Lamb-street, Spitalfields, Middlesex, manager to an ironmonger: in the Debtors Prison for London and Middlesex.—*Richard Douglas*, Whiting-street, Waterloo-road, Surrey, tin-plate worker: in the Debtors Prison for London and Middlesex.—*Thomas Freeman* the younger, New-wall, Shad Thames, Southwark, Surrey, timber merchant: in the Gaol of Surrey.—*John Reeve Scott*, Spencer-place, North Brixton, Surrey, wine merchant: in the Gaol of Surrey.—*T. W. P. Thompson*, Cotton-street, Poplar, Middlesex, water mariner: in the Debtors Prison for London and Middlesex.—*George Ager*, Belvidere-place, Southwark, Surrey, merchant's clerk: in the Debtors Prison for London and Middlesex.—*George Henry Howell*, Turnmill-street, Clerkenwell, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*Daniel Berry*, Fitzroy-place, New-road, Middlesex, marine store dealer: in the Gaol of Whitecross-street.—*Augustus Glossop*, Nassau-street, Middlesex-hospital, Middlesex, comedian: in the Debtors Prison for London and Middlesex.—*Joseph Milstead*, Bromley, Kent, carpenter: in the Queen's Prison.—*Wm. Glover*, Dorking, Surrey, foreman: a butcher: in the Gaol of Surrey.—*Richard Bottrell*, East-lane, Bermondsey, Surrey, civil engineer: in the Debtors Prison for London and Middlesex.—*Thomas Burton*, Frederick-place, near Stones'-end, Borough, Southwark, Surrey, and business: in the Queen's Prison.—*Sampson Cooper*, Digby, Worcestershire, coal merchant: in the Gaol of Worcester.—*Benjamin Williams*, Woolstanton, Staffordshire, joiner: in the Gaol of Staffordshire.—*John Davies*, Garndiffwath, Abersychan, Monmouthshire, miner: in the Gaol of Monmouth.—*Jane James*, Newport, Monmouthshire, innkeeper: in the Gaol of Monmouth.—*John Owen*, Trefurdaun Isaf, Yver, Pembrokeshire, farmer: in the Gaol of Haverfordwest.

—*John Owen*, jun., Pantygroes, Moilgrove, Pembrokeshire, farmer: in the Gaol of Haverfordwest.—*William Owen*, Trefurda Isaf, Nevern, Pembrokeshire, farmer: in the Gaol of Haverfordwest.—*Martha Gething*, Fenton, Staffordshire, licensed victualler: in the Gaol of Stafford.—*John Ruscoe*, Sedgley, Staffordshire, licensed victualler: in the Gaol of Coventry.—*Roger Walter*, Bradworthy, Devonshire: in the Gaol of St. Thomas the Apostle.—*Joseph Leay*, Birkenhead, Liverpool, joiner: in the Gaol of Lancaster.—*Samuel Hart* the younger, Moulham, Chelmsford, Essex, coach maker: in the Gaol of Chelmsford.—*Thomas Challis*, Kintbury, near Newbury, Berkshire, labourer: in the Gaol of Reading.—*Joseph Bradland*, Kidderminster, Worcestershire, carpet weaver: in the Gaol of Worcester.—*Lawrence Wood*, Elland, Halifax, Yorkshire, woollen cloth manufacturer: in the Gaol of Halifax.—*John Tomlin*, Whitwell, Hertfordshire, blacksmith: in the Gaol of Hertford.—*Wm. Roper*, Oxford, licensed victualler: in the Gaol of Oxford.—*Luke Fowler*, York, farmer: in the Gaol of York.—*Isaac Halliwell*, Salterhebble, near Halifax, Yorkshire, grocer: in the Gaol of York.—*Robt. Smith*, Cadney cum Howsham, near Briggs, Lincolnshire, farmer: in the Gaol of Lincoln.—*Charles Moore*, Barton-terrace, Gloucestershire, commission agent: in the Gaol of Gloucester.—*George Acons*, Newcastle-upon-Tyne, out of business: in the Gaol of Newcastle-upon-Tyne.—*Thomas Poweraker*, St. Sidwell, Exeter, stationer: in the Gaol of Exeter.—*Geo. Hill*, Pendleton, Salford, Lancashire, carter: in the Gaol of Lancaster.—*Richard Hailwood*, Hulme, Manchester, grocer: in the Gaol of Lancaster.—*Samuel Lee*, Ardwick, Manchester, in no trade: in the Gaol of Lancaster.—*James Paul*, Taunton St. James, Somersetshire, baker: in the Gaol of Wilton.—*John Ibbinson*, Pontefract, Yorkshire, out of business: in the Gaol of York.—*George Shuttleworth*, Heaton Norris, near Manchester, hatter: in the Gaol of Lancaster.—*Thos. Birch*, Bolton-le-Moors, Lancashire, cotton manufacturer: in the Gaol of Lancaster.—*I. Lowe*, Bolton-le-Moors, Lancashire, out of business: in the Gaol of Lancaster.—*Z. Richardson*, Higher Ardwick, Manchester, out of business: in the Gaol of Lancaster.—*James Stock*, Buscough, near Ormskirk, Lancashire, farmer: in the Gaol of Lancaster.—*Saml. Clifford*, Bradford-moor, near Bradford, Yorkshire, hatter: in the Gaol of York.—*Jos. Murgatroyd*, Leeds, Yorkshire, flock dealer: in the Gaol of York.—*Joshua Porritt*, Cleckheaton, near Leeds, Yorkshire, clothier: in the Gaol of York.—*Richard Rook*, Leeds, Yorkshire, innkeeper: in the Gaol of York.—*G. A. Wilson*, Hunslet, near Leeds, Yorkshire, chymist: in the Gaol of York.—*David Unwin*, York, tailor: in the Gaol of York.—*Abraham Johnson*, Blewbury, near Wallingford, Berkshire, blacksmith: in the Gaol of Reading.—*J. Smith*, Launton, Oxfordshire, out of business: in the Gaol of Oxford.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*June 21 at 11, before the CHIEF COMMISSIONER.*

*George Rogers*, New Montague-street, Spitalfields, Middlesex, wheelwright.—*Edward Joseph Heddin*, Cross Keys, Gracechurch-street, London, in no trade.

*June 21 at 10, before Mr. Commissioner LAW.*

*Joseph W. Hugman* the elder, Shoemaker-row, Broadway, Ludgate-hill, London, out of business.—*Alexander Hawkins*, London-road, Southwark, Surrey, ironmonger.—*E. Dollman*, Lewisham, Kent, merchant's clerk.—*John Edward Davies*, Richmond, Surrey, out of business.

*June 22 at 11, before the CHIEF COMMISSIONER.*

*Philip Fama*, Swan-street, Minorics, Middlesex, cigar dealer.

*June 21 at 11, before the CHIEF COMMISSIONER.*

*John Brook*, Hipperholme, near Halifax, Yorkshire, share dealer.

*At the County Court of Essex, at CHELMSFORD, June 22 at 12.*

*Samuel Hart* the younger, Moulham, Chelmsford, coach maker.

#### INSOLVENT DEBTORS' DIVIDENDS.

*Thomas Ingleton*, Salisbury-square, Fleet-street, London, storekeeper in the Ordinance: 3s. 3½d. in the pound.—*Wm. H. Chinser*, Vauxhall-walk, Lambeth, Surrey, clerk in the

War-office: 1s. 1½d. in the pound.—*Stephen Reynolds*, Clerkenwell-close, Clerkenwell, Middlesex, grocer: 9½d. in the pound.—*Chas. Wm. Elgie*, Upper Park-street, Liverpool-road, Islington, Middlesex, attorney: 6½d. in the pound.—*Thomas Cater*, Ware, Hertfordshire, horse dealer: 20s. in the pound.—*Peter Worsley*, Liverpool, coachmaker: 1s. 2d. in the pound.—*James Mooney*, Manchester, carver: 3s. 2½d. in the pound.

*Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.*

## FRIDAY, JUNE 9.

### BANKRUPTS.

**ROBERT WILSON**, Slough, Buckinghamshire, surgeon and apothecary, dealer and chapman, June 17 at 2, and July 29 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Bowles, Windsor; Smith, Bedford-row.—Fiat dated June 8.

**GEORGE PAYNE**, Henry's-cottages, New Peckham, Surrey, and Minorics, London, wholesale clothier, June 21 at 12, and July 21 at 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Shield & Harwood, 26, Queen-street, Cheapside.—Fiat dated June 3.

**WILLIAM BIGNELL**, Codicote, near Welwyn, Hertfordshire, tailor and draper, trader, dealer and chapman, June 16 at 2, and July 18 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Taylor, Guildhall-chambers, Basinghall-st.—Fiat dated June 6.

**SAMUEL CARROLL**, Mincing-lane, London, broker, dealer and chapman, June 17 at 2, and July 24 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Kirkman, Laurence Pountney-lane.—Fiat dated June 1.

**WILLIAM HENRY HYDE**, Newcastle-under-Lyme, and Hanley, Stoke-upon-Trent, Staffordshire, printer and newspaper proprietor, dealer and chapman, June 20 and July 18 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Harding, Newcastle-under-Lyme.—Fiat dated June 7.

**EDWIN PHILLIPS**, Shrewsbury, Shropshire, baker and confectioner, June 17 and July 15 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Teece, Shrewsbury; Reece, Birmingham.—Fiat dated June 3.

**SARAH WHITEHOUSE, EDWIN WHITEHOUSE, and ALFRED WHITEHOUSE**, Redbrook Tin-works, Newland, Gloucestershire, and Monmouth, tin plate manufacturers, (trading under the style or firm of S. Whitehouse & Sons), June 20 at 12, and July 21 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Philpotts, Earl-st., Blackfriars, London.—Fiat dated June 2.

**WILLIAM SUTCLIFFE**, Bowling, Bradford, Yorkshire, worsted stuff manufacturer, dealer and chapman, June 23 and Aug. 4 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Pickup, Bradford; Bond & Barwick, Leeds; Gregory & Sons, Clement's-inn, London.—Fiat dated May 27.

**JOHN REDMAN**, Liverpool, livery-stable keeper and coach proprietor, dealer and chapman, June 26 and July 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Minahull, Liverpool; Vincent, Temple, London.—Fiat dated June 6.

### MEETINGS.

*James Guest*, Manchester, cotton spinner, June 22 at 12, District Court of Bankruptcy, Manchester, pr. d.—*Horatio Raine*, Newton-wood, Newton, Cheahire, boiler maker, June 20 at 12, District Court of Bankruptcy, Manchester, pr. d.—*Richard Gill*, Richmond, Yorkshire, grocer, June 20 at 11, District Court of Bankruptcy, Leeds, pr. d.—*Jas. Strange*, Abingdon, Berkshire, wine merchant, June 23 at 2, Court of Bankruptcy, London, last ex.—*John Brown*, Manchester, carpet dealer, June 21 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Capel*, Bouverie-street, Fleet-st., London, coal merchant, June 22 at 12, Court of Bankruptcy, London, last ex.—*Chas. C. Wilson*, Daventry, Northamptonshire, scrivener, June 22 at 11, Court of Bankruptcy, London, last ex.—*T. Biglands*, Monkwearmouth, Durham, grocer, June 30 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; July 4 at half-past 1, div.—*James Dove*, Darlington, Durham, tanner, June 30 at half-past 10, District Court of

Bankruptcy, Newcastle-upon-Tyne, and. ac.; July 3 at half-past 10, div.—*W. S. Clarke*, Dorking, Surrey, printer, June 30 at 1, Court of Bankruptcy, London, and. ac. and div.—*Geo. Tattersall*, Davies-st., Berkeley-sq., Middlesex, saddler, June 30 at half-past 12, Court of Bankruptcy, London, and. ac. and div.—*James Moses Bridgland*, Wardour-street, Soho, Middlesex, piano-forte manufacturer, June 30 at 12, Court of Bankruptcy, London, and. ac. and div.—*William Dyson*, Wakefield, Yorkshire, grocer and tea dealer, July 17 at 11, District Court of Bankruptcy, Leeds, and. ac.; July 18 at 11, div.—*Elizabeth Green*, Spring-mill and Crosland-moor, Almondbury, Yorkshire, common brewer, June 30 at 10, District Court of Bankruptcy, Leeds, and. ac.—*James Napier* the younger, Sheffield, Yorkshire, oil merchant, July 1 at 10, District Court of Bankruptcy, Sheffield, and. ac.—*G. Garton*, Sheffield, Yorkshire, stock broker, July 1 at 10, District Court of Bankruptcy, Sheffield, and. ac.—*Thos. B. Shuttleworth*, Sheffield, Yorkshire, shopkeeper, July 1 at 10, District Court of Bankruptcy, Sheffield, and. ac.—*Esra J. Coates and John Hillard*, Bread-street, Cheapside, London, and Manchester, Liverpool, and Leicester, and New York, America, merchants, June 30 at 12, Court of Bankruptcy, London, div.—*Ichabod Hagg*, Colchester, Essex, tailor, June 30 at half-past 11, Court of Bankruptcy, London, div.—*Thomas Weston*, Southampton, plumber, June 30 at 11, Court of Bankruptcy, London, div.—*Joseph Colling*, Yarmouth, Norfolk, grocer, June 30 at half-past 11, Court of Bankruptcy, London, div.—*W. Child*, Chertsey, Surrey, grocer, June 30 at 12, Court of Bankruptcy, London, div.—*George Heath and Geo. Dams*, Canterbury, drapers, June 30 at half-past 11, Court of Bankruptcy, London, div. sep. est. of *G. Heath*.—*Francis Glass*, Basinghall-street, London, woollen factor, June 30 at 11, Court of Bankruptcy, London, fin. div.—*Robert Weir*, Harley-street, Cavendish-square, Middlesex, bookseller, June 30 at 11, Court of Bankruptcy, London, fin. div.—*John Thos. Greaves*, Millbrook, Southampton, seed crusher, June 29 at 11, Court of Bankruptcy, London, fin. div.—*Thos. Eldred*, Castle-court, Birch-lane, London, ship insurance broker, June 29 at half-past 11, Court of Bankruptcy, London, fin. div.—*John Macferlane*, Mark-lane, London, merchant, June 29 at half-past 11, Court of Bankruptcy, London, fin. div.—*John Reddell*, Bunhill-row, Middlesex, carpenter, June 29 at 11, Court of Bankruptcy, London, fin. div.—*Edward C. Blackwell and James N. Dunsford*, Newbiggin by the Sea, Northumberland, brewers, June 30 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Jeremiah Scott*, Leeds, Yorkshire, share broker, June 30 at 10, District Court of Bankruptcy, Leeds, div.—*Wm. Lombardini*, Huddersfield, Yorkshire, carver, June 30 at 10, District Court of Bankruptcy, Leeds, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*John Arnett*, Stanhope-street, Hampstead-road, Middlesex, corn merchant, June 30 at 1, Court of Bankruptcy, London.—*A. A. Lackersteen and Wm. H. Crake*, Moorgate-street, London, merchants, June 30 at half-past 11, Court of Bankruptcy, London.—*Isaac Willis*, Lower Grosvenor-street, Hanover-square, Middlesex, music seller, July 1 at half-past 1, Court of Bankruptcy, London.—*Thomas Harwood*, Oxford-street, Middlesex, saddler, June 30 at 11, Court of Bankruptcy, London.—*Jas. Salter*, Harringay-villas, Green-lanes, Tottenham, Middlesex, builder, June 30 at half-past 11, Court of Bankruptcy, London.—*James Dove*, Darlington, Durham, tanner, June 30 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*George Hawkins*, Bristol, victualler, July 3 at 11, District Court of Bankruptcy, Bristol.—*Wm. Dyson*, Wakefield, Yorkshire, grocer, July 3 at 11, District Court of Bankruptcy, Leeds.—*George Eastwood*, Manchester, fastian manufacturer, July 3 at 12, District Court of Bankruptcy, Manchester.—*James Keon*, Ashton-under-Lyne, Lancashire, cap manufacturer, July 3 at 12, District Court of Bankruptcy, Manchester.—*W. T. Horrey*, Manchester, callenderer, July 3 at 12, District Court of Bankruptcy, Manchester.—*John Lawrie*, Liverpool, coal merchant, July 5 at 11, District Court of Bankruptcy, Liverpool.—*Jonathan Beckett*, Liverpool, ironmonger, July 5 at 11, District Court of Bankruptcy, Liverpool.—*James Greenwood*, Harworth, Bradford, Yorkshire, worsted spinner, June 30 at 10, District Court of Bankruptcy, Leeds.—*Elizabeth Green*,

Almondbury, Yorkshire, common brewer, June 30 at 10, District Court of Bankruptcy, Leeds.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 30.*

*Jos. Morse*, Neithrop, Banbury, Oxfordshire, woolstapler.—*Fred. Wm. Allen*, Seymour-place, Bryanstone-square, Middlesex, riding master.—*Jos. Philip Shaw*, Mortimer-st., Cavendish-square, Middlesex, upholsterer.—*George Langley and Peter Langley*, Latymer-road, Hammersmith, Middlesex, house and ship joiners.—*John Hope*, Tunbridge-wells, Kent, grocer.—*John Bates*, Kettering, Northamptonshire, watch maker.—*Wm. Lee*, Honiton, Devonshire, builder.—*Guillemus Tertius Butterfield*, Oxford-st., Middlesex, drug grinder.—*Wm. Clark Wright*, Norland-square, Notting-hill, Middlesex, ship owner.—*Richard Pope*, Newport, Monmouthshire, ship broker.—*Wm. Palfrey* the elder, Tyssen-place, Kingland-road, Middlesex, builder.—*Robert Wilkinson Barnes*, Stockport, Cheshire, cabinet maker.—*Isaac Lindo Mocatta*, Liverpool, commission merchant.—*Jeremiah John Sullivan*, Winsford, Cheshire, salt merchant.—*James Woodward and Wm. Woodward*, Walnut Tree-walk, Lambeth, Surrey, builders.

#### FIAT ANNULLED.

*Stephen Davis and Adolphus Troeger*, York, furriers.

#### SCOTCH SEQUESTRATIONS.

*Adam Oliver*, deceased, Bongate, near Jedburgh.—*John Melrose*, Edinburgh, tailor.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thomas Rippon*, Exeter, fruiterer, June 16 at 10, County Court of Devonshire, at Exeter.—*Fred. Hughes Cramm*, Newton Abbot, Devonshire, watch maker, June 17 at 11, County Court of Devonshire, at Newton Abbot.—*C. Toner Banfill*, Newton Abbot, Devonshire, grocer, June 17 at 11, County Court of Devonshire, at Newton Abbot.—*Thos. Gunter*, Halesworth, Suffolk, currier, June 21 at 2, County Court of Suffolk, at Halesworth.—*James Edmest*, Chatham, near Dover, Kent, schoolmaster, June 21 at 10, County Court of Kent, at Dover.—*Wm. Evans*, Swansea, Glamorganshire, grocer, June 27 at 10, County Court of Glamorganshire, at Bridgend.—*George West*, Ipswich, Suffolk, bookbinder, June 28 at 10, County Court of Suffolk, at Ipswich.—*Job Allen*, Ipswich, Suffolk, coal carter, June 28 at 10, County Court of Suffolk, at Ipswich, June 28 at 10, County Court of Suffolk, at Ipswich.—*Thomas Smith*, Eytton, Denbighshire, innkeeper, June 23 at 10, County Court of Denbighshire, at Wrexham.—*Wm. Verrier*, Bristol, newspaper agent, July 21 at 11, County Court of Gloucestershire, at Bristol.—*Hen. Witham*, Bristol, plasterer, July 21 at 11, County Court of Gloucestershire, at Bristol.—*Thomas Court*, Sheffield, Yorkshire, book keeper, July 5 at 10, County Court of Yorkshire, at Sheffield.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*June 23 at 10, before the CHIEF COMMISSIONER.*

*John Halford*, John's-terrace, Bow-lane, Bromley, Middlesex, carpenter.

*June 23 at 10, before Mr. Commissioner LAW.*

*Robert Mott Marks*, Gloucester-st., Queen-square, Bloombury, Middlesex, copper-plate printer.—*Thos. Case*, North-place, River-street, Putney, Surrey, leather seller.

*June 26 at 10, before Mr. Commissioner PHILLIPS.*

*Daniel Mullins*, Thanet-place, Strand, Middlesex, surgeon.—*Richard Pyne*, Chester-place, Kennington-road, Surrey, carpenter.—*Wm. Sharpe*, Heath-st., Hampstead, Middlesex, cooper.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*June 23 at 11, before Mr. Commissioner HARRIS.*

*James Cracknell*, Clifton-place, Hyde-park-gardens, Middlesex, gentleman's servant.—*Adolph Heilbuth*, Limekiln-hill, Limehouse, Middlesex, shipping clerk.—*John Jenkins*, Blackland's-lane, Chelsea, Middlesex, millman.

*June 23 at 10, before Mr. Commissioner LAW.*

*Christian Charles Schaefer*, Belgrave-cottages, Westbourne-street, Pimlico, Middlesex, baker.

*June 23 at 10, before Mr. Commissioner PHILLIPS.*

*Wm. Percival Whitehead*, Harper-st., New Kent-road, Surrey, oilman.—*Walter Smart* the younger, Leather-lane, Holborn, Middlesex, lithographic printer.—*Thos. Richardson*, Asylum-terrace, King's-road, Chelsea, stay manufacturer.—*Richard Douglas*, Whiting-st., Waterloo-road, Surrey, out of business.

*June 26 at 11, before the CHIEF COMMISSIONER.*

*Nich. Pettifer*, Lower-road, Islington, Middlesex, out of business.—*Thomas Freeman* the younger, New-walk, Shad Thames, Southwark, Surrey, timber merchant.

*June 26 at 11, before Mr. Commissioner HARRIS.*

*John R. Robertson*, Drill-place, Poplar, Middlesex, out of business.

*June 26 at 10, before Mr. Commissioner LAW.*

*George Hartley*, Walter-place, Caledonian-road, Islington, Middlesex, boot maker.—*Philip H. Smallbone*, Cole-street, Swan-st., Dover-road, Surrey, out of business.

*At the County Court of Lancashire, at LANCASTER, June 23 at 10.*

*Richard Lord*, Rochdale, farmer.—*Zachariah Richardson*, Higher Ardwick, Manchester, out of business.—*Rob. Park*, Preston, cart owner.—*Thomas Birch*, Little Bolton, out of business.—*Thos. Ingram*, Blackburn, grocer.—*R. Hailwood*, Hulme, Manchester, grocer.—*Henry Elliott*, Hulme, Manchester, coffee-house keeper.—*Jabez Yates*, Liverpool, ginger beer manufacturer.—*Edward Clarke*, Liverpool, joiner.—*John Bullock*, Liverpool, surgeon.—*Thos. F. Harding*, Liverpool, whitesmith.—*Thos. Tomlinson*, Chorley, reed maker.—*David Gilmore*, Broughton, Salford, bookkeeper.—*Geo. Hill*, Pendleton, Salford, out of business.—*Geo. Skuttleworth*, Heaton Norris, near Manchester, out of business.—*Sam. Lee*, Ardwick, Manchester, out of business.—*Thos. Davies*, Liverpool, out of business.

*At the County Court of Lancashire, at LANCASTER, June 24 at 10.*

*Joseph Powell*, Manchester, out of business.—*John Warr*, Salford, out of business.—*Roberts Elliott*, Marsden, near Burnley, in no business.—*Edmund Hartley*, Bury, shopman to a chemist.

*At the County Court of Hampshire, at WINCHESTER CASTLE, June 24.*

*George Barton*, Portsmouth, Southampton, tailor.—*Charles John Hoffmeister*, Southsea, near Portsmouth, Southampton, lieutenant in the Royal Navy.

*At the County Court of Warwickshire, at COVENTRY, June 27 at 10.*

*John Ruscoe*, Sedgley, retailer of ale.

*At the County Court of Oxfordshire, at OXFORD, June 24.*

*Colin Macaulay*, Oxford, surgeon.—*Wm. Roper*, Oxford, licensed victualler.—*John Thos. Lovelock*, Watlington, corn dealer.—*Jas. Collier*, Lower Woolvercott, licensed victualler.

*At the County Court of Staffordshire, at STAFFORD, June 24 at 10.*

*Benjamin Stevens*, Harborne, in no business.—*Benjamin Williams*, Woolston, licensed retailer of wines.—*James Broadhouse*, Wednesbury, cabinet maker.—*Mariha Gething*, Penton, licensed retailer of wines.

*At the County Court of Glamorganshire, at CARDIFF, June 26.*

*Richard Gibbon*, Cae-panttywyl, Merthyr Tydvil, grocer.—*Edmund Watkins*, Merthyr Tydvil, out of business.—*David*

*Jones*, Merthyr Tydvil, butcher.—*John Beane*, Merthyr Tydvil, out of business.—*Chas. W. Heime*, Brynmawr, Llanelly, druggist.

*At the County Court of Berkshire, at READING, June 25 at 10.*

*Abraham Johnson*, Blewbury, near Wallingford, blacksmith.—*Thos. Challis*, Kintbury, near Newbury, labourer.—*George Cotterell*, Reading, common brewer.—*Theophilus J. Howell*, Harwell, near Abingdon, in no business.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—*John Rolley Tripp*, of Swansea, Glamorganshire; *John Ewart*, of Edinburgh, Depute Director of her Majesty's Chancery.

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West, in the City of London, by **HENRY SWEET, LAW BOOKSELLER  
and PUBLISHER**, residing at No. 11, John Street, Bedford Row, in the  
County of Middlesex. Saturday, June 10, 1848.

# The Jurist

No. 597—VOL. XII.

JUNE 17, 1848.

PRICE 1s.

\* \* *The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—*

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench .....	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Bail Court .....	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court .....	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act....	{ W. PATERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

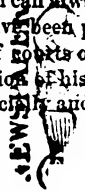
LONDON, JUNE 17, 1848.

AMONG the defects of our criminal jurisprudence there is one which has hitherto but little attracted the notice of lawyers, probably because it is one which exhibits itself only after the purely legal operations of a criminal trial have been brought to a close. We allude to the absence of all jurisdiction for reversing a verdict and judgment erroneously given, and for compensating the person improperly condemned and punished. A flagrant instance of this has occurred in a case which must be fresh in the recollection of most persons, of a man being found guilty of a crime, adjudged to be transported, and transported accordingly; after all which, it was conclusively established to the satisfaction of the authorities, that he was innocent. Accordingly he obtained a free pardon, and might have returned if he thought fit, and, we believe, might have been brought back at the expense of the State, to England. There, however, his right stopped. He preferred remaining in the colony to which he had been transported; but not only had he no right to any compensation, but it was with extreme difficulty, and, as we believe, principally from the absence of distinct jurisdiction, that the proper authorities could be induced, as a matter of grace, to allow a most moderate sum to enable the man's family to proceed to join him.

This, we conceive, to be a most defective state of the law. Every one knows that, technically, a pardon implies previous guilt. It makes the offender, according to Blackstone, "a new man." It acquits him of "all corporal penalties and forfeitures annexed to that offence for which he obtains his pardon: it does not so much restore his former, as give him a new credit and capacity." In fact, it does not declare that the pardoned never was a guilty man, but, assuming his guilt, washes it out, and by grace converts as it were the old

criminal into a new innocent. Every one knows also that, practically, a pardon does not restore a man to his former position of credit and character. It requires a perpetual explanation of its grounds; a perpetual refutation of the implied charge of crime; and the trial and conviction having been public and solemn, while the proceedings to establish the innocence are wholly or partially secret, and conducted by persons more or less irresponsible, the minds of men *will not* accept the fact of a pardon, coupled even with the public statement of a Secretary of State, that proved innocence was the ground of the pardon, as such proof of innocence as will wholly obliterate from their minds suspicion of the character of the person implicated. Hence, when a man is unjustly convicted and punished, and pardoned as fully as the Crown can pardon, he has still endured at the hands of the State a gross injustice, for which no remedy or compensation is accessible to him.

It will not do to object that the individual hardship is merely the consequence of the imperfection of human institutions, and that each one must take his chance of such hardships, in return for the general protection which he, as one member of the community, receives from the laws. This objection might be sustained, if it could be shewn that the State, through its tribunals, having made a gross mistake and done a gross injustice, is quite incapable of affording compensation. But it is perfectly plain, on the contrary, that the State possesses inherent powers for making, in all cases some, and in most cases adequate, compensation. In the first place, the perfect and public establishment of the accused man's innocence is a thing which he has a right to demand at the hands of the State, and which can always be obtained. If his trial and conviction have been public and solemn, and through the medium of courts of law, so should the inquiry into and adjudication of his innocence. The bad verdict ought to be judicially and pub-



licly declared *bad ab initio*, and the sentence solemnly reversed; so that, instead of the pleasant and sarcastic fiction of obliterating a man's past life, in order to wash out a crime that never existed, and to create out of his ashes a new and innocent man, the effect of the proceeding might be to admit that the law had made a mistake, and to declare that the accused never was guilty. This, at least, could always be done in those cases where a free pardon is granted on the ground of proved innocence.

The next and equally material question is that of substantial compensation, and it can hardly be denied that it is the duty of the State to make that also. The condition on which every subject owes allegiance is, that he shall have protection; and how can it be said that a subject has protection, if he is liable to be sentenced to severe punishment by a mistake of the tribunals of his country, and denied compensation for the injury, when it is proved that such tribunals have condemned him under the influence of mistake? Again, the only plea for the punishment of criminals is, that, by reason of such punishment, others are deterred from committing crime, and the peaceable and innocent members of society are protected. But if an innocent man is punished, and the fact of his innocence being made known, he is in no manner compensated, so far from others being deterred from committing crime by reason of such a course of proceeding, the effect of it is to confound in the criminal mind of the country guilt and innocence, and thus to lay the foundation of a belief, that the criminal fares no worse than the innocent man before the law; an opinion by no means conducive to the protection of the peaceable. But the most conclusive argument to our mind is, that if injustice has been done, if injury has been inflicted, whether by an individual or by the State, the immutable laws of justice require that such injustice shall be atoned for, such injury met, by compensation.

Applying this doctrine to the question under consideration, if a man has been improperly condemned, taken from his worldly pursuits, deprived of those means by which, according to his station, he honestly earned his bread, it is the duty of the State that has, by the imperfection and mistake of its tribunals, condemned an innocent man, and injured his worldly status, to replace him by means of compensation as nearly as may be in the position in which he would have been if the injury had not been done. To say that this cannot be done is mere nonsense. In ninety-nine cases out of a hundred, the injury practically done, apart from the question of restoration of credit, is a mere question of pecuniary damage, and could as easily be estimated as a question of damages in an action for slander, or for running against a carriage. To say that it could not be done because there is no fund out of which such compensation could be made, is merely to say, that there is at present no compensatory machinery at the disposal of Government. But it is obviously as easy to provide such a fund, as it is to provide a fund for the payment of any branch of the public service. Every duty of the State is a portion of the public service; and let it once be admitted, as it ought to be, that it is a duty of the State to compensate those whom, by the imperfections of its jurisprudence, it has injured; and it follows, that the machinery for compensation becomes a branch of the public service, and ought to be, and may easily be, provided accordingly.

## Reviews.

*A Treatise on the Law of Copyright in Books, Dramatic and Musical Compositions, Letters, and other Manuscripts, Engravings, and Sculpture, as enacted and administered in England and America, with some Notices of the History of Literary Property.* By GEORGE TICKNOR CURTIS, Counsellor at Law. pp. 450. [Maxwell, London; Little & Brown, Boston.]

This is almost the only importation from American legal literature for which the Profession has any reason to thank the enterprising publisher, who has done so much to circulate the works and to unmagnify the reputation of the American jurists. *Omne ignotum pro magnifico*; and while the Storys, the Kent's, the Greenleafs, &c., were known only by the praises of their countrymen, English text writers ("compilers," as they have been contemptuously termed by the admirers of that prince of second-hand compilers, Story, the American Chitty) were content to hide their diminished heads, and to acknowledge that the science of English law might be best learned out of England. But, thanks to Mr. Maxwell, "the great American jurists" have been measured and weighed, and Lincoln's Inn is beginning to hold up its head, and to think it may still be a match for Harvard University.

The extensive literary intercourse that is carried on between the two countries renders the subject of copyright a fit one for an Anglo-American Treatise; and now that it is settled law that no copyright can exist in this country in any work that is first published abroad, it is important to know how the law stands in the different States of America, in order that authors and publishers may know what steps to take, if any can be taken with effect, for securing the copyright of new works in both countries. If the States had adopted the rule of the English law, this could have been done only by means of a strictly simultaneous publication in both countries. But we learn from Mr. Curtis that, among the requisites to an American copyright, that of prior publication in the States is not included, although that of the author's citizenship or residence within the dominions of the United States at the time of publication is. The present law of copyright is the same throughout the States, and depends upon the act of Congress of 3rd February, 1831.

"As the law now stands there are but three requisites for securing a valid copyright. 1. The deposit of a printed copy of the title before publication with the clerk of the district court. 2. Notice to the public, by printing in the place designated [in the case of a book, the title page or the next page] the fact of the entry in the form prescribed by the statute. 3. The deposit with the clerk of a copy of the publication within three months from the date of publication" (p. 197).

But the 8th section of the act of Congress, above referred to, enacts, "that nothing in this act shall be construed to extend to prohibit the importation or vending, printing, or publishing of any map, chart, books, musical composition, print, or engraving, written, composed, or made by any person not being a citizen of the United States, nor [or] resident within the jurisdiction thereof." And the next section limits the protection of unpublished manuscripts in the same manner. In this provision the United States have shown themselves less liberal than the mother country. The consequence is, that an author residing in or being a citizen of the United States can secure his copyright in both countries, but no foreigner not residing in the United States can secure any copyright there.

The term of copyright in books, maps, charts, musical compositions, prints, and engravings, is, under the same act of Congress, twenty-eight years from the time of



recording the title, with a further term of fourteen years, if, at the expiration of the twenty-eight years, the author, inventor, designer, or engraver, or, in the case of a joint production, any one of the authors, &c. is living and a citizen of the United States or residing therein, or, being dead, shall have left a widow or child then living, provided such renewed copyright is duly registered within six months from the expiration of the first term. The benefit of the renewed term is given to the author, if living, and if not, to his widow and children; but the act, which is very loosely worded, has no provision allowing or restraining alienation of the contingent extended copyright while it remains contingent. It has been decided, however, that an assignment of "the copyright" does not carry the contingent term; and the question, whether the power of alienation exists, is thus satisfactorily disposed of by Mr. Curtis: "This contingent interest the author may undoubtedly assign. But, if the author is not living at the end of the first term, the additional term vests in his widow and child or children living at the time. It is not easy to see how the author can dispose of this interest. It is not created for him, but for his family, and it vests only in case of his death, and the policy of the statute, it seems to me, has removed it from his control." p. 236.

By a supplementary act of June 30, 1834, it is enacted, that all assignments of copyright not recorded, within sixty days after execution, in the office where the original copyright is recorded shall be adjudged fraudulent and void against subsequent purchasers without notice—a provision which might very advantageously be adopted in this country, where copyright and patent rights are the only species of property in dealing for which the purchaser has absolutely no protection but the honesty of the proprietor.

Mr. Curtis has performed his task with great care and ability, and to him the profession are indebted not only for a good, but for the only separate treatise on the subject, Mr. Godson's worthless book on patents and copyright, and the article on patents and copyright in Mr. Sweet's edition of Jarman's Conveyancing, being, we believe, the only publications\* in which the subject has been treated in this country.

Almost the only fault of the book is its diffuseness. The author appears to be insensible to the beauties of brevity, and writes as if he were furnishing manuscript to the printer of the House of Commons. What a vision of eternal leisure must have been before him when he commenced his book with this sentence—"Before we enter upon the field of municipal jurisprudence, it may be well to pass through the more enlarged region of natural law"! Were there not the arguments in *Miller v. Taylor*, and Serjeant Talfourd's speeches, for those who delight to wander in the region of natural law? Have not the puerilities of Grotius and Puffendorf been sufficiently diluted and retailed by Blackstone?

We take from the chapter on piracy the following observations on the English cases respecting abridgments, as a specimen at once of our author's good sense and of his prolixity. Referring to the anonymous case *Lofft, 775*, on the abridgment of Hawkesworth's *Voyage*, in which Apley, C., after conferring with Sir W. Blackstone held, that "an abridgment, where the understanding is employed in retrenching unnecessary and ininteresting circumstances which rather deaden the narrative, is not an act of plagiarism upon the original work, nor against any property of the author in it, but an allowable and meritorious work," Mr. Curtis says:—

"There can be no doubt that the definition of an abridgment, given in the anonymous case in *Lofft*, is correct in a critical sense. That the understanding must be employed in the act of 'carrying a larger work into a smaller compass, and rendering it less expensive and more convenient both to the time and use of the reader,' and that, when this is done, the person who does it exhibits, according to Lord Hardwicke, his own 'invention, learning, and judgment' is obvious. But whether this can be done with any work really original, and actually under the protection of copyright,—whether the property of the original author can be taken, and the taking justified, by any amount of learning, judgment, or invention shown in the act by him who thus appropriates the property of another,—is the great question which seems to be assumed, and not satisfactorily solved by these authorities. There are many modes in which the wrongful taker of another's property may exhibit vast talent and ingenuity, and even genius, both in the act of taking, and in the use which he makes of it; so that he may really be said to have incorporated with it both his own labour and his own intellectual energy; but the question of original title is still apt inconveniently to recur in such cases. In like manner, invention, learning, and judgment are often shewn in the appropriation of the literary labours of others; but the Courts have not hesitated on this account to ascertain what part of a book, labouring under suspicion, was taken from the complainant; and, if the title of the latter is made out, to grant redress, even to the destruction of all that the piratical author can call his own. In the case of a colourable curtailment of the original work, there may be the exercise of a mental operation, as well as in a professed abridgment; and if the original author is injured by the latter as well as by the former, it seems to be a very unsatisfactory answer, in either case, to say, that his book has been made, by a mental operation, to wear the appearance of a new work. In both cases, the true inquiry is, has anything been taken which belongs to another? In either case the form under which the original matter re-appears should be treated as a disguise; and the extent of the transformation shews only the extent to which the disguise has been carried, as long as anything remains which the original author can shew to be justly and exclusively his own.

"It is necessary, therefore, in this inquiry, to look, not to the origin of the right of literary property, for the right is to be assumed, but to what the right includes. When the author of a book, of whatever kind, possessing the legal attributes of originality, has secured his copyright according to the prevailing law of his country, he has secured the exclusive right to print and publish his own book. In the jurisprudence with which we are concerned, this right includes the whole book and every part of it; for we have seen, that there may be a piratical taking of extracts and passages, and that the quantity thus taken may be immaterial. It includes, also, or may include, the style, or language, and expression; the learning, the facts, or the narrative; the sentiment and ideas, as far as their identity can be traced; and the form, arrangement, and combination which the author has given to his materials. These are, or may be, all distinct objects of the right of property; and in every work of originality likely to be abridged, or capable of being abridged, they are all important objects of that right. However imperfectly the subject may have been regarded in former times, it is now, I think, to be regarded as settled, that whatever is metaphysically part or parcel of the intellectual contents of a book, if in a just sense original, is protected and included under the right of property vested by law in the author; and it is very material to observe, that the arrange-

\* In Mr. Drewry's *Treatise on Injunctions*, there is a valuable chapter on the law as to injunctions to protect copyright.

ment, the method, the plan, the course of reasoning, or course of narrative, the exhibition of the subject, or the learning of the book, may be, according to its character, as much objects of the right of property as the language and the ideas.

"What, then, does the maker of an abridgment print, publish, and sell, after he has made it? He has been employed according to the definition above quoted, 'in retrenching unnecessary and uninteresting circumstances, which rather deaden the narration'; that is to say, he has rejected what, *in his judgment*, are redundancies. Does this make him the author or proprietor of what remains? If the work be a history, did he, the person abridging it, compile the materials into their present shape, and describe the course of events, and embody the whole of what constitutes the intellectual contents of the book, or are these things the product of another's labour, research, and faculty of writing? If it be a fictitious narrative, whose genius created the characters, and animated them with the sentiments which they utter, and invented the pleasing incidents of their mock existences, and wove the whole into the novel or the poem; which exists as an intellectual whole, after as well as before the process by which 'the unnecessary and uninteresting circumstances' are 'retrenched'? Or if it be a work of science, or a treatise on any branch of knowledge, whose are the ideas, the course of reasoning and illustration, the plan and analysis of the subject, and the collection and arrangement of materials which constitute the identity of the book? These questions can have but one answer, and if the abridgment in any given case consists solely in the reduction of the bulk of the volume, by the rejection of redundancies, it is a mere republication of a connected series of extracts, in a different juxta-position from the original author's, to which the party had no title whatever. On the other hand, if the abridgment not only rejects redundancies, but also clothes the sentiments and ideas which may be left, in different phraseology, then it falls under the predicament of a colourable alteration, which cannot escape the censure of justice.

"In short, the publication of a mere and professed abridgment, is an invasion of the rights of an author in several ways. It pledges and compromises his reputation and responsibility, to the same extent as the republication of the original work. It makes use of his work to raise a competition which must always be dangerous, by bringing it in a contracted form within the reach of a larger number of purchasers; and it creates a direct obstacle to the exercise of his right of giving the work to the public himself under the form of an abridgment." [After four pages more, not devoid of meaning, the author proceeds:—]

"I cannot but think, therefore, that the result to which English and American jurisprudence ought to come, upon this question, is, that an abridgment, in which the text, the plan, the ideas, arguments, narrative, and discussion of an original author are reproduced, in a condensed form, is a violation of his right of property.

"This position seems to be sustained by the doctrine of a recent decision in England; although some of the remarks which fell from the Court apparently recognise the right of making an abridgment of some kind, in the case of a *book*, as distinguishable from an abridgment or adaptation of *music*. When examined, however, the reasoning of Lord Lyndhurst on this point, taken in connection with the point decided in the cause, will be found to give a different view of the general doctrine of abridgments from that which has loosely prevailed in England for above a century."

Upon similar reasoning Mr. Curtis arrives at the conclusion, that the publication of a translation of a work

would be a piracy in the country where copyright of the original subsisted.

We cannot leave the book without complaining, that though it has a good index, there is no table of contents or other key to the plan and arrangement of the work. In the appendix of statutes, the original International Copyright Act (1 & 2 Vict. c. 59) is reprinted, but the stat. 7 & 8 Vict. c. 12, by which that act was repealed, is not noticed either there or in the body of the work.

We are glad to see that Mr. Curtis promises a Treatise on the Law of Patents. Mr. Hindmarsh's work is very good, and quite sufficient for English law, but the American patent law is interesting in this country. We do hope that he will condense his style.

#### *Some Remarks on the Law of Copyright. Pp. 15.*

A pamphlet, bearing the above title, but without name of author, printer, publisher, or place, reached us after the above notice of Mr. Curtis's work was written. The writer (probably one of "the trade") refers to the judgment in *D'Almeida v. Boosey*, which, he says, "clearly negated the claims on behalf of foreigners under most circumstances, and cast so much doubt on them under all others, that it was thought no more would be heard of foreign copyright, except under the provisions of the International Copyright Act;" and complains, that "An un-English class of speculators in foreign compositions have thought they could ride over that portion of the judgment of the Court of Exchequer, which had determined that publications first made abroad could not be brought within the protection of the English Copyright Acts, by causing simultaneous publication in two or more countries; and in this attempt to evade the spirit of the law and the former decisions of the Courts, the Court of Common Pleas has concurred, by a judgment delivered May 12th, 1848, in the case of *Cocks v. Purday*."

After citing the judgment in *D'Almeida v. Boosey* (1 You. & C., Exch., 298), the writer proceeds:—"With this judgment before them, the tactics of the speculators in foreign music became directed to the means of evading that part of the judgment which annihilated copyright here in case of first publication elsewhere; and, as none of the foreign Legislatures recognise copyright in their respective countries, except upon the condition of first publication therein, and as the price to be obtained in this country would not pay for losing the foreign market, the expedient adopted was that of simultaneous publication in the various states in which it was desired to maintain the copyright. A very cursory reading of the cases will, however, show that *first publication* is as much the basis of copyright in England as in any other country; and how simultaneous and first publication can co-exist is a paradox to grammarians, however lawyers may reconcile it to their minds."

This, as we have shewn in the preceding article, is a mistake; *first publication* in the British dominions is not essential to a British copyright. Mr. Serjeant Taubert's opinion to the contrary, (cited at p. 11, as "closing" the question), cannot be sustained, and has been overruled. In America prior publication is not essential, as we have seen, though the citizenship or residence of the author is; and, we believe, the law in France and in many other continental countries resembles that of America in these particulars. The injustice to British literature which results from this state of things, is very fairly pointed out in the Remarks:—

"All that has hitherto been written is based on the assumption, for the time, that a foreigner can have copyright, although not a resident in the kingdom, or rather that he can assign to a resident. This proposition may, however, be met at once by saying that if foreigners have such a right, or any right, except

under the provisions of the International Copyright Act, (7 Vict. c. 12), the passing of that act was an absurdity, for it can only have the effect of imposing terms on those who already possessed the privilege of copyright unconditionally. But, in truth, whatever doubt may have formerly existed, and may have led to the decisions favouring assignments to Englishmen, although made by foreigners, seems to have been completely removed by the passing of the International Copyright Act, the provisions of which must become a dead letter, if foreigners are to enjoy and convey copyright in England in any other ways than those prescribed by that act.

"Equally is there an end to all necessity for conventions under the International Copyright Act, because, if foreigners, by simply multiplying plates, and causing them to be published simultaneously in all the great cities of the universe, can thereby in each of them secure a copyright, it would be quite absurd to expect that their respective Governments will give to Englishmen that reciprocity which the 14th section of the International Copyright Act declares shall be the condition of any order in council having for its object the granting of copyright in England to foreigners. And it is right here emphatically to observe, on the fact—that while, (if the decision of the Common Pleas be good law), any foreigner may have an unconditional copyright in England, there is no process known by which an Englishman, resident in England, can get a copyright in any foreign nation in the world.

"English literature, to judge from the lists of Galigani, Xavier, Baudry, and others, appears to have no protection in France. Yet the International Copyright Act requires reciprocity. The Frenchman living in Paris, it seems, may sell his copyright in London: can our Balfe, or Bishop, or Wallace, &c., sell their copyrights in Paris? If they go and reside there, absolutely composing and producing their works there, they may; but not otherwise.

"If, as laid down by the Common Pleas, a foreigner can get copyright in England without express enactment, how was it that the Legislature, at the time of the Union with Ireland, re-enacted the then Copyright Acts expressly to bring Irish literature within their protection? Irishmen, it need scarcely be remarked, were not foreigners—they were the subjects of the English Crown even before the Union—yet they could not have the benefit of English legislation unless expressly mentioned. This is corroborated by the fact that all the writings of Thomas Moore published in Ireland before the Union are treated to this day as non-copyright in England." The treatment of Thomas Moore's or Thomas Little's early productions as public property, by the trade, is rather slender proof of the law. The fact is, that there is no copyright in some of that writer's productions, because the wisdom of certain Lords Chancellors has determined that there ought to be free trade in immoral publications,—that vicious books, like women of easy virtue, ought to be on the town. Some others of that gentleman's copyrights have been lost by a very curious accident. (See *Power v. Walker*, 4 Camp. 8; *Moore v. Walker*, Id. 9, n.).

"But, say the counsel for the traders in foreign music, it is not the foreigner, but the English assignee, that the law is to protect. This is a distinction without a difference; for the whole purport of the acts in protecting assignees is to enable them properly to compensate the authors.

"No assignee, in law, can have larger powers than the principal from whom he derives his power. If the judgment of the Court of Common Pleas, in *Cocks v. Purday* is sound, Cocks, as the assignee of Labitski, can restrain the publication of Labitski's compositions—Labitski being now, as always, resident abroad.

'Had Labitski not assigned at all, could he, residing abroad, have brought similar actions to *Cocks v. Purday*? and, if he could not, how can his assignee?"

There can be no doubt, that the decision in *Cocks v. Purday*, which is here impugned, is good law, (though we believe the Court of Queen's Bench have reserved their opinion on the same point), and as little that that law is bad policy. The fact is, that the Copyright Acts, from the first to last, are among the worst contrived and worst drawn acts on the statute book, and a careful revision and consolidation of the law is much wanted,—especially with a view to international copyright, and the registry of assignments of copyright.

## REGULA GENERALIS.

10th June, 1848.

The Right Honourable CHARLES CHRISTOPHER LORD COTTENHAM, Lord High Chancellor of Great Britain, with the assistance of the Right Honourable HENRY LORD LANGDALE, Master of the Rolls, doth hereby, in pursuance of an Act of Parliament passed in the 10th and 11th year of the reign of her present Majesty, intitled "An Act for better securing Trust Funds, and for the Relief of Trustees," and in pursuance and execution of all other powers enabling him in that behalf, order and direct in manner following, that is to say:—

I. Any trustee desiring to pay money, or transfer stock or securities, into the name of the Accountant-General of the Court of Chancery, under the said act, is to file an affidavit, intitled in the matter of the act and of the trust, and setting forth,

1. His own name and address.
2. The place where he is to be served with any petition or any notice of any proceeding or order of the Court relating to the trust fund.
3. The amount of stock, securities, or money which he proposes to deposit, or to transfer, or to pay into court to the credit of the trust.
4. A short description of the trust and of the instrument creating it.
5. The names of the parties interested in or entitled to the fund, to the best of the knowledge and belief of the trustee.
6. The submission of the trustee to answer all such inquiries relating to the application of the stocks, securities, or money transferred, deposited, or paid in under the act, as the Court may think proper to make or direct.

II. The Accountant-General, on production of an office copy of the affidavit, is to give the necessary directions for transfer, deposit, or payment, and to place the stock, securities, or money, to the account of the particular trust, and such transfer, deposit, or payment, is to be certified in the usual manner.

III. The trustee having made the payment, transfer, or deposit, is forthwith to give notice thereof to the several persons named in his affidavit, as interested in or entitled to the fund.

IV. Such persons, or any of them, or the trustee, may apply by petition, as occasion may require, respecting the investment, payment out, or distribution of the fund, or of the dividends or interest thereof.

V. The trustee is to be served with notice of any application made to the Court respecting the fund or the dividends, or interest thereof, by any party interested therein or entitled thereto.

VI. The parties interested in or entitled to the fund are to be served with notice of any application made to the Court by the trustee, respecting the fund in court, or the interest or dividends thereof.

VII. No petition is to be set down to be heard, until

the petitioner has first named a place where he may be served with any petition or notice of any proceeding or order of the Court relating to the trust fund.

VIII. Petitions presented and affidavits filed under the said act are to be intitled in the matter of the said act, (10 & 11 Vict. c. 96), and in the matter of the particular trust.

That this Order be entered with the Registrar of the High Court of Chancery.

(Signed) COTTENEAM, C.  
LANGDALE, M. R.

### COURT OF QUEEN'S BENCH.

June 13.—Lord Denman, C. J., delivered the judgment of the Court in

*Pike v. Stephens*—The ruling of the learned judge right.

Rule to be argued on the affidavits.

*Reg. v. Chorley*—Rule absolute for new trial.

*Dyer v. Cowling*—Rule discharged.

June 15.—Lord Denman, C. J., stated that the Court would on Saturday next dispose of cases in the Crown Paper, instead of the cases selected from the Special Paper, which will be taken on Saturday the 24th.

### COURT OF COMMON PLEAS.

TRINITY TERM.—11 VICTORIA.—June 16.

This Court will, at the Sittings to be holden on the 23rd, 24th, 26th, 27th, 28th, and 29th days of June instant, in addition to proceeding in disposing of the business now pending in the Paper of New Trials, and in giving Judgment in certain of the matters that will then be standing over for the consideration of the Court, proceed in disposing of any other business, as this Court in its discretion shall see fit.

THOMAS WILDE.

### London Gazetteers.

TUESDAY, JUNE 13.

#### BANKRUPTS.

JAMES PRUE, New Windsor, Berkshire, grocer, provision merchant, dealer and chapman, June 19 and July 25 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Smith, Bedford-row.—Fiat dated June 8.

JOHN HOSKING the elder, Canterbury-place, Union-road, St. Mary, Newington, Surrey, grocer and tea dealer, dealer and chapman, June 19 at 1, and July 25 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Williams, 31, Alfred-place, Bedford-square.—Fiat dated June 9.

WILLIAM RALEIGH BAXTER, West Bournas, Sussex, surgeon and apothecary, dealer and chapman, June 23 at 2, and July 31 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Goodman, Brighton; Wilson, Farnival's-lane.—Fiat dated June 10.

CHARLES WAUD, New Bond-street, Middlesex, cook and confectioner, June 20 at half-past 1, and July 31 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Walker, Southampton-street, Bloomsbury.—Fiat dated June 10.

JAMES ROBERTSON, Somerset-place, Kennington-common, Surrey, baker, dealer and chapman, June 22 at half-past 1, and July 29 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Duplex, Lincoln's-inn-fields.—Fiat dated June 7.

LEONARD SLATER BUTLER, Ludgate-hill, London, and No. 8 Wharf, City-road-basin, Middlesex, stationer and coal merchant, dealer and chapman, June 23 at half-past 12, and Aug. 1 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Husey, Queen-street, Cheapside.—Fiat dated June 12.

GERVASE STANLEY, Blackfriars-road, Surrey, ironmonger, dealer and chapman, June 23 at 12, and Aug. 1 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Blake, 79, Blackfriars-road.—Fiat dated June 10.

ABRAHAM PRIME, Cambridge, and Boston, Lincolnshire, coach proprietor, dealer and chapman, June 15 at half-past 11, and July 20 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Hunt, Cambridge; Nichols & Doyle, Bedford-row.—Fiat dated June 9.

CHARLES JOHN EDWARDS, Great Sutton-st., Clerkenwell, Middlesex, currier, leather hose and mill band manufacturer, dealer and chapman, June 20 and July 20 at half-past 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Surr & Gribble, 80, Lombard-street.—Fiat dated June 9.

ALFRED BINYON, Tavistock-street, Covent-garden, Middlesex, musical instrument maker, dealer and chapman, June 22 at 1, and July 20 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Randell, Birchm-lane.—Fiat dated June 10.

JOHN SHEPARD MAYFIELD, Ware, Hertfordshire, builder, June 23 at 2, and July 25 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Jones & Wright, 8, St. Swithin's-lane, City.—Fiat dated June 3.

THOMAS POWELL, Aston, near Birmingham, miller and corn dealer, June 22 and July 29 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Benson, Birmingham; Wright, Birmingham.—Fiat dated June 3.

WILLIAM WEBB DUNN, Bath, WILLIAM KEENE, Bath, Somersetshire, HENRY BROOKS MARRIOTT, Llanganoyd, Glamorganshire, and SAMUEL BREWER WEARING, Bristol, brewers, (lately trading at Nesh, Glamorganshire, as traders, indebted jointly and together with William Stothert, John Cottle Spender, John White Little, George Wood, William Brunton, Joseph Rasher, William Henry Buckland, Samuel Brown, and Joseph Stancomb, in his lifetime, as such surviving partners of the said Joseph Stancomb), July 6 and 27 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Whittington & Gribble, Bristol; Surr & Co., Lombard-street, London.—Fiat dated May 22.

ALFRED LEADBEATER, Sheffield, Yorkshire, grocer and tea dealer, dealer and chapman, June 24 and Aug. 5 at 11, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Branson & Co., Sheffield; Fildes, Temple, London.—Fiat dated June 1.

GEORGE GOLDING, Liverpool, builder, dealer and chapman, June 27 and July 21 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated June 8.

JONATHAN PENISTON, Liverpool, drysalter and bone grinder, June 26 at 12, and July 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Woolburn, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated June 7.

SAMUEL JONES, Manchester, timber merchant, dealer and chapman, June 26 and July 17 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, 46, Lincoln's-inn-fields, London.—Fiat dated June 8.

JAMES WILLIAMSON, Glasgow, Lancashire, innkeeper, dealer in timber and slate, dealer and chapman, June 26 and July 17 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Wood, Manchester; Dunn, Lancaster; Willan, 35, Bedford-row, London.—Fiat dated May 24.

THOMAS CARTER, Preston, Lancashire, corn merchant, June 23 at 11, and July 20 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Catterall & Catterall, Preston; Gregory & Co., 1, Bedford-row, London.—Fiat dated June 1.

#### MEETINGS.

James Carter, Swaffham Bulbeck, Cambridgeshire, grocer, June 23 at 12, Court of Bankruptcy, London, ch. ass.—John M. Swales, Brentwood, Essex, innkeeper, June 24 at 1, Court of Bankruptcy, London, last ex.—W. C. Banks, Lee, Kent, builder, June 24 at 11, Court of Bankruptcy, London, last ex.—Wm. Patrick, Farnham, Surrey, builder, June 24 at 2,

Court of Bankruptcy, London, last ex.—*John Edw. Jones*, Upper Charlotte-st., Fitzroy-sq., Middlesex, engineer, June 24 at 1, Court of Bankruptcy, London, last ex.—*Edw. Thos. Andrew*, Southampton, ironmonger, June 24 at 12, Court of Bankruptcy, London, last ex.—*Edw. H. Browne*, Peckham-rye, Surrey, and Beaufort-buildings, Strand, Middlesex, brick maker, June 23 at 11, Court of Bankruptcy, London, last ex.—*Lyon Samuel*, Bury-st., St. Mary-axe, London, silversmith, June 23 at 1, Court of Bankruptcy, London, last ex.—*John Neaves*, Cole's-terrace, Islington, Middlesex, plumber, June 23 at 12, Court of Bankruptcy, London, last ex.—*Dem. G. Porter*, Great Tower-st., London, wine merchant, July 1 at 11, Court of Bankruptcy, London, last ex.—*Jas. Coward*, Kinton, near Harrow, Middlesex, schoolmaster, July 1 at 12, Court of Bankruptcy, London, last ex. and aud. ac.—*John Worley*, Preston, Lancashire, cotton spinner, June 29 at 11, District Court of Bankruptcy, Manchester, last ex.—*Charles M. Collett*, Hammersmith, Middlesex, attorney, July 4 at half-past 11, Court of Bankruptcy, London, and ac.—*Benj. M. Chrees* and *John Boyd*, Bow Church-yard, London, silk manufacturers, July 14 at 11, Court of Bankruptcy, London, and ac.—*Wm. Harwood*, Bristol, merchant, July 6 at 11, District Court of Bankruptcy, Bristol, and ac.; July 7 at 11, div.—*Simon King*, Cheltenham, Gloucestershire, dealer in cutlery, July 4 at 11, District Court of Bankruptcy, Bristol, and ac.—*Maria Ham*, Wells, Somersetshire, milliner, July 4 at 11, District Court of Bankruptcy, Bristol, and ac.—*Geo. Callan*, Manchester, shawl manufacturer, July 5 at 12, District Court of Bankruptcy, Manchester, and ac.; July 10 at 11, fin. div.—*Robert Peck*, Newcastle-upon-Tyne, grocer, July 4 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; July 6 at 11, fin. div.—*Thomas Chetto*, Morpeth, Northumberland, linen draper, July 4 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; July 6 at half-past 10, div.—*John Shore*, Rochdale, Lancashire, flannel manufacturer, July 4 at 12, District Court of Bankruptcy, Manchester, and ac.; July 5 at 12, div.—*John Davies*, Rusholme, Manchester, plumber, July 5 at 12, District Court of Bankruptcy, Manchester, and ac.—*Benj. Sayle* and *Thos. Booth*, Sheffield, and Tinsley-park, Rotherham, Yorkshire, iron masters, July 8 at 10, District Court of Bankruptcy, Sheffield, and ac. and fin. div.—*Miles Griffith* and *Philip Pearson*, New Bond-st., Middlesex, tailors, July 4 at 11, Court of Bankruptcy, London, div.—*Thos. Wallis*, Oxford-st., Middlesex, woollen draper, July 4 at half-past 11, Court of Bankruptcy, London, div.—*Mary Biddle*, Brighton, Sussex, grocer, July 4 at 12, Court of Bankruptcy, London, div.—*Dem. G. Porter*, Great Tower-street, London, wine merchant, July 1 at 11, Court of Bankruptcy, London, div.—*John Hope*, Tunbridge Wells, Kent, grocer, July 6 at 1, Court of Bankruptcy, London, div.—*John Sansom*, Fordingbridge, Hampshire, surgeon, July 6 at half-past 2, Court of Bankruptcy, London, div.—*Edw. Moseley*, Upper Gloucester-st., Dorset-sq., Middlesex, wine merchant, July 7 at half-past 12, Court of Bankruptcy, London, div.—*Andrew Baldwin*, Bulstrode-st., St. Marylebone-lane, Middlesex, licensed victualler, July 7 at 1, Court of Bankruptcy, London, div.—*Wm. E. Jefferies*, St. Michael's-alley, Cornhill, London, tavern keeper, July 7 at half-past 11, Court of Bankruptcy, London, div.—*John F. Kemp*, Uxbridge, Middlesex, grocer, July 7 at 11, Court of Bankruptcy, London, div.—*Thos. Whitaker*, Manchester, warehouseman, July 4 at 11, District Court of Bankruptcy, Manchester, fin. div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Chas. M. Collett*, Hammersmith, Middlesex, attorney, July 4 at half-past 11, Court of Bankruptcy, London.—*Edward Tatham*, Union-st., Southwark, Surrey, hat manufacturer, July 6 at half-past 1, Court of Bankruptcy, London.—*John Gaisford*, Gravel-lane, Southwark, Surrey, baker, July 7 at half-past 2, Court of Bankruptcy, London.—*W. Burt*, Ryde, and Ventnor, Isle of Wight, Southampton, bookseller, July 12 at 1, Court of Bankruptcy, London.—*George Dugless*, Brunswick-place, Old Kent-road, Surrey, linen draper, July 5 at 11, Court of Bankruptcy, London.—*Jas. Jessop*, Princes-place, Notting-hill, Middlesex, builder, July 5 at 11, Court of Bankruptcy, London.—*Wm. Harwood*, Bristol, merchant, July 6 at 11, District Court of Bankruptcy, Bristol.—*Wm. Davis*, Abercane, Monmouthshire, iron manufacturer, July 6

at 11, District Court of Bankruptcy, Bristol.—*Geo. Wilkins*, Bristol, builder, July 6 at 11, District Court of Bankruptcy, Bristol.—*T. Martens*, Middlesborough, Yorkshire, merchant, July 4 at 11, District Court of Bankruptcy, Leeds.—*Thomas K. Greenbank*, Manchester, tobacconist, July 4 at 11, District Court of Bankruptcy, Manchester.—*Wm. Jones*, Manchester, stationer, July 6 at 12, District Court of Bankruptcy, Manchester.—*Robert Cuddins*, Tranmere, Bebington, Cheshire, builder, July 5 at 11, District Court of Bankruptcy, Liverpool.—*Moses Workman*, Upton-upon-Severn, Worcestershire, brasier, July 12 at 11, District Court of Bankruptcy, Birmingham.—*Thos. P. Peck*, Liverpool, grocer, July 4 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 4.

*John Southern*, Liverpool, builder.—*Robert W. Barber*, Croydon, Surrey, coach builder.—*John Stockdale*, Liverpool, soap manufacturer.—*Thomas McEntegart*, Liverpool, corn dealer.—*Jos. Robinson*, Bradford, Yorkshire, stuff printer.—*John Williams*, Cheltenham, Gloucestershire, mercer.—*Chas. Warren*, Shrewsbury and Market Drayton, Shropshire, banker.—*Wm. Tomlinson*, Rochdale, Lancashire, butcher.—*Edward Olive*, West-st., Finsbury-circus, London, merchant.—*S. C. Taylor*, Crescent, New Peckham, Surrey, wine merchant.—*Geo. Damsell*, Lydbrook, Newland, Gloucestershire, grocer.—*Henry Hill*, Gray's-inn-lane, Middlesex, brewer.—*Richard Ireland*, Wem, Shropshire, merchant.

#### FIAT ANNULLED.

*John Andrew Inghe*, Darlington, Durham, draper.

#### SCOTCH SEQUESTRATION.

*John Robertson*, deceased, Stockbridge, spirit dealer.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*George Handley*, Oldbury, Worcestershire, miller, June 24 at 2, County Court of Staffordshire, at Oldbury.—*David Barker*, South Crosland, Almondbury, Yorkshire, labourer, June 29 at 10, County Court of Yorkshire, at Huddersfield.—*Thomas Walter*, Ashford, Kent, letter carrier, June 19 at 10, County Court of Kent, at Ashford.—*Henry Armstrong*, Liverpool, licensed victualler, June 19 at 10, Liverpool District County Court, at Liverpool.—*David Rowlands*, Liverpool, out of business, June 19 at 10, Liverpool District County Court, at Liverpool.—*Henry Melvin Molyneux*, Liverpool, ale dealer, June 19 at 10, Liverpool District County Court, at Liverpool.—*Wm. Tattersall*, Newchurch, Whalley, Lancashire, fishmonger, July 4 at 12, County Court of Lancashire, at Haslingden.—*John Sackett*, Ramsgate, Kent, tailor, June 24 at 10, County Court of Kent, at Ramsgate.—*James Abram*, Ramsgate, Kent, schoolmaster, June 24 at 10, County Court of Kent, at Ramsgate.—*Wm. Henry Smith*, Devonport, Devonshire, picture frame maker, July 11 at 11, County Court of Devonshire, at Plymouth.—*George Harding*, Burwell, Cambridgeshire, lighterman, June 28 at 10, County Court of Cambridgeshire, at Newmarket.—*George King*, Ipswich, Suffolk, harness maker, June 28 at 10, County Court of Suffolk, at Ipswich.—*Henry Clapham*, Liverpool, assistant to a draper, June 19 at 10, Liverpool District County Court, at Liverpool.—*Ed. Lissens Cos*, Liverpool, book-keeper, June 19 at 10, Liverpool District County Court of Liverpool, at Liverpool.—*Robert Thorp*, Bootle, Walton, Lancashire, ship broker, June 19 at 10, Liverpool District County Court, at Liverpool.—*George Outler*, Liverpool, bookseller, June 19 at 10, Liverpool District County Court, at Liverpool.—*Goodman Jones*, Liverpool, assistant to a provision dealer, June 19 at 10, Liverpool District County Court, at Liverpool.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

June 27 at 11, before the CHIEF COMMISSIONER.

*John Savory*, St. George-st., East Smithfield, Middlesex,

plumber.—*Isaac Barnes*, New North-st., Red Lion-square, Holborn, and Great Ormond-st., Queen-square, Bloomsbury, Middlesex, butler.

June 27 at 11, before Mr. Commissioner HARRIS.

*Thomas Boulton*, King's-road, Tottenham, Middlesex, share dealer.—*John Hall*, Horton Kirby, near Farningham, Kent, blacksmith.—*Horatio Ockerby*, Castle-st., Holborn, Middlesex, law writer.

June 28 at 10, before the CHIEF COMMISSIONER.

*Wm. Thomas Parsons*, Belvedere-road, Lambeth, Surrey, smith.—*Wm. James Simpkins*, Medburn-st., Somers-town, Middlesex, carman to a ginger beer manufacturer.

June 28 at 10, before Mr. Commissioner PHILLIPS.

*Elizabeth Smith*, widow, Goswell-road, Clerkenwell, Middlesex, out of business.—*Sam. Tanna Williamson*, Myrtle-st., Hoxton, Middlesex, clerk to a dairyman.—*Charles John Elkins*, Hornton-st., Kensington, Middlesex, painter.

June 29 at 10, before the CHIEF COMMISSIONER.

*Edward Day*, Streatham, Surrey, wire worker.—*Thomas Hayselden*, Warlingham, near Croydon, Surrey, grocer.

Saturday, June 10.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Thomas Williams*, Upper Whitecross-st., Middlesex, pork butcher, No. 17,291 T.; *John Cramp*, assignee.—*Jas. Thorp* the younger, Woodside, Croydon, Surrey, beer-shop keeper, No. 59,763 T.; *Robert Pledge*, assignee.—*Jos. Hibbert*, Preston, Lancashire, auctioneer, No. 69,154 C.; *Thomas Dewhurst*, assignee.—*Richard Taylor*, Bideford, Devonshire, farmer, No. 69,200 C.; *James Arthur*, assignee.—*Jas. Holland Simpson*, Radcliff, Nottinghamshire, farmer, No. 69,271 C.; *Ben Hawkrige*, assignee.—*Caroline Peake*, Devises, Wiltshire, widow, No. 68,414 C.; *Thomas Noble*, assignee.—*Alex. Scott*, Sunderland near the Sea, Durham, baker, No. 68,938 C.; *John Dunn* and *Richard Appleton*, assignees.

Saturday, June 10.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Hindson Adamson*, Grove-st., Camden-town, Middlesex, cabinet maker: in the Debtors Prison for London and Middlesex.—*Henry Edwards*, Wellington-place, Southampton-st., Camberwell, Surrey, surgeon: in the Gaol of Surrey.—*James Edward Gibson*, Grosvenor-st. West, Eaton-square, Pimlico, Middlesex, clerk in the Record Office: in the Debtors Prison for London and Middlesex.—*Ed. Torbeck Gedge*, Upper Marylebone-st., Marylebone, Middlesex, dealer in tobacco: in the Debtors Prison for London and Middlesex.—*Joseph Lampen*, Lisson-grove North, Middlesex, tailor: in the Queen's Prison.—*Andrew Cohen*, Guildford-street, Russell-square, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Francis Sheppard*, Gordon-terrace, Holland-road, Brixton, Surrey, attorney at law: in the Queen's Prison.—*Dan. Draper*, High-st., Wandsworth, Surrey, carrier: in the Gaol of Surrey.—*Hen. Wm. Hemsworth*, Clement's-inn, St. Mary-le-Strand, Middlesex: in the Queen's Prison.—*Hen. Napier Disney*, Newman-st., Oxford-st., Middlesex: in the Queen's Prison.—*Duncan Douglass*, Well-st., Spitalfields, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Wm. Stevens*, Greenford-green, near Harrow, Middlesex, bricklayer: in the Debtors Prison for London and Middlesex.—*Benj. Worley*, Sydenham, Kent, out of business: in the Debtors Prison for London and Middlesex.—*N. Ewer*, High-st., Wapping, Middlesex, butcher: in the Debtors Prison for London and Middlesex.—*Thomas Evan Jones*, Ludgate-hill, London, assistant to a straw bonnet warehouseman: in the Debtors Prison for London and Middlesex.—*Edmund Hartley*, Down-st., Piccadilly, Middlesex, green grocer: in the Debtors Prison for London and Middlesex.—*R. H. Grove*, Little Saint Thomas Apostle, London, china dealer: in the Debtors Prison for London and Middlesex.—*Adamson Holgate*, Bradford, Yorkshire, tea dealer: in the Gaol of York.—*Chas. J. Hoffmeister*, Southsea, near Portsmouth, lieutenant in the Royal Navy: in the Gaol of Winchester.—*Thos. Ingram*, Blackburn, Lancashire, grocer:

in the Gaol of Lancaster.—*Rich. Lord*, Rochdale, Lancashire, green grocer: in the Gaol of Lancaster.—*Edward Mace*, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*Jos. Powell*, Manchester, out of business: in the Gaol of Lancaster.—*John Smith*, Hulme, Manchester, shoe maker: in the Gaol of Lancaster.—*Jabez Yates*, Liverpool, ginger beer manufacturer: in the Gaol of Lancaster.—*B. Hartley*, Bury, Lancashire, chemist: in the Gaol of Lancaster.—*Wm. Ryder*, Droyliden, near Ashton-under-Lyne, Lancashire, beer seller: in the Gaol of Lancaster.—*Thomas Taylor*, Oldham, Lancashire, joiner: in the Gaol of Lancaster.—*Rich. Taylor*, Manchester, beer-house keeper: in the Gaol of Lancaster.—*Jas. Williamson*, Thurnham, Lancashire, out of business: in the Gaol of Lancaster.—*Jas. Broadhouse*, Wednesbury, Staffordshire, cabinet maker: in the Gaol of Stafford.—*Geo. Catterell*, Reading, Berkshire, common brewer: in the Gaol of Reading.—*Henry Elliott*, Manchester, coffee-house keeper: in the Gaol of Lancaster.—*Robert Park*, Preston, Lancashire, carter: in the Gaol of Lancaster.—*John Warr*, Salford, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Ha. Dodgson*, Sheffield, Yorkshire, carver: in the Gaol of York.—*Wm. Dove*, York, butcher: in the Gaol of York.—*G. Gill*, Rufforth, near York, butcher: in the Gaol of York.—*Daniel Wiggins*, York, saddler: in the Gaol of York.—*A. Brown* the younger, Gloucestershire, gardener: in the Gaol of Gloucester.—*William Fox*, Sandbach, Cheshire, mercer: in the Gaol of Chester.—*Hen. Griffiths*, Swansea, Glamorganshire, maltster: in the Gaol of Cardiff.—*Achsh Lee*, Huddersfield, Yorkshire, saddler: in the Gaol of York.—*J. Speight*, Sowerby-bridge, near Halifax, Yorkshire, in no trade: in the Gaol of York.—*Geo. R. Guy*, Leeds, Yorkshire, bookseller: in the Gaol of York.—*Wm. Gilbertson*, Knaresborough, Yorkshire, in no trade: in the Gaol of York.—*Joe Cliffe*, Bay-hall, near Huddersfield, Yorkshire, out of business: in the Gaol of York.—*Wm. Green*, Bishbrook, near Uppingham, Rutlandshire, labourer: in the Gaol of Oakham.—*Benj. Green*, Bishbrook, near Uppingham, Rutlandshire, carpenter: in the Gaol of Oakham.—*Thos. Foulkes*, Merthyr Tydvil, Glamorganshire, grocer: in the Gaol of Cardiff.—*Thos. Jones*, Cae pant Llanmolt, Glamorganshire, farmer: in the Gaol of Cardiff.—*Rich. Gibson*, Cae pant Tywyll, Merthyr Tydvil, Glamorganshire, grocer: in the Gaol of Cardiff.—*John Bryen*, Tyn y Celyn, Llanelli, Denbighshire, collector of poor-rates: in the Gaol of Llanelli.—*John Jones*, Llanfair Dyffryn Clwd, Denbighshire: in the Gaol of Ruthin.—*John Garner*, Caerfallen, near Ruthin, Denbighshire, farmer: in the Gaol of Ruthin.—*Roger Roberts*, Rhydymarchogian, Llanellidan, Denbighshire, out of business: in the Gaol of Ruthin.—*S. R. Bayfield*, Norwich, fish cure: in the Gaol of Norwich.—*Edw. Symond*, Marton-house, near Winsford, Cheshire, boarding-school master: in the Gaol of Chester.—*John Davenport*, Sheffield, Yorkshire, saw maker: in the Gaol of Sheffield.—*Peter Nicol*, Thurlby, Lincolnshire, out of business: in the Gaol of Lincoln.—*T. J. Howell*, Harwell, near Abingdon, Berkshire, in no business: in the Gaol of Reading.—*Hen. Higginbotham*, Macclesfield, Cheshire, bookseller: in the Gaol of Chester.—*John Thornley*, Macclesfield, common, near Macclesfield, Cheshire, innkeeper: in the Gaol of Chester.—*John Fisher*, Salford, Lancashire, chain manufacturer: in the Gaol of Lancaster.—*John King*, Ripon, Yorkshire, coach-wheel maker: in the Gaol of Ripon.—*John Evans*, Merthyr Tydvil, Glamorganshire, out of business: in the Gaol of Cardiff.—*Rob. Hodden*, Brighton, Sussex, lock keeper: in the Gaol of Lewes.—*Hen. Hoskin*, Cornwall, ice-keeper: in the Gaol of Bodmin.—*Wm. France*, Liverpool, surgeon: in the Gaol of Lancaster.—*B. J. Hooke*, Heat-hall, near Lancaster: in the Gaol of Lancaster.—*John Mart*, Manchester, drysalter: in the Gaol of Lancaster.

(On Creditor's Petition).

*John Horridge*, Cheltenham, Gloucestershire, in no trade: in the Gaol of Gloucester.

The following Prisoner is ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

June 28 at 11, before the CHIEF COMMISSIONER.

*Wm. May*, Deptford, Kent, horse dealer.

At the County Court of Glamorganshire, at CARDIFF, June 26.

*David G. Currie*, Merthyr Tydvil, draper.—*John Evans*, Merthyr Tydvil, labourer.—*Thos. Foulkes*, Merthyr Tydvil,



grocer.—*Hen. Griffiths*, Swansea, maltster.—*Thos. Renoden*, Swansea, builder.—*Thomas Jones*, Capant, Lamamlet, out of business.

*At the County Court of Monmouthshire, at MONMOUTH, July 14 at 10.*

*John Davies*, Garndiffith, Abersychan, miner.—*Jane James*, Newport, licensed victualler.

*At the County Court of Gloucestershire, at BRISTOL, June 30 at 11.*

*Job Buck*, Frampton Cotterell, farmer.—*Edw. Gaultlett*, Bristol, coal merchant.—*Geo. Williams*, Bristol, clock maker.—*Thos. Stidder*, Bedminster, agricultural machine maker.

*At the County Court of Kent, at DOVER, June 21 at 10.*

*Christopher Weltje*, Dover, in no profession or business.

*At the County Court of Rutlandshire, at OAKHAM, June 30.*

*Benj. Green*, Rutland, carpenter.—*Wm. Green*, Bisbrook, near Uppingham, labourer.

*At the County Court of Herefordshire, at HERTFORD, June 28.*

*John Tomlin*, Whitwell, blacksmith.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Wm. Griffin*, Hastings, baker, June 12, J. & S. Langham, Hastings: 3s. 10½d. in the pound.

#### MEETING.

*Wm. Pollitt*, Blackburn, Lancashire, farmer, June 23 at 12, Ainsworth's, Blackburn, sp. aff.

### FRIDAY, JUNE 16.

#### BANKRUPTS.

**JOSEPH COLIN FLETCHER**, Trafalgar-road, Greenwich, Kent, coal merchant, dealer and chapman, June 23 at 11, and July 28 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Shaw & Co., Fish-st.-hill, London.—Fiat dated June 13.

**ALFRED WILLIAM HARE**, Bartlett's-buildings, and Swan-chambers, Lad-lane, London, and Park-place, High-gate, Middlesex, brush manufacturer, dealer and chapman, June 23 and July 28 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Wickings, 3, Finsbury-terrace, City-road.—Fiat dated June 12.

**WILLIAM ESENHIGH HAMMOND**, Uxbridge, Middlesex, seed crusher, dealer and chapman, (trading under the firm of Sexton & Co.), June 24 at half-past 1, and Aug. 5 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Tyrrell, Guildhall, London.—Fiat dated June 5.

**HENRY GIBBS**, High-st., Oxford, grocer, dealer and chapman, June 29 at 11, and Aug. 7 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Simpson & Cobb, Moorgate-st., London.—Fiat dated June 9.

**GEORGE GEERING**, Arundel, Sussex, grocer, dealer and chapman, June 27 at half-past 11, and July 27 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. J. & J. H. Linklater, 115, Leadenhall-street.—Fiat dated June 14.

**THOMAS PHILLIPS**, Newcastle-under-Lyme, and Burslem, and **JOHN BALL PHILLIPS**, Burslem, Staffordshire, manufacturers of earthenware, (carrying on business at Burslem, under the style or firm of Thomas Phillips & Son), July 4 and Aug. 1 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Harding, Newcastle-under-Lyme.—Fiat dated June 13.

**JAMES JONES**, Penkridge, Staffordshire, victualler, dealer and chapman, June 29 and July 20 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Underhill, Wolverhampton.—Fiat dated June 9.

**CHARLES JAMES HENFREY**, Leamington Priors, Warwickshire, victualler, dealer and chapman, July 4 and Aug. 1 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Troughton & Lea, Coventry; Motteram & Co., Birmingham.—Fiat dated May 27.

**RICHARD PENWARDEN**, Launceston, Cornwall, saddler, leather dealer, dealer and chapman, July 5 and Aug. 2 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Harris; Sols. Gurney & Cowlard, Launceston; Turner, Lincoln's-inn-fields, London.—Fiat

**WILLIAM BROOKE**, Birmingham, manufacturing chemist and refiner, dealer and chapman, July 4 and Aug. 1 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Reece, Birmingham.—Fiat dated June 12.

**EDWARD ELLIS**, Wednesbury, Staffordshire, builder and timber merchant, June 28 and July 20 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Lowe, Birmingham.—Fiat dated June 10.

**JOHN PERRY**, Exeter, cheese and bacon dealer, dealer and chapman, June 27 at 10, and July 20 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Force, Exeter; Harris, Lincoln's-inn, London.—Fiat dated June 10.

**THOMAS CAIRNS**, Redruth, Cornwall, draper and tea dealer, dealer and chapman, July 1 and 20 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogden, Southernhay, Exeter; Keddell & Co., Lime-st., London.—Fiat dated June 9.

**WILLIAM COLE**, Apperley-bridge, Calverley, Yorkshire, consulting engineer, lately of Bowling, Bradford, engineer, (and then carrying on business at Bradford, with William Cole the younger, described as tea dealers, under the name of the said William Cole the younger only), and **WILLIAM COLE** the younger, of Bradford aforesaid, tea dealer, (lately in copartnership with the said William Cole, of Calverley, as tea dealers as aforesaid), dealers and chapmen, July 6 and Aug. 4 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Terry & Co., Bradford; Bond & Barwick, Leeds; Clarke, Chancery-lane, London.—Fiat dated June 6.

**SAMUEL COOKE**, Manchester, timber merchant, June 28 and July 19 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Slater & Heelis, Manchester; Milne & Co., Harcourt-buildings, Temple, London.—Fiat dated June 12.

#### MEETINGS.

*Wm. C. Streatfield*, Cornhill, London, underwriter, June 28 at 12, Court of Bankruptcy, London, pr. d.—*Jas. Carter*, Swaffham Bulbeck, Cambridgeshire, grocer, June 29 at 1, Court of Bankruptcy, London, last ex.—*Wm. Bird Brodie* and *Chas. Geo. Brodie*, Salisbury, Wiltshire, bankers, June 30 at 12, Court of Bankruptcy, London, last ex.—*John Ellis* and *Chas. Ellis*, Warner-road, Camberwell, Surrey, builders, July 7 at 1, Court of Bankruptcy, London, and. ac.—*James Foster*, Wilson-st., Finsbury, Middlesex, fringe manufacturer, July 10 at half-past 12, Court of Bankruptcy, London, and. ac.—*Thomas Pasco*, Chichester, Sussex, upholsterer, July 10 at half-past 11, Court of Bankruptcy, London, and. ac.—*W. Cooper*, *Charles Wilson*, and *George Black*, Aldermanbury, London, straw hat manufacturers, July 10 at half-past 12, Court of Bankruptcy, London, and. ac.—*Wm. Sam. Gray*, High-st., Camden-town, Middlesex, auctioneer, July 7 at 11, Court of Bankruptcy, London, and. ac.—*Thos. Freemantle*, Bedford New-road, Clapham-rise, Surrey, builder, July 7 at 11, Court of Bankruptcy, London, and. ac.—*Hannah Prosser*, Wigmore-st., Cavendish-sq., and *Ann Prosser*, Mount-st., Grosvenor-square, Middlesex, milliners, July 7 at 11, Court of Bankruptcy, London, and. ac.—*Zachariah Bowden*, Werrington-st., Oakley-sq., St. Pancras, Middlesex, builder, July 7 at half-past 11, Court of Bankruptcy, London, and. ac.—*Edw. T. Andrews*, Southampton, ironmonger, July 7 at half-past 11, Court of Bankruptcy, London, and. ac.—*Edw. H. Brown*, Peckham-rye, Surrey, and Beaufort-buildings, Strand, Middlesex, brick maker, July 7 at half-past 11, Court of Bankruptcy, London, and. ac.—*Thomas Barker*, Bream's-buildings, Chancery-lane, Middlesex, manufacturing perfumer, July 7 at 12, Court of Bankruptcy, London, and. ac.—*Wm. Patrick*, Farnham, Surrey, builder, July 7 at half-past 12, Court of Bankruptcy, London, and. ac.—*John Brocklehurst*, High Holborn, Middlesex, lamp manufacturer, July 7 at half-past 12, Court of Bankruptcy, London, and. ac.—*Tranquille Capron*, Lawrence-lane, Cheapside, London, merchant, July 7 at half-past 12, Court of Bankruptcy, London, and. ac.—*Michael W. Osborne*, Coventry, Warwickshire, grocer, July 12 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.; July 13 at half-past 10, div.—*Edward Hill*, Stourport, Worcestershire, hosier, July 12 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.; July 13 at half-past 10, fin. div.—*Robt. Wright* the younger and *Jos. Clarke*, Liquorpond-st., Middlesex, builders, July 7 at 12,



Court of Bankruptcy, London, div. sep. est. of *Jos. Clarke*.—*Henry M. Low* and *Wm. M. Westermann*, Calcutta, and *Chas. A. Cantor*, England, merchants, July 7 at 2, Court of Bankruptcy, London, fin. div.—*Alex. Beattie* and *Francis Macnaghten*, Nicholas-lane, Lombard-st., London, merchants, July 7 at 11, Court of Bankruptcy, London, div. joint and sep. est.—*Edward S. Meyer* and *Thomas Geo. Brownsmith*, Bedford-st., Covent-garden, Middlesex, fringe manufacturers, July 10 at 12, Court of Bankruptcy, London, div.—*James Foster*, Wilson-st., Finsbury, Middlesex, fringe manufacturer, July 10 at 1, Court of Bankruptcy, London, div.—*Alexander Winton*, Dav. Winton, and *J. Webber*, Wood-st., Cheap-side, London, warehousemen, July 10 at 1, Court of Bankruptcy, London, div. sep. est. of *Jas. Webber*.—*Francis Adamson*, Bond-court, Walbrook, London, merchant, July 7 at 12, Court of Bankruptcy, London, div.—*Alfred King*, Oxford, timber merchant, July 7 at 1, Court of Bankruptcy, London, div.—*Jos. Softlaw*, Adelaide-place, London-bridge, London, wine merchant, July 7 at 12, Court of Bankruptcy, London, div.—*John Teasel*, Norwich, carpenter, July 7 at 11, Court of Bankruptcy, London, div.—*Christ. Green*, St. Saviour, Shuthwark, Surrey, wharfinger, July 7 at 11, Court of Bankruptcy, London, div.—*Thos. Lidiard*, Cirencester, Gloucestershire, money scrivener, July 7 at 12, District Court of Bankruptcy, Bristol, div.—*John Bush* and *N. G. Prideaux*, Bristol, scriveners, July 7 at 12, District Court of Bankruptcy, Bristol, div.—*John Jenks*, Nottingham, lace manufacturer, July 7 at 11, District Court of Bankruptcy, Nottingham, fin. div.—*Elis. Green*, Spring-mill and Crosland-moor, Almondsbury, Yorkshire, common brewer, July 7 at 10, District Court of Bankruptcy, Leeds, div.—*Thomas Batt Shuttleworth*, Sheffield, Yorkshire, shopkeeper, July 8 at 10, District Court of Bankruptcy, Sheffield, div.—*James Napier* the younger, Sheffield, Yorkshire, oil merchant, July 8 at 10, District Court of Bankruptcy, Sheffield, div.—*Geo. Garston*, Sheffield, Yorkshire, stock broker, July 8 at 10, District Court of Bankruptcy, Sheffield, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Thos. Bats*, Birmingham, hatter, July 11 at 12, Court of Bankruptcy, London.—*Thos. Pasco*, Chichester, Sussex, upholsterer, July 10 at half-past 11, Court of Bankruptcy, London.—*Alfred King*, St. Clements, Oxford, timber merchant, July 7 at half-past 1, Court of Bankruptcy, London.—*Thos. Barker*, Bream's-buildings, Chancery-lane, Middlesex, manufacturing perfumer, July 7 at 1, Court of Bankruptcy, London.—*Fred. Chaplin* and *William Henry Chaplin*, Bishop's Stortford, Hertfordshire, tanners, July 8 at 2, Court of Bankruptcy, London.—*John Dawson*, Fairford, Gloucestershire, maltster, July 7 at 11, District Court of Bankruptcy, Bristol.—*Geo. Harris*, Chaxhill, Westbury-upon-Severn, Gloucestershire, carpenter, July 7 at 11, District Court of Bankruptcy, Bristol.—*Rob. Britton*, Bradford, Yorkshire, grocer, July 10 at 12, District Court of Bankruptcy, Leeds.—*John Davison*, Leeds, Yorkshire, coach builder, July 7 at 10, District Court of Bankruptcy, Leeds.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 7.

*Humphrey Turner*, Bristol, draper.—*John Pidgeon*, Honiton, Devonshire, wine merchant.—*Edmund Hender*, Bodmin, Cornwall, ironmonger.—*Stephen Stringer*, Northumberland-st., New-road, Middlesex, coach plater.—*John Ross*, Ilkeston, Derbyshire, hosier.—*John Cummins*, Tottenham-court-road, Middlesex, furrier.—*Chas. Stuart*, Herbert-st., New North-road, Middlesex, wholesale milliner.—*Ann Henderson*, Birmingham, glass dealer.—*R. B. Perkins*, Coventry, carrier.—*John Sinclair*, Liverpool, tailor.—*Luke Lench*, Worcester, tobacconist.—*Wm. Child*, Chertsey, Surrey, grocer.—*Alex. Turney*, Addington-sq., Camberwell, Surrey, brewer.—*Thos. H. Irwin*, Liverpool, share broker.—*Fred. Peake* and *John Jillings*, Honiton, Devonshire, draper.—*Joseph White*, Saint Sidwell, Exeter, decorative painter.—*Daniel W. Lucas*, Mark-lane, London, fax dealer.—*Jas. O. Mason*, *John Mason*, and *Alfred Mason*, New Broad-street, London, and Birmingham, merchants.—*Wm. Penn*, Liverpool, licensed victualler.—*Geo. Gage Coldrey*, Lawrence-lane, London, merchant.—*Stephen Low*, Albion-place, Stoke Newington, Middlesex, and West Smithfield, London, cattle salesman.

#### SCOTCH SEQUESTRATIONS.

*Scott & Company*, Glasgow, merchants.—*Robert Adamson*, Dunfermline, manufacturer.—*John M. Kopper*, Kirkintilloch and Glasgow, distiller.—*Andrew Clark*, deceased, Greenock, grocer.—*James M' Iver*, Edinburgh, boot maker.—*J. Thompson*, deceased, Edinburgh, draper.—*Ewing, Andersons, & Aird*, Glasgow, commission agents.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Mallard*, Gloucester, servant in the employ of the Midland Railway Company, July 10 at 10, County Court of Gloucestershire, at Gloucester.—*George Wright*, Stoke-upon-Trent, Staffordshire, journeyman chandler, June 21 at 10, County Court of Staffordshire, at Hanley.—*Charles Durn*, Stamford, Lincolnshire, tailor, July 3 at 3, County Court of Lincolnshire, at Stamford.—*John Maderson*, Bury Saint Edmunds, Suffolk, hurdle maker, June 26 at 10, County Court of Suffolk, at Bury Saint Edmunds.—*James Stanner*, Ramsgate, Isle of Thanet, Kent, blacksmith, June 24 at 10, County Court of Kent, at Ramsgate.—*John Kitchin*, Reading, Berkshire, grocer, June 26 at 10, County Court of Berkshire, at Reading.—*William E. Edwards*, Redcliff, Bristol, painter, July 21 at 11, County Court of Gloucestershire, at Bristol.—*John Dale*, Fenton, Stoke-upon-Trent, Staffordshire, out of employment, June 21 at 10, County Court of Staffordshire, at Hanley.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as heretofore mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

June 30 at 10, before Mr. Commissioner LAW.

*Wm. Walker*, Judd-place, New-road, St. Pancras, Middlesex, lodging-house keeper.—*John Butlin*, Butz-street, Kensington, Middlesex, baker.—*Edmond Softley*, Stables-race, Camden-town, Middlesex, cheesemonger.—*W. Lee*, Aldersgate-street, Glasshouse-yard, Middlesex, green gas.—*John P. Waring*, Featherstone-street, St. Luke's, Middlesex, police constable.

July 3 at 10, before the CHIEF COMMISSIONER.

*John J. Lester*, Lower York-street, Rotherhithe, Surrey, lighterman.

July 3 at 10, before Mr. Commissioner LAW.

*Joseph Wm. Paynter*, Bell-street, Strand, Middlesex, clicker.

July 3 at 10, before Mr. Commissioner PHILLIPS.

*Robt. Henry Hunt*, New Church-street, Edgeware-road, Middlesex, printer.—*C. S. Jenkins*, South-street, King's-road, Chelsea, Middlesex, stationer.—*M. Bromley*, King's-Deptford, Kent, retailer of beer.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

June 30 at 10, before Mr. Commissioner LAW.

*T. W. P. Thompson*, Cotton-street, Poplar, Middlesex, master mariner.

June 30 at 10, before Mr. Commissioner PHILLIPS.

*M. Mitchell*, Stoke next Guildford, Surrey, out of business.—*Levi Webb*, Stoke next Guildford, Surrey, out of business.—*John Reeve Scott*, Spencer-place, North Brixton, Surrey, wine merchant.—*Wm. Hills* the elder, Drevitt-place, Brixton, Peckham, Surrey, market gardener.—*Henry Kelle*, Warwick-street, Golden-square, Middlesex, tram maker.

July 3 at 11, before the CHIEF COMMISSIONER.

*Dani. Berry*, Fitzroy-place, New-road, and Grafton-square, Fitzroy-square, Middlesex, marine store dealer.—*C. Hors Leigh-street*, Brunswick-square, Middlesex, working jeweler.

July 3 at 10, before Mr. Commissioner LAW.

*Elizabeth Dyer*, St. Andrew's-road, New Kent-road, Surrey, out of business.—*Richard Baker*, Farnham, Surrey, baker.—*Robt. Must*, Little Church-street, Lisson-grove, Mid-

diesex, labourer.—*John Leatherby*, Michael's-place, Brompton, Middlesex, tailor.—*Abraham Garrett* the elder, York-road, Lambeth, Surrey, out of business.—*Benjamin Abley*, Finch-street, Whitechapel, and Cleveland-street, Mile-end, Middlesex, inspector of houses and places for slaughtering horses.—*John Levy*, Houndsditch, London, wholesale stationer.—*Adam George*, Lamb-street, Spitalfields, Middlesex, manager of the business of an ironmonger.

July 3 at 11, before the CHIEF COMMISSIONER.

#### Adjourned Hearing.

*Israel Manas Karasinsky*, Elder-street, Norton Folgate, Middlesex, dealer in jewellery.

At the County Court of Yorkshire, at YORK CASTLE, June 30.

*Robert Tiplady*, Whitby, fishmonger.—*Wm. Wardle*, York, whitesmith.—*John Wheeler*, Stanningley, near Leeds, woollen cloth manufacturer.—*Matthew Appleyard*, Leeds, beerseller.—*Wm. Blackburne*, Wakefield, publican.—*John Purves*, Leeds, builder.—*Frank Mitchell*, Ossett, near Dewsbury, woollen cloth manufacturer.—*James Upton*, Akay, near Sedbergh, cotton spinner.—*Wm. Wood*, Leeds, butcher.—*A. Holmes*, Harrogate, out of business.—*W. Holmes*, Harrogate, out of business.—*W. Laycock*, Layerthorpe, Saint Cuthbert, stone mason.—*J. White*, Queen's Head, near Halifax, stuff manufacturer.—*T. Mackrill*, Halifax, cabinet maker.—*A. Fozard*, East Ardsley, near Leeds, innkeeper.—*J. Gosnay*, Newton, near Wakefield, out of business.—*A. Booth*, Queen's Head, near Bradford, shoe maker.—*Wm. Taylor*, Golcar, near Huddersfield, cloth manufacturer.—*John Ibbinson*, Pontefract, out of business.—*Edward Clarkson*, Dewsbury, out of business.—*Jos. Gascoigne*, Leeds, out of business.—*Sam. Clifford*, Bradford-moor, near Bradford, hatter.—*Jos. Murgatroyd*, Leeds, stock dealer.—*Richard Rook*, Leeds, innkeeper.—*D. Unwin*, York, tailor.—*John Wardle*, Stokesley, out of business.

July 1, at the same place.

*Lake Fowler*, York, out of business.—*Geo. R. Guy*, Leeds, periodical bookseller.—*Isaac Hallawell*, Salterhebble, near Halifax, out of business.—*Wm. Dove*, York, butcher.—*Geo. Gill*, Rufforth, near York, out of business.—*Dan. Wiggins*, York, saddler.—*William Gilbertson*, Knaresborough, out of business.—*Joe. Speight*, Halifax, out of business.—*T. Wood*, Shipley, near Bradford, out of employment.—*A. Holgate*, Bradford, tea dealer.—*H. Dodgson*, Sheffield, carver.—*Joshua Porritt*, Cleckheaton, near Leeds, clothier.—*W. Williamson*, Boothroyd, Dewsbury, blanket manufacturer.—*Joe Cliffe*, Baghall, near Huddersfield, out of business.—*Achash Lee*, Huddersfield, saddler.

At the County Court of Yorkshire, at HALIFAX, July 6.

*Lawrence Wood*, Row Royds, woollen cloth manufacturer.

At the County Court of Yorkshire, at BEVERLEY, June 26 at 10.

*George Johnson*, Beverley, bricklayer.

At the County Court of Yorkshire, at SHEFFIELD, July 5 at 10.

*Thos. Pudley*, Sheffield, manager of a razor business.—*J. Davenport*, Sheffield, saw maker.

At the County Court of Devonshire, at the CASTLE OF EXETER, June 30 at 10.

*Thos. Fowleraker*, St. Sidwell, out of business.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Edward Osborn*, Wood Newton, near Wansford, Northamptonshire, Law's, Stamford: 5s. 2d. in the pound.

The Queen has been pleased to appoint William Smillie, Esq., to be Advocate-General and Crown Solicitor for the province of South Australia; also James Scotland, Esq., junior, to be her Majesty's Solicitor-General for the island of Antigua.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Charles Joseph Smith, of Reigate, Surrey; Thomas Owen the younger, of Plas Penrynnydd, Anglesea.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, June 17, 1848.

# The Jurist

No. 598—VOL. XII.

JUNE 24, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
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		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JUNE 24, 1848.

THE utility of the 11 & 12 Vict. c. 96, (the Trustee's Relief Act), has been proved by the number of applications already made, and the necessity of general rules for regulating the practice under it. The act itself is expressed in very general language, and left, therefore, much to the discretion of the Court in respect of the mode of proceeding in applying its provisions; and, accordingly, there has been difficulty and diversity of opinion upon several points. It was early doubted, whether the Court has jurisdiction under this act to decide upon a contested construction of an instrument creating a trust; and it was also early determined, that it has such jurisdiction. But that the Court is not bound to exercise the jurisdiction is clearly expressed by the 2nd section of the act itself, under the reservation of power to the Court to direct the institution of a suit, if it shall appear that any trust funds cannot safely without be distributed. In practice, a doubt has arisen as to the parties who should be served with a petition under the 11 & 12 Vict. c. 96. It was decided by the Vice-Chancellor of England and the Vice-Chancellor Wigram, as correctly observed by the learned editor of a volume of equity precedents recently published\*, that the trustees need not be served on an application by *cestuis que trustent*. But in another branch of the court an opposite rule has prevailed. This point is now settled by the 5th of the General Orders of the 10th June, 1848, (see ante, p. 241), directing, that the trustee shall be served on any application respecting the fund. The General Orders, it will be seen, require a very specific affidavit to be filed in support of the application by the trustee to the Accountant-General, to receive the trust fund; and the Accountant-General will not be bound to accept the

fund without the production of an office copy of such affidavit. The trustee must also, after having made the deposit, forthwith give notice to the persons interested in the fund, or, at least, such of them as he has included in his affidavit. It does not appear what would be the consequence of neglect to give such notice on any application by a *cestui que trust*: it may be presumed, however, that if he were put to any expense by such neglect, the trustee would have to pay it. On any application by the trustee, who is, by the 6th Order, bound to give notice to the parties interested in, or entitled to, the fund, probably, if he had duly given notice of his deposit pursuant to the 3rd Order, the Court would assume, in the absence of any suggestion to the contrary, that if all the persons named in the trustee's original affidavit are served, all necessary parties are before the Court, and would hear the petition. But if the trustee has neglected to give notice under the 3rd Order, it may be that the Court will, on any petition presented by him, require further information as to who are the *cestuis que trustent*, and make the trustee pay the costs of the necessary inquiries. Although, therefore, it is not very easy to see what is the precise use of the trustee giving notice to the *cestuis que trustent* of his deposit, no trustee can be advised to neglect compliance with the order.

The act, it will be observed, merely requires the trustee, in the affidavit that he files in support of his application to deposit the trust fund, to describe the instrument creating the trust. The fourth title of the first General Order of the 10th June requires him to describe shortly the nature of the trust, as well as of the instrument. This may be in many instances a difficult matter to state shortly. However, trustees will do well to bear in mind, that, if they do not do it shortly, they may possibly not be allowed their costs, or so much at least as they have, by want of strict

\* Whitworth's Equity Precedents, 1848, p. 567.

regard to the order, incurred. It is apprehended, also, that, under the fifth head of the first General Order, the trustee will be bound to make all reasonable inquiries as to who are the parties beneficially entitled, and will not be justified in furnishing meagre information, merely because he has by carelessness omitted to acquire such information as he might have acquired.

On the whole, it is plain that the General Orders of the 10th June are intended to make it, and will make it, a matter much less of course than it was, for a trustee to throw a fund into the Accountant-General's office merely to relieve himself, leaving the cestuis que trustent to find out what has become of their trust fund, and how to proceed to obtain administration of it. The 11 & 12 Vict. c. 96, will probably now become what it was intended to be, a great boon to trustees, but at the same time not a mere inducement to them to throw off the duties they have deliberately undertaken.

### COURT OF QUEEN'S BENCH.

19th June, 1848.

The Court will, on Saturday the 24th day of June instant, take the Crown Paper after the two following cases from the New Trial Paper, viz.

Edwards and Wife v. Williams.

Roberts v. Campbell.

On Monday the 26th day of June instant, the New Trial Paper will be taken. And on Tuesday the 27th and Wednesday the 28th days of June instant, and Saturday the 1st and Wednesday the 12th days of July next, the Special Paper will be taken, commencing with the selected cases. BY THE COURT,

### EXCHEQUER CHAMBER.

Error from the Queen's Bench.

June 19.—Parke, B., delivered the judgment of the Court in—

The Queen v. The Mayor &c. of London—Judgment reversed, on the ground that the writ of mandamus was not maintainable in its present form.

### GENTLEMEN CALLED TO THE BAR.

The following Gentlemen have been called to the degree of Barrister at Law:—

LINCOLN'S INN.—C. W. Goodwin, Esq.; John Hagan, Esq.; E. Swetenham, Esq.; T. E. Wyndhams, Esq.; R. V. Williams, Esq.; H. M. Stockdale, Esq.

INNER TEMPLE, June 9.—G. Mellish, Esq.; R. Remmett, Esq.; J. Tomlin, Esq.; J. W. Brooke, Esq.; T. Balston, Esq.; S. B. Bristowe, Esq.; G. W. Lee Plumtree, Esq. June 16.—John J. A. Shakespear, Esq.; H. E. Bennett, Esq.; J. H. Brown, Esq.

MIDDLE TEMPLE, May 26.—William Makepeace Thackeray, Esq., Trin. Coll., Cam.; Edward Harrison, Esq.; George John Stickland, Esq., B.A., Trin. Hall, Cam.; John Balguy, jun., Esq., B.A., Merton Coll., Oxford; Thomas Curson Hansard, Esq. June 16.—Charles Sumner, Esq., M.A., Balliol Coll., Oxford; William Lucas Jones, Esq.; John Buckmaster, Esq., B.A., St. Mary Hall, Oxford; William Hickin, Esq.; Thomas O'Sullivan, Esq.; James Olliff Griffiths, Esq.

GRAY'S INN, June 14.—Daniel Harnett Stack, Esq.; Thomas Worthington Barlow, Esq.; Leon Arnaud, Esq.

The Queen has been pleased to appoint John Stuart, Esq., to be Master of the Supreme Court, for the settlement of the Cape of Good Hope.

### REGULA GENERALIS.

Trinity Term, in the 11th Year of the Reign of Queen Victoria. 1848.

Whereas by a Rule of Easter Term, in the 7th year of the reign of her present Majesty, Queen Victoria, It was ordered, "that, for the future, it shall not be necessary to have a warrant of attorney to acknowledge satisfaction of a judgment, or a judge's fiat thereon, but that it shall be requisite only to produce a satisfaction piece similar to that in use in the Court of Queen's Bench, except that in all cases such satisfaction piece shall be signed by the plaintiff or plaintiffs, or their personal representatives, and such signature or signatures shall be witnessed by a practising attorney of one of the Courts at Westminster, expressly named by him or them, and attending at his or their request, to inform him or them of the nature and effect of such satisfaction piece before the same is signed, and which attorney shall declare himself in the attestation thereof to be the attorney for the person or persons so signing the same, and state he is witness as such attorney; but any judge at chambers shall have power to make a order dispensing with such signature of the plaintiff or plaintiffs, or their personal representatives, under special circumstances, as he may think right; and that in cases where the satisfaction piece is signed by the personal representative of a deceased plaintiff, he shall prove his representative character in such way as the Master may direct." It is ordered, that so much of the said rule as requires a satisfaction piece similar to that in use in the Court of Queen's Bench to be produced be revoked, and that the following form of satisfaction piece be in future use, in lieu of the same:—

"In the — term, in the — year of the reign of Queen Victoria.

—, to wit. Satisfaction is acknowledged between — plaintiff and — defendant, in an action — for — and —; and — do hereby expressly nominate and appoint —, attorney at law, to witness and attest — execution of this acknowledgment of satisfaction.

Judgment entered on the — day of —, the year of our Lord 184—.

Rule No.

Signed by the said — in the presence of me —, of —, one of the attorneys of the Court of —, at Westminster; and I hereby declare myself to be attorney for and on behalf of the said —, expressly named by h—, and attending at h— request, to inform h— of the nature and effect of this acknowledgment of satisfaction, (which I accordingly did before the same was signed by h—), and I also declare that I subscribe my name hereto as such attorney.

(Signed) DENMAN,  
THO. WILDE,  
FRED. POLLOCK,  
E. H. ALDERSON,  
J. PATTESON,  
J. T. COLERIDGE,

the above-named plaintiff  
(Date) 184—

T. COLTMAN,  
W. H. MAULE,  
WM. WIGHTMAN,  
C. CRESSWELL,  
F. J. PLATT,  
W. ERLE

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Robert Crossland, of Parson's-lane, Bury, Lancashire; Henry H—man, of Spring-bank-villa, near Bewdley, Worcester-shire; William Radcliffe, of Liverpool; Thomas C—man, of Aylsham, Norfolk; John Williams Bell, of Gillingham, Dorsetshire.

## EQUITY PRACTICE.

## TO THE RIGHT HONOURABLE THE LORD HIGH CHANCELLOR OF GREAT BRITAIN.

*The Humble Memorial of the Metropolitan and Provincial Law Association,*

Shews,—That the Metropolitan and Provincial Law Association is a Society entirely composed of attorneys and solicitors in England and Wales, (now consisting of more than 900 members), and that the objects for which it was formed are—the promotion of the interests of the suitors and the better and more economical administration of justice,—the removal of the many and serious grievances to solicitors and through them to the suitors,—and for maintaining the rights and increasing the usefulness of the Profession.

That the Members of this Society, and they believe the whole Profession of the Law, feel that the present system of proceedings in the Court of Chancery, and the mode of conducting business in its offices, is injurious to the suitors and the community; and they would earnestly impress on your Lordship the necessity of making extensive improvements therein, and beg respectfully to suggest some alterations and amendments which they are convinced could be readily accomplished and would prove highly beneficial.

That in the year 1840 a petition was presented to the Honourable the House of Commons by a large number of the Members of the Profession, from which the following are extracts:—

“That the delay and expense at present attendant on proceedings in the Chancery Court are so great as effectually to close its doors against all, except the richer classes of the community.

“That the expense (which arises principally from the delay) is so serious as to render it imperative on the Profession to prevent as far as possible the institution of suits for amounts much under 1000*l*.

“That, therefore, while at Common Law, rights of small amount can without impropriety be submitted to legal decision, a very large and important section of the community (viz. persons interested in trust property of amounts under 1000*l*.) are left without the protection of the Law; and for them there is absolutely no Equity Court in operation.

“That owing to this defect of our Judicial Institutions, not only is individual wrong inflicted without redress on this class of society, but frauds as to trust property, offences against the most confidential relations, are actually encouraged by Law, because permitted to pass with entire impunity.

“That the Court of Chancery presents the single instance in the history of the country of a great national Establishment, altogether stationary as to the number of those coming within its operation, the Suitors of the Court having been as numerous 100 years ago as they are now; and that the defects of the Courts have, as your Petitioners believe, become fixed, from the entire insufficiency of the Institution to meet the wants of the people.

“That your Petitioners are convinced that no effective improvements can be introduced into the Equity Courts, unless the duty be assigned to the Judges of superintending, controlling, and regulating the functions of the Court and of its Offices, and that to impose such duties with effect it is essential that there should be given to the Judges powers commensurate with them.

“That your Petitioners, therefore, appreciate as of the highest value the provision introduced into

the Bill now before your Honourable House, giving powers for these purposes to the Judges of the Court.

“That as regulations of this kind require to be made with great deliberation, and of necessity must from time to time be amended, your Petitioners would humbly submit whether these powers should not be permanent instead of being granted only for a short period of years.

“That your Petitioners humbly hope, that, in the representations which they have made of the importance of rendering the proceedings in Equity more expeditious and cheap, it will be felt by your Honourable House that they are advocating improvements of the greatest importance to the interests of the suitors and of the community; whilst at the same time your Petitioners freely admit that they believe these improvements will also in the end be advantageous to their own body, from the conviction that the interests of the solicitor is in all these questions identified with that of his client.”

That the bill referred to was passed, as your Memorialists believe, in some degree in consequence of the facts stated in the said Petition; and that though its operation was confined to five years, it has since been made perpetual, and that the Lord Chancellor, with the concurrence of the Master of the Rolls and Vice-Chancellors, or any two of them, has now absolute power over both the practice and offices of the Court; and as your Memorialists would most humbly and respectfully suggest, the Lord Chancellor has also thrown upon him a co-extensive responsibility of seeing that all proper and necessary improvements and alterations are made.

That though several useful Amendments have been made under the said Acts, yet that compared with the extent of the evil, they have been unimportant; and that your Memorialists regret to say that the allegations of the Petition alluded to are almost equally as true now as they were when the Petition was presented.

That there are a great variety of matters which the experience of your Memorialists as Practitioners would propose for amendment; and that your Memorialists would beg to suggest the heads of some of such matters, not presuming to enter into full details unless your Lordship should desire it.

That in these suggestions, and all Amendments in points of *practice*, your Memorialists would wish to take as a rule the plan of opening new methods of procedure without abolishing the old, further than may be found to be essentially necessary; such new methods to be by way of alternative, and not by way of substitution, thus leaving it to experience to determine the comparative value of each method. They would also respectfully suggest, that the practice of the Common Law Courts in many instances might be usefully introduced into the Court of Chancery. (For instance, the present process of enforcing Equity Orders requiring so many repetitions of personal notice, frequently renders the process nugatory).

That there is a great number of other matters which your Memorialists could submit for the improvement of the procedure of the Court, but that your Memorialists would beg in the first instance particularly to suggest the following amendments, believing them all to be of considerable value:—

I. *With regard to Practice.*

1. That when all parties consent, the Courts of Equity should be at liberty to exercise a *jurisdiction on Petition* in all cases whatsoever, so as to supersede the necessity of Bill, Answer, and Evidence on Interrogatory. [Your Lordship's Act of last Session, allowing Trustees to pay money into Court, and then creating a jurisdiction on Petition, has established the

plan here proposed in those cases wherein the trustee hopes by partial submission to screen a breach of trust, and in which, therefore, its application was probably most questionable.]

2. That the practice of allowing *special cases* for the opinion of the Court, as established by Courts of Law by the stats. 3 & 4 Will. 4, c. 42, s. 25, should be extended to Courts of Equity, in which Courts it is as much, if not more, needed.

3. As a consequence that the practice of the Courts compelling in all cases *inquiries for parties or taking accounts*, should be greatly modified.

4. That a primary jurisdiction should be given to the Master in all cases of *equitable account* in which the accounting parties consent to submit to such jurisdiction; and that such jurisdiction should be either *absolute* (except subject to an appeal) or a jurisdiction to entertain the matter without order of reference, but subject to *confirmation and further direction* by the Court.

4. The same principle may be usefully applied to all that class of cases in which a reference to the Master is almost of course, such as *compromising suits*; arrangements when the parties interested therein are not *sui juris*; proposals for *marriage of wards*, and for *sales by private contract, power for parties to bid*.

[The latter practice first applied to the letting, setting, and managing by receivers, and lately introduced into Lunacy, and extended there, has been of great benefit.]

5. Also primary jurisdiction for the appointment of *new trustees* where there is no power of new appointment in the instrument creating the trust or none capable of being exercised.

6. Also primary jurisdiction to *approve maintenance and Guardian for Infants*.

7. Also to grant *stop orders on funds in Court*; and to make such other orders as may be expedient in cases where parties consent.

8. To take the consent of *married women* to payments out of Court to their husbands.

[With regard to consent where married women or infants are interested, the Masters are, by the present scheme of the Court, peculiarly the parties to protect them; and your Memorialists would propose, that all consents for married women and children should be binding if the Master by his signature should sanction such consents.]

## II. With regard to the Despatch of Business in the Offices.

1. To establish a thorough system of *supervision* of the Offices so as to detect delays and negligence there, and to supply to the Officer the present want of all motive to exertion; and to secure that there shall be a sufficient staff in every department for the due discharge of the official business.

2. To require all *official documents* to shew on the face of them the *date* they were bespoken, and when delivered out.

## III. With regard to the Mode of transacting Official Business.

1. To consolidate the Record, Affidavit, Subpoena, and Report Offices, and provide that all Documents now filed in the Examiner's and Register's Office be filed there; and to alter the practice as to filing Records, Pleadings, Examinations, and Affidavits, so as to establish one Record Office for the Court in which the Bill, Answer, and all the other proceedings in one cause, (not the Bill and Answer only as at present), including Affidavits and other Evidence, Petitions, Orders, Reports, and all other Official Documents, may be filed chronologically in a separate and distinct form, or bound in a separate and distinct volume, and be so indexed by the name of the Testator as well as by Plaintiffs' and Defendants' names, that public reference may be easily had thereto.

2. To require *publication of Accounts* at Accountant-General's, similar to the unclaimed dividend account which Parliament has required from the Bank of England.

3. To dispense with useless forms in the Orders of the Court, and particularly with all *Orders of course*, (which in your Memorialists' view, are not only indefensible, but absurd), and also with all the ordinary directions repeated in all Money Orders,—in all Orders appointing Receivers,—in Decrees directing usual Accounts of Testators' Estates,—for reserved Biddings, and on Sales, and to curtail the introductory part of Orders on Petition and Motion, and on Further Directions.

4. To dispense also with a very great variety of other needless and expensive forms, at least when parties consent, such as production of Original Wills in Court, setting down Causes, confirmation of Reports, double or even treble Petitions to get out of Court Married Women's Monies, Subpoenas to hear Judgment, Bills of Revivor and common Supplemental Bills, (where at Law Suggestions on Roll answer the same object), &c.

## IV. In the Subordinate Judicial Department.

1. To authorise and direct the Masters to *act for or another* in case of *illness* or occasional absence.

2. As to the Taxing Masters, to apply the General Orders, 76th, of April, 1828, and 76th, of November, 1831, as to taxation, in case the parties differ, (which Order has practically been a dead letter, because the Courts or Registrar have not acted on it), to all cases of Costs ordered to be paid by one party to another, and to require the Taxing Master in Equity to tax as the Common-law Masters do, without any Order of Reference, where both parties consent, (extending the principle of 124th Order of May, 1845).

## V. As to the Banking Department of the Court.

1. To require (as was done under the Slave Compensation Act, and is done in Ireland) the Accountant-General to invest and accumulate dividends from time to time, when once ordered, (without application by the parties from half-year to half-year).

2. To dispense, as is done by Accountant-General in Bankruptcy, with Powers of Attorney, (which are only necessary to pass Legal Estates, and to require him to act on letters or such other authority as may be sufficient in law to bar the party, the solicitor of the party verifying such authority.

[According to the present practice, there is no evidence given to the Accountant-General that the party signing the power is the party entitled to receive the money under the Order.]

3. To allow money to be *paid into Court* (as the Courts of Law do) without any Order, and also to be invested, as is now done with money paid in under the Legacy Act.

4. To have the orders on which Accountant-General acts, or an office copy of them filed with him.

5. To remove the great hardship on parties arising from Canterbury Probates and Administrations, being always required for the Accountant-General.

6. To get a Branch of the Bank of England established in Chancery-lane for the convenience of the Suitors, in the same way as has been done at the Court of Bankruptcy.

## VI. As to Evidence.

1. To enact the Common-law Rules as to admission of documents.

[Rules to this effect were prepared many years ago by Members of your Memorialists' body, and submitted to, and are still in the hands of the Judges.]

2. To enact Rules to make the giving of evidence compulsory in Bankruptcy and other cases where proceedings are on Petition, by allowing Exhibition of Interrogatories or *vivâ voce* examination.



3. To extend the appointment of Masters Extraordinary to London, and to reduce the fee on the appointment of a Master Extraordinary.

4. To allow Affidavits to be used on the hearing of causes; at least, subject to the discretion of the judge.

And your Memorialists would further respectfully state, that the body of Solicitors are anxious to give every assistance in their power to your Lordship and the other Judges in improving the Court of Chancery.

It was formerly the practice of the Judges of the Court to consult the six Clerks and Clerks in Court as the solicitors and representatives of the Suitors of the Court, on all changes in practice; and your Memorialists would, lastly, very respectfully submit to your Lordship, on behalf of the Suitors of the Court, that it is now, since the abolition of that Office, due to the Suitor, that the Solicitors of your Lordship's Court, as the Members, and the only Members of the Profession personally known to, and the parties personally selected by the Suitors of the Court, and the only parties per-

sonally intrusted by them as their confidential agents, should in future be consulted on such changes.

Your Memorialists pray, that, if the duties of your Lordship will permit, you will be pleased to investigate the matters of this Memorial, and will receive a Deputation of your Memorialists thereon; or that you will appoint other parties to investigate the same, and report thereon to your Lordship, and if your Lordship shall see fitting, that your Lordship will entrust them to carry out the objects of this Memorial so far as the same shall appear wise and desirable.

Signed, on behalf of the Association,

JOHN S. GREGORY, *Chairman*,  
JNO. J. J. SUDLOW, } *Vice-Chairmen*,  
JNO. HOPE SHAW, }  
EDWIN W. FIELD,  
M. D. LOWNDES,  
G. BOWER,  
THOS. HOLME BOWER,

*Members of the Equity Subcommittee of the Association.*

### CIRCUITS OF THE JUDGES.

(Mr. Baron ALDERSON will remain in Town).

SUMMER CIRCUITS, 1848.	MIDLAND.	N. WALES.	S. WALES.	HOME.	NORFOLK.	WESTERN.	OXFORD.	NORTHERN.
	Ld. Denman J. Patteson	L. C. J. Wilde	J. Wightman	LCB Pollock J. Coltman	B. Parke J. Maule	J. Coleridge J. Williams	B. Rolfe B. Platt	J. Cresswell J. Erle
Wednes. July 12	.....	.....	.....	Hertford	Buckingham	.....	.....	.....
Thursday ... 13	.....	.....	Cardiff	.....	.....	Winchester	Abingdon	.....
Saturday.. 15	{ Oakham N'thampt. }	.....	.....	.....	Bedford	.....	Oxford	York & City
Wednesday.. 19	Lincoln and	.....	.....	Chelmsford	Huntingdon	Dorchester	Worcester &	.....
Thursday ... 20	[City	.....	Carmarthen	.....	.....	.....	[City	.....
Friday..... 21	.....	.....	.....	.....	Cambridge	.....	.....	.....
Saturday ... 22	Nottingham	Newtown	.....	.....	.....	Exeter & City	Stafford	.....
Tuesday.... 25	[ & Town	.....	.....	Maidstone	.....	.....	.....	.....
Wednesday... 26	Derby	Dolgelly	Haverford-	.....	Norwich and	.....	.....	.....
Friday ..... 28	.....	Carnarvon	[west & Tn.	.....	[City	.....	.....	.....
Saturday ... 29	Leicest. & B.	.....	.....	.....	.....	Bodmin	Shrewsbury	Durham
Monday .... 31	.....	.....	Cardigan	.....	Ipswich	.....	.....	.....
Wednes. Aug. 2	Coventry	Beaumaris	.....	Lewes	.....	.....	Hereford	.....
Thursday ... 3	Warwick	.....	.....	.....	.....	.....	.....	Newcastle &
Friday..... 4	.....	.....	Brecon	.....	.....	Wells	.....	[Town
Saturday ... 5	.....	Ruthin	.....	.....	.....	.....	Monmouth	.....
Monday ..... 7	.....	.....	.....	Guildford	.....	.....	.....	Carlisle
Wednesday... 9	.....	Mold	Presteign	.....	.....	.....	Gloucester &	.....
Thursday ... 10	.....	.....	.....	.....	.....	.....	[City	Appleby
Friday..... 11	.....	.....	.....	.....	.....	Devizes	.....	.....
Saturday.... 12	.....	Chester	Chester	.....	.....	.....	.....	Lancaster
Wednesday... 16	.....	.....	.....	.....	.....	Bristol	.....	Liverpool

### Court Papers.

### EQUITY SITTINGS AFTER TRINITY TERM, 12 VICT. 1848.

#### Court of Chancery.

Before the LORD CHANCELLOR, at Lincoln's Inn.

Saturday ... June 24	{ First Seal.—Appeal Motions and Appeals.
Monday..... 26	{
Tuesday..... 27	{ Appeals.
Wednesday.... 28	{
Thursday..... 29	{ (Petition-day).—Unopposed Petitions and Appeals.
Friday ..... 30	{
Saturday.... July 1	{
Monday..... 3	{ Appeals.
Tuesday..... 4	{
Wednesday.... 5	{ Second Seal.—Appeal Motions and Appeals.
Thursday..... 6	{ (Petition-day).—Unopposed Petitions and Appeals.
Friday..... 7	{
Saturday..... 8	{ Appeals.
Monday..... 10	{

Tuesday..... 11	{
Wednesday.... 12	{ Appeals.
Thursday..... 13	{
Friday..... 14	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday..... 15	{
Monday..... 17	{ Appeals.
Tuesday..... 18	{ Third Seal.—Appeal Motions and Appeals.
Wednesday.... 19	{
Thursday..... 20	{ Appeals.
Friday..... 21	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday..... 22	{
Monday..... 24	{
Tuesday..... 25	{ Appeals.
Wednesday.... 26	{
Thursday..... 27	{
Friday..... 28	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday..... 29	{ Fourth Seal.—Appeal Motions and Appeals.
Monday..... 31	{ General Petition-day.

N.B.—Such days as his Lordship sits in the House of Lords excepted.—The sittings will close on the 10th August.

**Rolls Court.**

*Before the Right Hon. the MASTER OF THE ROLLS, at the Rolls.*

Saturday ... June 24 Consent Causes & Petitions.—Motions.

*At the Judicial Committee.*

Monday ..... 26  
Tuesday ..... 27  
Wednesday ..... 28  
Thursday ..... 29  
Friday ..... 30  
Saturday .... July 1  
Monday ..... 3  
Tuesday ..... 4  
Wednesday ..... 5

*At the Rolls.*

Thursday ..... 6 Consent Causes & Petitions.—Motions.

*At the Judicial Committee.*

Friday ..... 7  
Saturday ..... 8

*At the Rolls.*

Monday ..... 10  
Tuesday ..... 11  
Wednesday ..... 12  
Thursday ..... 13  
Friday ..... 14  
Saturday ..... 15  
Monday ..... 17  
Tuesday ..... 18  
Wednesday ..... 19  
Thursday ..... 20  
Friday ..... 21  
Saturday ..... 22  
Monday ..... 24  
Tuesday ..... 25  
Wednesday ..... 26  
Thursday ..... 27  
Friday ..... 28  
Saturday ..... 29  
Monday ..... 31

Pleas, Demurrers, Causes, Further Directions, and Exceptions.

Motions.

Pleas, Demurrers, Causes, Further Directions, and Exceptions.

Motions.

Petitions in General Paper.

Unopposed Petitions and Consent Causes on Saturday the 24th June, and Thursday the 6th July; and Unopposed Petitions and Consent and Short Causes on Saturday the 15th July, and Saturday the 22nd July; each day at the sitting of the Court.

*Notice.*—Consent Petitions must be presented, and Copies left with the Secretary, two days before the day on which it is intended they should be heard.

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Lincoln's Inn.*

Saturday ... June 24 First Seal.—Motions.  
Monday ..... 26  
Tuesday ..... 27  
Wednesday ..... 28  
Thursday ..... 29  
Friday ..... 30  
Saturday .... July 1  
Monday ..... 3  
Tuesday ..... 4  
Wednesday ..... 5  
Thursday ..... 6  
Friday ..... 7  
Saturday ..... 8  
Monday ..... 10  
Tuesday ..... 11  
Wednesday ..... 12  
Thursday ..... 13  
Friday ..... 14  
Saturday ..... 15  
Monday ..... 17  
Tuesday ..... 18  
Wednesday ..... 19  
Thursday ..... 20

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Second Seal.—Motions.

(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Third Seal.—Motions.

Pleas, Demurrers, Causes, Exceptions, and Further Directions.

Friday ..... 21  
Saturday ..... 22  
Monday ..... 24  
Tuesday ..... 25  
Wednesday ..... 26  
Thursday ..... 27

(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Friday ..... 28  
Saturday ..... 29  
Monday ..... 31

(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.

Fourth Seal.—Motions.

General Petition-day.

N. B.—The sittings will close on the 10th August. His Honor will take Unopposed Petitions at the head of the paper every day during the sittings.

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Lincoln's Inn.*

Saturday ... June 24 First Seal.—Motions.  
Monday ..... 26  
Tuesday ..... 27  
Wednesday ..... 28  
Thursday ..... 29  
Friday ..... 30  
Saturday .... July 1  
Monday ..... 3  
Tuesday ..... 4  
Wednesday ..... 5  
Thursday ..... 6  
Friday ..... 7  
Saturday ..... 8  
Monday ..... 10  
Tuesday ..... 11  
Wednesday ..... 12  
Thursday ..... 13  
Friday ..... 14  
Saturday ..... 15  
Monday ..... 17  
Tuesday ..... 18  
Wednesday ..... 19  
Thursday ..... 20  
Friday ..... 21  
Saturday ..... 22  
Monday ..... 24  
Tuesday ..... 25  
Wednesday ..... 26  
Thursday ..... 27  
Friday ..... 28  
Saturday ..... 29  
Monday ..... 31

Bankrupt Petitions.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Bankrupt Petitions and Ditto.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

(Petition-day).—Petitions and Ditto.

Short Causes and Causes.

Bankrupt Petitions.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Bankrupt Petitions and Ditto.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

(Petition-day).—Petitions and Ditto.

Short Causes and Causes.

Bankrupt Petitions.

Third Seal.—Motions.

Bankrupt Petitions and Causes.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

(Petition-day).—Petitions and Ditto.

Short Causes and Causes.

Bankrupt Petitions.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Bankrupt Petitions and Causes.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

(Petition-day).—Petitions, Short Causes, and Causes.

Fourth Seal.—Motions.

(General Petition-day).—Petitions and Bankrupt Petitions.

N. B.—The sittings will close on the 10th August. The Vice-Chancellor KNIGHT BRUCE will take Short Causes and Unopposed Petitions on Saturday the 5th August; and Bankrupt Petitions on Wednesday the 9th August.

*Before VICE-CHANCELLOR WIGRAM, at Lincoln's Inn.*

Saturday ... June 24 First Seal.—Motions and Causes.  
Monday ..... 26  
Tuesday ..... 27  
Wednesday ..... 28  
Thursday ..... 29  
Friday ..... 30  
Saturday .... July 1  
Monday ..... 3  
Tuesday ..... 4  
Wednesday ..... 5  
Thursday ..... 6  
Friday ..... 7  
Saturday ..... 8

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Short Causes, Petitions, (unopposed first), and Causes.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Second Seal.—Motions and Causes.

Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Short Causes, Petitions, (unopposed first), and Causes.

Monday.....	10	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday.....	11	
Wednesday.....	12	
Thursday.....	13	
Friday.....	14	
Saturday.....	15	Short Causes, Petitions, (unopposed first), and Causes.
Monday.....	17	Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Tuesday.....	18	
Wednesday.....	19	Third Seal.—Motions and Causes.
Thursday.....	20	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday.....	21	
Saturday.....	22	Short Causes, Petitions, (unopposed first), and Causes.
Monday.....	24	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday.....	25	
Wednesday.....	26	Short Causes, Petitions, (unopposed first), and Causes.
Thursday.....	27	
Friday.....	28	Fourth Seal.—Motions and Causes.
Saturday.....	29	(General Petition-day).—Petitions.
Monday.....	31	

N. B.—The sittings will close the 10th August.

### London Gazette.

#### TUESDAY, JUNE 20. BANKRUPTS.

**WILLIAM WHEATLEY**, New-house, Buxted, Sussex, wheelwright, dealer and chapman, June 30 at half-past 1, and Aug. 4 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. F. and H. Palmer, Mitre-court-chambers, Temple.—Fiat dated June 19.

**JOHN TREVERS** the elder, Gloucester-place, Old Kent-road, and **JOHN TREVERS** the younger, White-cottages, Apollo-buildings, East-lane, Walworth, Surrey, carpenters and builders, dealers and chapmen, (carrying on business in Apollo-buildings, East-lane, Walworth, Surrey), June 27 at half-past 12, and Aug. 4 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Skinner, Liverpool-st., Walworth-road, Surrey.—Fiat dated June 19.

**FRANCIS THOMAS SMITH** and **ABRAHAM SMITH**, Cambridge-heath-nursery; Hackney, Middlesex, seedsmen, florists, dealers and chapmen, June 27 and July 28 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Russell, 23, Martin's-lane, Cannon-st.—Fiat dated June 1.

**JOHN CONQUEST**, Moorgate-street, London, money scrivener, June 29 at 12, and Aug. 4 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Phillips, Sme-lane.—Fiat dated June 14.

**FREDERICK WILLIAM NICHOLLS CROUCH**, Upper Charlotte-street, Fitzroy-square, Middlesex, music-seller and publisher, and boarding-house keeper, June 30 and Aug. 8 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Ashley, 9, Shoreditch.—Fiat dated June 16.

**GEORGE CANNON**, Prospect-place, Ball's-pond, Middlesex, bricklayer, dealer and chapman, July 4 at half-past 12, and Aug. 8 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Garry, 39, Chancery-lane, Fleet-street.—Fiat dated June 16.

**ANNAH WARD**, Newgate-market, London, carcase butcher and meat salesman, June 29 at 11, and July 27 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Smith, Bernard's-lane.—Fiat dated June 15.

**JOHN BALAAM**, Enfield, Middlesex, smith and farrier, dealer and chapman, June 30 at 11, and July 27 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Jones & Co., St. Swithin's-lane.—Fiat dated June 19.

**JOSEPH PRITCHARD**, Hereford, Herefordshire, inn-keeper, victualler, dealer and chapman, July 1 and 22 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Hall & Minett, Ross; Reece, Birmingham.—Fiat dated June 12.

**THOMAS HOLLYMAN**, Clevedon, Somersetshire, butcher, dealer and chapman, July 8 and Aug. 1 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acreman; Sols. Salmon, Bristol; Maples & Co., London.—Fiat dated June 12.

**JAMES WRIGHT**, Birmingham, seal stone engraver, July 4 and 23 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Hodgson, Birmingham.—Fiat dated June 10.

**WILLIAM PLUMLEY**, Bristol, poultryer, dealer and chapman, July 11 and 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acreman; Sol. Bigg, Bristol.—Fiat dated June 15.

**HENRY JAKEWAYS**, Pentypool, Monmouthshire, licensed victualler, July 4 at 11, and Aug. 1 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Messrs. Phillips, Newport; Stretton, Southampton-buildings.—Fiat dated June 15.

**JOHN WALKER** and **WILLIAM WALKER**, Birkenhead, joiners, builders, and contractors, and Stourton, Cheshire, quarrymen, (trading under the firm of John and William Walker), July 4 and 23 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Francis & Almond, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated June 15.

**JOHN HESLOP**, Ripon, Yorkshire, wine and spirit merchant, dealer and chapman, July 8 and 25 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Blackburn, Leeds; Baxter & Co., Mark-lane, London.—Fiat dated June 8.

**ROBERT HUGHES**, Liverpool, laceman and hosier, June 30 and July 28 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Williams, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated June 14.

**GASPER WEISS**, Liverpool, music seller, July 5 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casanova; Sols. Forshaw, Liverpool; Humphreys & Co., Gray's-inn, London.—Fiat dated June 16.

#### MISCELLANEOUS.

*Henry Regless, Fred. Skerrett, and Robert Bougfield*, St. Martin's-lane, Charing-cross, Middlesex, woollen drapers, June 27 at 1, Court of Bankruptcy, London, last ex.—*Henry Shaw*, Gerrard-street, Islington, Southampton-row, Russell-square, and Sloane-street, Chelsea, Middlesex, glass dealer, July 13 at 1, Court of Bankruptcy, London, last ex.—*Wm. Ker*, New-inn-yard, Tottenham-court-road, Middlesex, cabinet maker, July 1 at 12, Court of Bankruptcy, London, last ex.—*John H. Parker*, Castle and Falcon-yard, Aldersgate, London, carrier, July 1 at 1, Court of Bankruptcy, London, last ex.—*Thos. K. Thompson*, Great Tower-street, London, wholesale grocer, July 13 at 11, Court of Bankruptcy, London, and.

as.—*John Webb*, Laton, Bedfordshire, straw plait dealer, July 13 at 11, Court of Bankruptcy, London, and. as.—*Thomas Smith*, Portsea, Hampshire, and Birmingham, Warwickshire, licensed hawkers, July 13 at 11, Court of Bankruptcy, London, and. as.—*Charles Wade*, Willibridge, Bitten, Gloucestershire, miller, July 17 at 11, District Court of Bankruptcy, Bristol, and. as.—*John Piper*, Bath, Somersetshire, coal merchant, July 14 at 11, District Court of Bankruptcy, Bristol, and. as.—*John Forester*, Shafto, Hartburn, Northumberland, banker, July 11 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. as.; July 13 at 1, div.—*Charles Bestram* and *Wm. Parkinson*, Newcastle-upon-Tyne, merchants, July 11 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. as.; July 13 at 11, div.—*Wm. Mountford*, Darlington, Durham, tailor, July 11 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. as.; July 13 at half-past 10, div.—*Nich. Ireland*, Wem, Shropshire, wine merchant, July 12 at half-past 10, District Court of Bankruptcy, Birmingham, and. as.; July 13 at half-past 10, div.—*Joshua Clarke*, Hfckley, Leicestershire, hosier, July 12 at half-past 10, District Court of Bankruptcy, Birmingham, and. as.; July 13 at half-past 10, div.—*John Meeks* and *Thos. Gummery*, Warwick, upholsterers, July 12 at half-past 10, District Court of Bankruptcy, Birmingham, and. as.—*Fred. Kinder*, Leeds, Yorkshire, butcher, July 11 at 11, District Court of Bankruptcy, Leeds, and. as. and fin. div.—*Isaac Cleaver Thylor*, Change-alley, Cornhill, London, tailor, July 11 at 12, Court of Bankruptcy, London, fin. div.—*George Horne* and *Alex. Macleod Burghes*, Cheapside, London, booksellers, July 11 at 11, Court of Bankruptcy, London, div. sep. est. of *George Horne*.—*Wm. Cooper*, *Chas. Wilson*, and *George Black*, Aldermanbury, London, straw-hat manufacturers, July 13 at 1, Court of Bankruptcy, London, div.—*Thomas Pascoe*, Chichester, Sussex, upholsterer, July 11 at 12, Court of Bankruptcy, London, div.—*Chas. Minors-Oldett*, Ham-

mersmith, Middlesex, attorney, July 11 at 11, Court of Bankruptcy, London, div.—*Henry John Hammon*, Thread-needle-st., London, architect, and Greek-st., Soho, Middlesex, jewel case maker, July 13 at 11, Court of Bankruptcy, London, div.—*Wm. Elliott*, Petworth, Sussex, corn merchant, July 13 at 11, Court of Bankruptcy, London, div.—*John Bannister Falkner* and *Bentham Fabian*, Old Broad-st., London, merchants, July 13 at 12, Court of Bankruptcy, London, div.—*Lesley Alexander* and *Wm. Bardgett*, Old Broad-st., London, merchants, July 13 at 1, Court of Bankruptcy, London, div.—*Geo. Children*, Tunbridge, Kent, banker, July 13 at half-past 11, Court of Bankruptcy, London, div.—*Jacques Louis Bourdon* and *Peter Jos. Meugens*, Finch-st., Whitechapel, Middlesex, sugar refiners, June 30 at 11, Court of Bankruptcy, London, div.—*Alfred Twissall* and *John Walker Cash*, Bristol, oil merchants, July 11 at 11, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*David Le Boutillier*, Northumberland-place, Commercial-road East, Middlesex, draper, July 12 at 11, Court of Bankruptcy, London.—*Robert Hayward*, Landport, Portsea, Southampton, brewer, July 12 at 11, Court of Bankruptcy, London.—*Wm. Dyne*, Rochester-terrace, High-street, Stoke Newington, Middlesex, corn dealer, July 12 at 12, Court of Bankruptcy, London.—*Wm. Parkinson*, Newcastle-upon-Tyne, merchant, July 11 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Joseph Clarkson*, Woolwich Lower-road, Charlton, Kent, retailer of beer, July 12 at 11, Court of Bankruptcy, London.—*Benj. Spinks*, Lichfield-st., St. Ann's, Soho, Westminster, Middlesex, timber merchant, July 11 at 1, Court of Bankruptcy, London.—*Henry Robert Hartley*, Ventnor, Isle of Wight, Southampton, hotel keeper, July 14 at 1, Court of Bankruptcy, London.—*Wm. Tanner* and *John Ward*, Leadenhall-place, and Leadenhall-market, London, leather factors, July 14 at half-past 12, Court of Bankruptcy, London.—*John Porter*, Wormwood-st., London, cheese factor, July 12 at 11, Court of Bankruptcy, London.—*Elizabeth Mary Headland*, Harley-street, Cavendish-square, Middlesex, lodging-house keeper, July 12 at 12, Court of Bankruptcy, London.—*George Dyer Rose*, Duke-street, Smithfield, London, plumber, July 13 at 11, Court of Bankruptcy, London.—*John Reay* the younger and *Henry Reay*, Mark-lane, London, wine merchants, July 14 at half-past 1, Court of Bankruptcy, London.—*John Nokes*, New Ormond-st., St. George the Martyr, builder, July 13 at 1, Court of Bankruptcy, London.—*Wm. Parkinson*, Newcastle-upon-Tyne, merchant, July 11 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Wm. Ashton Barton*, Coventry, surgeon, July 13 at 11, District Court of Bankruptcy, Birmingham.—*Josh. Clarke*, Hinckley, Leicestershire, hosier, July 13 at half-past 10, District Court of Bankruptcy, Birmingham.—*William Ridgway*, Hanley and Shelton, Staffordshire Potteries, Staffordshire, manufacturer of earthenware, July 13 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before July 11.*

*Wm. Scott*, Liverpool, hardware dealer.—*Alex. McNaughtane Paterson*, Kingswinford, Staffordshire, ironfounder.—*J. Walker*, Kingswinford, Staffordshire, ironfounder.—*James Boydell*, Kingswinford, Staffordshire, ironfounder.—*Charles Blayney Trevor Roper*, Kingswinford, Staffordshire, ironfounder.—*Ed. Field*, Stratford-upon-Avon, Warwickshire, mercer.—*Wm. Henry Norman*, Adam's-place, King's-road, Chelsea, and Drury-lane, Middlesex, baker.—*James Mainer*, Southampton, Hampshire, saddler.—*Charles Skingley*, Maldon, Essex, commission agent.—*Ed. Christopher Holland*, Honiton, Devonshire, surgeon.—*Robert Wake*, Kingston-upon-Hull, merchant.—*Henry Davies* and *William Davies*, Liverpool, stock and share brokers.—*George Keilar*, Liverpool, timber merchant.—*Hen. Thos. Smith* and *John Hewitt*, Liverpool, tailors.—*Ed. Thompson*, Kingston-upon-Hull, hosier.—*Rich. Forty*, Cheltenham, Gloucestershire, builder.

#### FIAT ANNULLED.

*Mary Brunton*, Leeds, Yorkshire, innkeeper.

#### SOURCE SEQUESTRATIONS.

*Thos. Grocott*, Glasgow, merchant.—*Wm. Stirling & Co.*, Strathaven, horse dealers.—*Wm. Stuart Sutherland*, Leith, bookseller.—*John McKiddie*, Fortrose, merchant.—*James*

*Morrison*, Hawkhill, Tulliallan, Perthshire, coalmaster.—*Ja. Hamilton*, Hamilton, baker.—*T. Gentles*, Paisley, plumber.—*Douglas Edwards*, Aberdeen, merchant.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Chas. Felton*, Aston, near Birmingham, commercial traveller, July 7 at 10, County Court of Warwickshire, at Birmingham.—*Wm. Scattergood*, Birmingham, bookkeeper, July 7 at 11, County Court of Warwickshire, at Birmingham.—*Thos. Kenning*, Birmingham, messenger, July 7 at 10, County Court of Warwickshire, at Birmingham.—*Joseph Seabrook*, Birmingham, slater, July 7 at 10, County Court of Warwickshire, at Birmingham.—*Chas. Bromhall*, Birmingham, out of business, July 7 at 10, County Court of Warwickshire, at Birmingham.—*Sam. Newell*, Birmingham, out of business, July 7 at 10, County Court of Warwickshire, at Birmingham.—*John Price*, Birmingham, fishmonger, July 7 at 10, County Court of Warwickshire, at Birmingham.—*Samuel Lilley*, Birmingham, engineer, July 7 at 10, County Court of Warwickshire, at Birmingham.—*Geo. Hughes*, Leicester, out of business, July 5 at 10, County Court of Leicester, at Leicester.—*Hen. Scholey*, Sheffield, Yorkshire, blade maker, July 5 at 10, County Court of Yorkshire, at Sheffield.—*Ja. Senior*, Sheffield, Yorkshire, tailor, July 5 at 10, County Court of Yorkshire, at Sheffield.—*Philip B. Hill*, Bampton, Devonshire, following no business, July 13 at 10, County Court of Devonshire, at Tiverton.—*Robert Spark*, Exeter, poulterer, June 30 at 10, County Court of Devonshire, at Exeter.—*Capel T. Lechmere*, Fownhope, Herefordshire, of no trade, July 13 at 10, County Court of Herefordshire, at Hereford.—*Wm. Maunder*, Exeter, baker, June 30 at 10, County Court of Devonshire, at Exeter.—*John Water* the younger, Liverpool, bookkeeper, June 26 at 10, Liverpool District County Court, at Liverpool.—*George Wild Tidy*, Clevedon, Somersetshire, carpenter, July 21 at 11, County Court of Gloucestershire, at Bristol.—*Geo. Jones*, St. George Hill, Somersetshire, licensed victualler, July 28 at 11, County Court of Gloucestershire, at Bristol.—*John Anstey*, Sile Gifford, Gloucestershire, farmer, July 28 at 11, County Court of Gloucestershire, at Bristol.—*Geo. Carter*, Olston, Gloucestershire, labourer, July 28 at 11, County Court of Gloucestershire, at Bristol.—*Geo. Lane*, Bristol, omnibus driver, July 28 at 11, County Court of Gloucestershire, at Bristol.—*John Evans*, Abbots Leigh, Somersetshire, blacksmith, July 28 at 11, County Court of Gloucestershire, at Bristol.—*J. Blyth*, Bristol, grocer, July 28 at 11, County Court of Gloucestershire, at Bristol.—*Thomas Lear*, St. Thomas the Apostle, Devonshire, out of business, June 30 at 10, County Court of Devonshire, at Exeter.—*W. Whitfield*, Exeter, wool comb, June 30 at 10, County Court of Devonshire, at Exeter.—*Ja. Sturgis*, Northampton, mason, July 3 at 11, County Court of Northamptonshire, at Northampton.—*Chas. Aldridge*, Horsham, Sussex, tailor, July 11 at 12, County Court of Sussex, at Horsham.—*Geo. Tilly*, Yeovil, Somersetshire, tailor, July 7 at 10, County Court of Somersetshire, at Yeovil.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*July 4 at 11, before the CHIEF COMMISSIONER.*

*Edw. P. Dodd*, Park-road, Dalston, Middlesex, gentleman.—*Wm. H. Hartaup*, William-street, Woolwich, Kent, wheelwright.

*July 4 at 11, before Mr. Commissioner HARRIS.*

*Geo. Thorp*, Pancras-place, King's-cross, Middlesex, coat painter.—*Mary Anne Rolph*, Wigmore-st., Cavendish-square, Middlesex, milliner.—*Ja. Pittock*, St. George's-street East, Ratcliff-highway, Middlesex, baker.—*John V. Austin*, B. A. Bread-street-hill, Cheapside, London, and Chertsey, Surrey, rector of St. Nicholas Cole Abbey with St. Nicholas Olave London.—*Thos. Robertson*, Holles-st., Clare-market, Middlesex, tailor.—*Thos. B. Dawson*, Prospect-row, Ball's-pool, Islington, Middlesex, carman.—*Geo. Jones*, Kingston-upon-Hull, tragedian.

July 5 at 11, before the CHIEF COMMISSIONER.  
*Thomas Pilbeam*, South Lambeth, New-road, Lambeth, Surrey, millwright.

July 5 at 10, before Mr. Commissioner LAW.  
*Hen. Kenning*, Morpeth-street, Green-st., Bethnal-green, Middlesex, cooper.—*Woolf Israel*, Bedford-court, Little Catherine-st., Strand, Middlesex, cigar dealer.

July 5 at 10, before Mr. Commissioner PHILLIPS.  
*John Gould*, Grey Eagle-st., Spitalfields, Middlesex, farrier.—*Chas. Greene*, Polygon, Somers'-town, Middlesex, newspaper reporter.—*John Kimlin*, Young-street, Kensington, Middlesex, tailor.

July 6 at 11, before the CHIEF COMMISSIONER.  
*John Portlock*, New Philip-st., St. George's in the East, Middlesex, carman.—*Geo. B. Sainsbury*, Church-lane, Commercial-road East, Middlesex, coffee-house keeper.

Saturday, June 17.  
*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Benjamin Berliner*, Duke-street, Aldgate, London, baker, No. 59,606 T.; *Henry Hull*, assignee.—*Wm. Mockler*, Little Bealings, near Woodbridge, Suffolk, clerk, No. 69,208 C.; *William Jackson Chaplin*, assignee.—*James Alexander*, Newcastle-upon-Tyne, surgeon, No. 69,564 C.; *George Charlton*, assignee.—*Alfred Ceal*, Tiverton-cottages, Kingland-road, Middlesex, out of employ, No. 58,376 T.; *Owen Ceal*, assignee.—*Mary Palmer*, Plough-lane, Homerton, Middlesex, chimney sweeper, No. 59,313 T.; *James Nichols*, assignee.—*Joshua Paxton*, Durham, publican, No. 69,504 C.; *James Fletcher*, assignee.

Saturday, June 17.  
*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*  
*(On their own Petitions).*

*Joseph Guyer*, sen., Cobourgh-place, near Charlton, Kent, shipwright: in the Debtors Prison for London and Middlesex.—*John Balls*, Great Yarmouth, Norfolk, master mariner: in the Gaol of Surrey.—*Jos. Mitchell*, Bayham-street, Camden-town, Middlesex, builder: in the Queen's Prison.—*Charles Adams*, Golden-lane, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*Wm. Godfrey*, Tooley-st., Southwark, Surrey, coffee-house keeper: in the Gaol of Surrey.—*David Southon* the elder, Shalford-common, near Guildford, Surrey, foreman to a carrier: in the Gaol of Surrey.—*Daniel Burnell*, Houndsditch, London, baker: in the Debtors Prison for London and Middlesex.—*Thos. S. Hyde*, Richmond-terrace, Queen's-road, Dalston, Middlesex, n no trade: in the Debtors Prison for London and Middlesex.—*Thos. Roles* the elder, Head-yard, King-st., Parliament-street, Westminster, Middlesex, proprietor of cabriolets: in the Debtors Prison for London and Middlesex.—*Chas. Joy*, Old Gravel-lane, Wapping, Middlesex, coffee-house keeper: in the Debtors Prison for London and Middlesex.—*George Peachey*, Little Titchfield-street, Portland-road, Marylebone, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*Wm. Bowen*, Bermondsey-street, Southwark, Surrey, shopman to a grocer: in the Gaol of Surrey.—*Thos. Zen. Lineker*, St. Martin's-lane, Charing-cross, Middlesex, ut of employ: in the Debtors Prison for London and Middlesex.—*Henry A. Smith*, Upper Norton-st., Fitzroy-square, Middlesex, modeller: in the Debtors Prison for London and Middlesex.—*Edward Osbourn*, Shipley, Derbyshire, ordainer: in the Gaol of Nottingham.—*Thos. Doyle*, Moreton, ear Bidston, Cheshire, farmer: in the Gaol of Chester.—*Th. Bird*, Ripple, Worcestershire, attorney at law: in the Gaol of Worcester.—*John Walker*, Northgate-street, Gloucestershire, ilversmith: in the Gaol of Gloucester.—*Jos. Gibbs*, Studley, Warwickshire, shoe maker: in the Gaol of Warwick.—*Wm. Bailey*, Tocknell's-mill, Painswick, Gloucestershire, farmer: in the Gaol of Gloucester.—*Thos. B. Green*, Maidstone, Kent, w stationer: in the Gaol of Maidstone.—*John Powell*, York, no trade: in the Gaol of York.—*Wm. Anderton*, Pendlebury, near Manchester, screw bolt maker: in the Gaol of Lancaster.—*Geo. Raven*, Cripplegate-buildings, Fore-street, London, shoe maker: in the Gaol of Winchester.—*William Doorman*, Chali, Isle of Wight, Southampton, hire carter: in the Gaol of Winchester.—*Jos. Neale*, Manchester, butcher: in the Gaol of Lancaster.—*Thos. Holt*, Ainsworth, near Bolton-le-Moors, Lancashire, in no business: in the Gaol of Lan-

caster.—*John Garside*, Dukinfield, Cheshire, in no business: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

July 5 at 11, before the CHIEF COMMISSIONER.  
*Hillary J. Bauerman*, Rood-lane, Fenchurch-st., London, rag merchant.—*James Edw. Gibson*, Grosvenor-street West, Eaton-square, Pimlico, Middlesex, clerk in the Public Record Office.

July 6 before the CHIEF COMMISSIONER.  
*Thos. E. Jones*, Ludgate-hill, London, assistant to a dress maker.

At the County Court of Cheshire, at CHESTER CASTLE, July 4.

*Edward Gill*, Chester, tinman.—*John Dwyer*, Tranmere, near Birkenhead, joiner.—*John Worsley*, Stockport, superintendent in the gold plate trade.—*Samuel Griffith*, Runcorn, letterpress printer.—*Johnson Reddish*, Oxtou, near Birkenhead, plumber.—*Hen. B. Rawlins*, Macclesfield, publican.—*Wm. Fox*, Sandbach, mercer.—*Edward Symond*, Marton-house, near Winsford, boarding-school master.—*Hen. Higginbotham*, Macclesfield, out of business.—*Hen. Hickman*, Birkenhead, bricklayer.—*John Thornley*, Sutton, near Macclesfield, brewer.—*Thos. Doyle*, Moreton, near Bidston, farmer.

At the County Court of Worcestershire, at WORCESTER, July 12.

*Sampson Cooper*, Worcester, coal merchant.—*J. Badland*, Kidderminster, carpet weaver.—*Thos. Bird*, Ripple, attorney at law.

At the County Court of Cornwall, at BODMIN, July 5 at 10.

*Henry Hoskin*, Week Saint Mary, innkeeper.

At the County Court of Leicestershire, at LEICESTER, July 5.  
*James Allen*, Market Harborough, out of business.

INSOLVENT DEBTORS' DIVIDENDS.  
*James Robbins*, Aldenham-street, St. Pancras, Middlesex, licensed victualler: 1s. 4½d. in the pound.—*Thos. Cox*, Peel-place, Notting-hill, Bayswater, Middlesex, grocer: 2s. 8½d. in the pound.—*Benj. Holdstock*, Luton, Bedfordshire, straw hat manufacturer: 4½d. in the pound.—*Henry Castle*, Tranquil-vale, Blackheath, Kent, linen draper: 1s. 6d. in the pound.—*George Barber*, Falking, near Steyning, Sussex, carpenter: 3s. 2d. in the pound.—*James Cox*, Albany New-road, Camberwell, Surrey, painter: 15s. 6d. in the pound.—*James Wells*, Gloucester-street, Hackney-road, Middlesex, bricklayer: 1s. in the pound.

*Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.*

MEETING.  
*Richard Taylor*, Cadd's Down Farm, Bideford, Devonshire, farmer, July 8 at 11, Paramore's, New-inn, Bideford, sp. aff.

FRIDAY, JUNE 23.

BANKRUPTS.

**WILLIAM HARTLEY**, Banbury, Oxfordshire, baker, dealer and chapman, June 30 at 2, and July 28 at half-past 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Hunt & Fortescue, Banbury, Oxfordshire; Stroughill, 7, Coleman-street, City.—Fiat dated June 20.

**JOHN CHARLES WEIPPERT**, Soho-square, Middlesex, music seller and publisher, and professor of music, July 3 and Aug. 7 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Jervis, Lawrence Pountney-hill.—Fiat dated June 30.

**ROBERT HENRY WATSON**, Walnut Tree-walk, Vauxhall, Surrey, manufacturing chemist, June 29 and Aug. 7 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Hutson, Upper Clifton-street, Finsbury.—Fiat dated June 19.

**CHRISTOPHER SIMS**, Dimmock's-wharf, Upper Ground-st., Surrey, wharfinger, June 30 at half-past 1, and July 24 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Whitfield, Lincoln's-inn-fields.—Fiat dated June 21.

**JAMES HUDSON**, Lark-hall-lane, Clapham, Surrey, boarding-house keeper, dealer and chapman, June 30 at half-past 1, and July 24 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Eden, Salisbury-st., Strand.—Fiat dated June 21.

**THOMAS KETLAND ADAMS**, Birmingham, gun manufacturer, (surviving partner of John Adams, late of the same place, deceased, and which said John Adams and Thomas Ketland Adams carried on the business of gun manufacturers, under the style of John Adams & Son, at Birmingham), July 6 and Aug. 1 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Stubbs, Birmingham.—Fiat dated June 21.

**JOHN NICHOLLS**, Longton, Stoke-upon-Trent, Staffordshire, manufacturer of earthenware, dealer and chapman, (late carrying on business with Richard Cordon and John Adams, under the style or firm of Nicholls, Cordon, & Adams), July 11 and Aug. 1 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Motteram & Co., Birmingham.—Fiat dated June 15.

**JOHN ADAMS**, Longton, Stoke-upon-Trent, Staffordshire, earthenware manufacturer, dealer and chapman, (late carrying on business with John Nicholls and Richard Cordon, under the style or firm of Nicholls, Cordon, & Adams), July 8 and 26 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. W. & E. Clarke, Longton, Staffordshire; Motteram & Co., Birmingham.—Fiat June 15.

**JOHN JOHNSTON**, Stamford, Lincolnshire, hosier and haberdasher, dealer and chapman, July 7 and Aug. 4 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Ludlow, Birmingham; Bennett, Farnival's-inn, London.—Fiat dated June 15.

**ENOCH FELLOWS**, Bilston, Wolverhampton, Staffordshire, licensed victualler, and blank tray maker, and jasper July 11 and Aug. 1 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Bowen, Stafford.—Fiat dated June 17.

**GEORGE COWAN**, Coventry, Warwickshire, draper, dealer and chapman, July 1 and 29 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Dewes & Sons, Coventry; Motteram & Co., Birmingham.—Fiat dated June 14.

**SAMUEL PRATT**, Coventry, Warwickshire, victualler and publican, July 6 and 26 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Jackson, Coventry; Motteram & Co., Birmingham.—Fiat dated June 17.

**GEORGE HUXHAM**, Totnes, Devonshire, wine and spirit merchant, dealer and chapman, July 11 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Exeter; Blake, 79, Blackfriars-road, London.—Fiat dated June 20.

**JOHN LLOYD**, Liverpool, boot and shoe manufacturer, July 10 and 28 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Evans & Sons, Liverpool; Oliver, Old Jewry, London.—Fiat dated June 19.

**MATTHEW HOLMES**, Bilston, Staffordshire, victualler, dealer and chapman, July 1 and 26 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Bolton, Wolverhampton.—Fiat dated June 15.

**GEORGE FRANCIS**, Liverpool, tailor, draper, and outfitter, July 4 and 28 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Fisher & Stone, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated June 16.

**BENJAMIN SMITH**, Ashton-under-Lyne, Lancashire, tailor and draper, dealer and chapman, July 5 and 26 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, Cheapside, London.—Fiat dated June 16.

**JOSEPH MYCOCK**, Longsight, near Manchester, publican and licensed victualler, July 6 and 27 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Andrew, Manchester; Smith, 12, Bedford-row, London.—Fiat dated June 10.

**WILLIAM WATTS**, Ashton-under-Lyne, Lancashire, draper, dealer and chapman, July 7 and 27 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, Cheapside, London.—Fiat dated June 14.

**GEORGE HESKETH**, Manchester, straw bonnet dealer, dealer and chapman, July 4 and 25 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Makinson, Manchester; Gregory & Co., 1, Bedford-row, London.—Fiat dated June 20.

**GEORGE WILKINSON** the younger, Louth, Lincolnshire, joiner and builder, dealer and chapman, July 5 and 26 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carriock; Sols. Ingolby & Co., Louth; Wells & Smith, Hull; Coverdale & Co., Bedford-row, London.—Fiat dated June 1.

**JOHN WOODYATT**, Whitton, near Northwich, Cheshire, joiner and builder, dealer and chapman, July 10 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Holland & Green, Northwich, Cheshire; Sharpe & Co., 41, Bedford-row, London.—Fiat dated June 15.

**ROBERT JONES**, Edenfield, Tottington Higher-end, Lancashire, cotton spinner, dealer and chapman, July 6 and 27 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Cooper, Manchester; Gregory & Co., 1, Bedford-row, London.—Fiat dated June 19.

#### MEETINGS.

*James Harper*, Dudley, Worcestershire, and Walsall, Tipton, and Bilston, Staffordshire, mercer, July 5 at 11, District Court of Bankruptcy, Manchester, pr. d.—*George Hallett*, Ryde, Isle of Wight, draper, July 7 at 12, Court of Bankruptcy, London, last ex.—*Noah Hingley*, Cradley, Worcestershire, and Liverpool, chain trace manufacturer, July 6 at 11, District Court of Bankruptcy, Birmingham, last ex.—*W. Bennett*, *R. M. Watson*, *Luke Wantless*, of Bishop Westmouth, *T. Harrison*, Chartershaugh, and *Daniel Stokie*, Shiny-row, Durham, coal owners, (all trading under the name of the Chartershaugh Coal Company), July 18 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John Coultie*, Newcastle-upon-Tyne, and Walker, Northumberland, iron ship builder, July 18 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Thos. Brown*, Limerick, Ireland, draper, July 6 at 11, District Court of Bankruptcy, Manchester, last ex.—*Chas. Gough*, Manchester, ironmonger, July 7 at 12, District Court of Bankruptcy, Manchester, last ex.—*Edward Hall*, Manchester, joiner, and Stalybridge, Ashton-under-Lyne, Lancashire, innkeeper, July 4 at 12, District Court of Bankruptcy, Manchester, last ex.—*Edward Benton*, Tottenham-court-road, Middlesex, winebroker, July 14 at 1, Court of Bankruptcy, London, and ex.—*Wm. Hughes* the younger, Chatham, and Stoke, Kent, grocer, July 14 at 12, Court of Bankruptcy, London, aud. ac. and div.—*Wm. Beeson*, Friday-st., Cheapside, London, wine merchant, July 18 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Edmunds*, Tottenham, and Wembley-road, City-road, Middlesex, tailor, July 25 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Anderson*, Chester-le-Strut, Durham, draper, July 17 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; July 20 at half-past 10, div.—*Wm. Lee* and *Jos. Lee*, Sunderland, Durham, iron founders, July 20 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Jos. Graham* the elder, Alnwick, Northumberland, bookseller, July 17 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; July 18 at half-past 10, div.—*W. Harting*, Stobhouse, Durham, ship owner, July 20 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Chas. Dearlove*, Knaresborough, Yorkshire, grocer, July 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.; July 25 at 11, div.—*Edward Gough*, Wem, Shropshire, druggist, July 18 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*John T. Cremer*, St. Mary-axe, London, merchant, July 14 at 1, Court of Bankruptcy, London, div.—*Thos. K. Thompson*, Gt. Tower-st., London, wholesale grocer, July 14 at half-past 11, Court of Bankruptcy, London, div.—*Sarah T. Watson* and *Wm. Byers*, Skinner-st., London, Manchester warehousemen, July 14 at half-past 1, Court of Bankruptcy, London, div.—*Morgan Lewis*, Oxford-st., Middlesex, linen draper, July 14 at 11, Court of Bankruptcy, London, div.—*Marius Morentis*, King William-st., London, merchant, July 14 at 11, Court of Bankruptcy, London, div.—*John Gates*, *Jos. Coates*, *Robert T. Bartlett*, and *Geo. Beck*, Watling-street, London, warehousemen, July 11 at 11, Court of Bankruptcy, London, div. sep. est. of *Joseph Coates*, *Rob. T. Bartlett*, and *Geo. Beck*.—*Angus Macdonald* and *Archibald Campbell*, Regent-st., Westminster, Middlesex, army agents, July 14 at 12, Court of Bankruptcy, London, div. sep. est. of *A. Campbell*.—*Henry Tumlyn*, Totton, Hants, Hampshire, coal merchant, July 18 at 11, Court of Bankruptcy, London, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Joseph Baker and John Baker*, Fore-street, London, machinists, July 14 at half-past 1, Court of Bankruptcy, London.—*Henry Smith Searle*, Queen's-place, Kennington, Surrey, dealer in surgical instruments, July 17 at 12, Court of Bankruptcy, London.—*Henry Roose*, Salisbury-street, Strand, Middlesex, and Liverpool, merchant, July 14 at half-past 2, Court of Bankruptcy, London.—*James Keymer*, Lawrence-lane, Cheapside, London, warehouseman, July 14 at 12, Court of Bankruptcy, London.—*Joseph Sargent*, Beaufort, Llangygorier, Breconshire, innkeeper, July 14 at 11, District Court of Bankruptcy, Bristol.—*Wm. Anderson*, Chester-le-Street, Durham, draper, July 17 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*George Cradock*, Darlington, Durham, rope maker, July 20 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*William Lee and Joseph Lee*, Sunderland, Durham, ironfounders, July 20 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Charles Dearlove*, Knarborough, Yorkshire, grocer, July 25 at 11, District Court of Bankruptcy, Leeds.—*W. Dickinson*, Clayton West, Yorkshire, corn dealer, July 25 at 12, District Court of Bankruptcy, Leeds.—*John B. Browne*, Newcastle-under-Lyme, Staffordshire, wine merchant, July 18 at 11, District Court of Bankruptcy, Birmingham.—*Thomas Holt*, Bury, Lancashire, rope manufacturer, July 18 at 11, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 14.

*Edw. Abel Taylor*, Tottenham-court-road, Middlesex, licensed victualler.—*John H. Adams and Wm. Adams*, Sampford Peverell, Devonshire, machinists.—*A. W. Hart*, Liverpool, merchant.—*Thomas Morris*, Ivy-cottage, Maids-hill, Middlesex, dealer and chapman.—*Geo. F. Arnold*, Aspley Guise, Bedfordshire, carpenter.—*Dalton Martindale*, Star-court, Bread-street, London, warehouseman.—*Geo. Clarke*, Dunstable, Bedfordshire, common brewer.—*John Kershaw*, Brecon, draper.—*Simon King*, Cheltenham, Gloucestershire, dealer in cutlery.—*Saml. Timperley*, Ashton-under-Lyne, Lancashire, linen draper.—*Fred. Waters*, Church-street, Hackney, Middlesex, cheesemonger.—*Fred. Butler*, Stafford, ironmonger.—*W. Isaac Dawson*, Lime-street, London, cigar merchant.—*Wm. Wheeler*, Adelaide-terrace, Notting-hill, Middlesex, builder.—*W. Beach*, Salisbury, Wiltshire, cutler.—*David Gilby*, Bures St. Mary, Suffolk, and Bures Hamlet, Essex, coach builder.—*A. Potter*, Pakenham, Suffolk, butcher.—*Andrew Duncan*, Wilson-street, Finsbury, Middlesex, manufacturer of preserved provisions.

## FIATS ANNULLED.

*Joseph Beaman*, Smethwick, Staffordshire, iron manufacturer.—*Wm. T. Grove*, Arthur-street West, London-bridge, London, wholesale dealer in sugars.

## SCOTCH SEQUESTRATIONS.

*David Robertson*, Aberdeen, hotel keeper.—*D. Davidson*, Leith, corn merchant.—*Nathaniel Shaw*, Paisley, grocer.—*James Davidson*, jun., Dundee, flax spinner.—*Frame & Son*, Glasgow, provision merchants.—*Gibbon, Robinson, & Skinner*, Glasgow, calico printers.—*John Davidson & Co.*, Leith, merchants.

## INSOLVENT DEBTORS

Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Fenes*, Pensnett, Kingswinford, Staffordshire, general dealer, July 18 at 9, County Court of Worcestershire, at Stourbridge.—*Mary Hasledine*, Penn's-hill, Amblecote, Oldswinford, Staffordshire, horse dealer's assistant, July 18 at 9, County Court of Worcestershire, at Stourbridge.—*William Hatton*, Amblecote, Oldswinford, Staffordshire, spade tree maker, July 18 at 9, County Court of Worcestershire, at Stourbridge.—*Christopher Browning*, Bridgewater, Somersetshire, shopkeeper, July 14 at 10, County Court of Somersetshire, at Bridgewater.—*Edwin Easton*, Licklesham, Sussex, saddler, July 17 at 1, County Court of Sussex, at Hastings.—*Geo. Newsome*, Rowley, Kirkheaton, Yorkshire, small shopkeeper, July 13 at 10, County Court of Yorkshire, at Huddersfield.—*Sarah Barrett*, Totnes, Devonshire, stewardess at the South Devon Railway Station, July 13 at 11, County Court of Devonshire, at Totnes.—*Thos. Colgate* the elder,

Chipstead, near Sevenoaks, Chevening, Kent, out of business, July 13 at 10, County Court of Kent, at Sevenoaks.—*Abraham Smith*, Walsall, Staffordshire, button blacker, June 28 at 10, County Court of Staffordshire, at Walsall.—*John C. Webley*, Bristol, cabinet maker, July 28 at 11, County Court of Gloucestershire, at Bristol.—*J. Dymmeck*, Bristol, mason, July 28 at 11, County Court of Gloucestershire, at Bristol.—*George Cooper*, Adlington, Lancashire, farmer, July 14 at 9, County Court of Lancashire, at Chorley.—*John W. Clunne*, Milton next Gravesend, Kent, coach builder, July 10 at 10, County Court of Kent, at Gravesend.—*George Poole*, Eastover, Bridgewater, Somersetshire, fishmonger, July 14 at 10, County Court of Somersetshire, at Bridgewater.—*Jabez Bartram*, Salford, Manchester, traveller in the straw bonnet business, July 5 at 12, County Court of Lancashire, at Salford.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

July 7 at 10, before Mr. Commissioner LAW.

*Wm. Palmer*, Allsop's-mews, Upper Baker-st., Marylebone, Middlesex, plumber.—*Wm. Ashworth*, Duncie-hill, Garratt-lane, Wandsworth, Surrey, grocer.

July 10 at 10, before Mr. Commissioner PHILLIPS.

*Samuel S. Shore*, Bishop's-road, Paddington, Middlesex, lieutenant on half-pay.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

July 7 at 11, before Mr. Commissioner HARRIS.

*A. Glossop*, Nassau-street, Middlesex Hospital, Middlesex, actor.—*Moses Abisbol*, Manchester-buildings, Parliament-st., Westminster, Middlesex, commission agent.—*Edw. T. Gedge*, Upper Marylebone-st., Marylebone, Middlesex, tobaccoconist.—*Thos. Burton*, Frederick's-place, Borough-road, Southwark, Surrey, out of business.

July 7 at 10, before Mr. Commissioner LAW.

*Joseph Lampen*, Lisson-grove North, Marylebone, Middlesex, tailor.

July 7 at 10, before Mr. Commissioner PHILLIPS.

*Geo. Ager*, Belvidere-place, Southwark-bridge-road, Surrey, wine merchant's clerk.—*Andrew Cohen*, Guildford-street, Russell-sq., Middlesex, out of business.—*Chas. Dan. Eddy*, Bridge-foot, Vauxhall, Surrey, out of business.

July 10 at 11, before Mr. Commissioner HARRIS.

*Edmund Hartley*, Down-st., Piccadilly, Middlesex, green grocer.—*Geo. Pereira*, Elizabeth-place, Brixton-hill, Surrey, labourer.—*Dan. Draper*, High-street, Wandsworth, Surrey, carrier.

July 10 at 10, before Mr. Commissioner LAW.

*Rich. Hen. Grove*, Little St. Thomas the Apostle, London, and Sylvan-grove, Old Kent-road, Surrey, china dealer.—*H. Adamson*, Grove-st., Camden-town, Middlesex, cabinet maker.

## MEETINGS.

*Henry Storrer*, Kingston-upon-Hull, cement manufacturer, July 3 at 3, Court-house, Portugal-st., London, pr. d.—*Wm. Hopkins*, Glamorgan, carpenter, July 4 at 2, Morgan's, New-bridge, Glamorganshire, sp. aff.

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 in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Pub-  
 lished at No. 3, CHANCERY LANE, in the Parish of St. Dunstons in  
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 County of Middlesex. Saturday, June 24, 1848.

# The Jurist

No. 599—VOL. XII.

JULY 1, 1848.

PRICE 1s.

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LONDON, JULY 1, 1848.

DURING the present week the Court of Common Pleas has contributed the weight of its judgment to the former decisions of the Queen's Bench and the Exchequer, upon the effect of a promissory note payable to the maker's own order. The Judges of the Common Pleas adopt the view of the subject which had been taken by the Judges of the Exchequer, and declare their opinion to be, that a note made in such a form is not a promissory-note, and that per se and before indorsement it is altogether invalid.

In a former article (11 Jur. 265) we offered some comments on this question, but it will tend more clearly to exhibit the character and effect of this latest decision, if we briefly re-state what may be denominated by the popular term "its antecedents."

In *Flight v. Maclean*, (16 Mee. & W. 51), the first point of the declaration was on a promissory-note made by the defendant payable to his own order, and indorsed by him to the plaintiff. It was held bad on special demurrer, on the ground that it was not within the statute of Anne, which requires the note to be made payable by the party making it to some other person.

In *Wood v. Mytton*, (11 Jur. 967), the question upon a similar declaration came before the Court of Queen's Bench on a motion in arrest of judgment, and they then held, that the indorsee of such a note came within the last clause of sect. 1 of 3 & 4 Ann. c. 9, whereby any person to whom such note "that is payable to any person or persons, his or their order," is indorsed, may sue the maker or indorser, as in the case of bills of exchange. In the course of the argument Lord Denman asked, "Admitting that it is no contract at first, does not the indorsement create a promise to pay the indorsee?" and, in delivering judgment, his Lordship said, "The Legislature appears to have intended to give to all pro-

missory notes the validity of bills of exchange, and no reason has been assigned why any promissory note containing a promise to pay should be invalid, so as to enable the maker to commit a fraud." It will be seen by these expressions that the Court did rely much upon the fact of the *indorsement*, as giving validity to the note, although they put other grounds more prominently forward as the basis of their judgment. Of course the question could arise in an action only after indorsement, as such a note could not be negotiated by any other means. The same Court, in *Absolon v. Marks*, (17 Law Journ., N. S., Q. B., 7), acted upon their former decision.

The cases in the Common Pleas, to which we referred at the commencement of this article, (*Brown v. De Winter* and *Gray v. Lardner*), appear to reconcile the former decisions, (although not the grounds of them), and to lay down this intelligible rule: that an instrument, whereby the maker promises to pay money to his own order, is not a promissory note, but that by indorsement (whether special or in blank) it becomes a promise to pay the money to bearer, and must be taken to be valid as against the party paying it away, that it should be declared upon as a promissory note payable to bearer; but that if it be declared upon as a promissory note payable to the maker's own order and indorsed to the plaintiff, it is good on general demurrer or on motion in arrest of judgment, (as was held in *Wood v. Mytton*), although it would be bad on special demurrer, (as was held in *Flight v. Maclean*). The Court were of opinion, that, although no specific form of words is required in the making of a promissory note, yet that it must contain the essentials of a contract: that, *primâ facie*, a promissory note imported an instrument, whereby one person promised to pay money to another; that, therefore, the act of Parliament was to be considered as referring to a payee

other than the maker, and that such payee should appear, at all events, by implication.

Of course, it is of the essence, and within the very definition of an obligation, that two or more persons should be parties thereto. In the words of Pothier, "Le contrat est une convention par laquelle une ou plusieurs personnes s'obligent envers une ou plusieurs autres à donner, à faire, ou à ne pas faire, quelque chose." (On Obl., part 1, c. 1).

## PRACTICAL EFFECTS OF SEVERAL COUNTS AND PLEAS.

Many important consequences flow from the adoption of more than one count or one plea which are not always sufficiently considered in the pleader's chambers, but which often impede and injure the parties at a subsequent stage of the cause. The subject may be conveniently discussed according to the following arrangement:

### I. The Effect before or without Trial of using several Counts.

#### 1. As regards the Plea.

**Set-off.**—To a declaration containing several counts, it has been held, that a plea of set-off of a smaller sum need not specify to which particular count or part of a count it is to be applied. (*Noel v. Davis*, 4 Mee. & W. 136). But in such case the plea is not divisible, and the plaintiff is entitled to a verdict unless the defendant prove a set-off equalling the whole of the plaintiff's aggregate demand. Where, therefore, to a declaration for goods sold, money paid, and on an account stated, the defendant pleaded non-assumpsit and a set-off, and the cause having been referred, the arbitrator ordered a verdict to be entered for the plaintiff on both issues, except as to the count for money paid, and so far as the issues applied to that count, for the defendant on both, it was decided that the award was bad. (*Moore v. Butkin*, 7 Adol. & Ell. 595). Lord Denman, in delivering the judgment of the Court said, "The defendant, by that plea (set-off), admits something to be due on each count of the declaration, and undertakes to prove a cross demand exceeding the aggregate amount of the sums so due. The issue under nil debet is not, whether any sum is due from the plaintiff, but whether a sum is due from him exceeding or equalling the aggregate amount of his demands. Unless such a sum is due the plea would be no bar to the action, although the evidence might reduce the damages."

**Payment into Court.**—Although money paid into court on a special count admits the contract declared upon and the breach, yet if it be paid in to indebitatus counts, it only amounts to an admission of liability upon some contracts to the extent of the sum paid in, but not of the contracts declared upon; and, therefore, it is incumbent on the plaintiff to identify the sum paid in with some contract of the nature of that declared upon. To a declaration containing indebitatus counts for rent and fixtures, 12*l.* was paid into court and a set-off was pleaded to the residue: the particulars claimed 8*l.* 10*s.* for rent, and 47*l.* for fixtures. At the trial the occupation was proved; but there was no evidence of any contract as to the fixtures: the defendant proved his set-off to the amount of 24*l.*, and a verdict having been entered for him was upheld by the Court, on the ground that the payment into court did not admit a contract with regard to the fixtures. (*Hingham v. Robins*, 7 Dowl. 352; 5 Mee. & W. 94, S. C.; and see *Weldon v. Nowell*, 6 Mee. & W. 9). On this point, however, it does not make any difference, whether the

declaration contain one or several counts, except that the plaintiff is entitled to nominal damages on each. (See Lush's Prac. p. 741). Where plaintiff declared for work done and upon an account stated, and money was paid in on the latter count only, he was held not to be entitled to a verdict upon proof of work done, but that he should have shown that the two counts were not for the same claim. (*Churchhill v. Day*, 3 M. & R. 71).

**Right of Way.**—A declaration in trespass contained two counts, one for a trespass in a close, and the other for a trespass in "other parts" of the close. The plea justified both trespasses under one right of way over the close, and the replication took issue upon this. The plea was held an answer to the trespasses in both counts. (*Wood v. Wedgwood*, 1 C. B. 273). It was, in fact, the same as if the plaintiff had alleged in one count that the trespasses were committed on divers days in various parts of the close.

#### 2. As regards the Replication or new Assignment.

Where plaintiff demurs to pleas to one count of a declaration, and takes issue on those pleaded to other counts, and obtains judgment on the demurrer, he will not be allowed to withdraw his replications on the ground that the pleas replied to are open to the same objection that prevailed against the pleas demurred to, but he will be permitted to withdraw the counts on which the issues in fact have arisen. (*Delegat v. Highley*, 6 Dowl. 194).

Although an entire replication which is bad in part is bad for the whole, yet, where the declaration contains several separable subjects of complaint, to which defendant pleads a joint justification, and the replication is divided into parts addressed respectively to the several subjects, each of such parts may be taken as a separate replication; and one part of the replication, therefore, in such case, may be good, notwithstanding another part is bad. (*Vivian v. Jenkins*, 4 Adol. & Ell. 741; see also *Montman v. Shepherdson*, 11 Adol. & Ell. 411; 1 Wms. Saund. 28 a., n. (2)).

In Bul. N. P., p. 17, it is said, "The common way is for the plaintiff to have two or three counts in his declaration, so that the defendant is under a necessity of pleading the general issue to some of them, (for if he justify two he admits two, and, consequently, unless he can prove two justifications, must have a verdict against him); he may prove another battery without being put to make a novel assignment." But it was observed by Buller, J., in *Smith v. Miles*, (1 T. R. 479), "The second count does not, in all cases, avoid the necessity of a new assignment."

(To be continued).

## OBSERVATIONS ON THE FORM OF DEMURRERS IN EQUITY.

It is a well-known rule on demurrer in equity, that the demurrer must rely only on the facts alleged by the bill, otherwise it will be a speaking demurrer, and will be overruled. But it is not always easy to say, with precision, what is a speaking demurrer. When the demurrer introduces, by distinct averment, a fact not stated by the bill, and which fact is necessary to support the demurrer, the demurrer is clearly speaking. The leading, in fact we believe the only, case of this nature is *Edsell v. Buchanan* (4 Bro. C. C. 254). In that case the bill was by a mortgagor for redemption. It stated the mortgage in 1756, and the possession of Thomas Edsell, as mortgagor, till his death in 1770, and that the equity of redemption thereupon became vested

in plaintiff; and soon after the death of Thomas Edsell, defendant took possession, and had remained in possession ever since &c. The defendant demurred, shewing for cause, that, upon the face of the bill, it appeared that from the year 1770, which is upwards of twenty years before the filing of the bill, defendant had been in possession, and, therefore, the right of redemption was gone. The Lord Chancellor said he could not infer from the language of the bill—which was that the defendant took possession soon after 1770—that he took possession in 1770; so that it did not appear upon the face of the bill, but by the averment in the demurrer. Here the fact averred by the demurrer was the material fact on which the want of equity of the plaintiff rested. But if the demurrer uses argument in the form of an allegation of a fact, or avers facts not alleged by the bill, yet, if the apparent averments are, in reality, no more than arguments, or if the facts averred are immaterial, that is, if the equity or want of equity of the plaintiff does not depend upon the truth of those facts, the demurrer, though inartificial, is not vicious.

*Cawthorne v. Chalie* (2 S. & S. 127) is an instance of the first species of case. There the bill was by the assignee of one of two surviving partners of a partnership composed originally of three, for an account and dissolution. It alleged that there was no personal representative of the deceased partner; that the defendant was his only surviving next of kin, and was entitled to administration, but refused to take it out, or to permit the plaintiff to do so, so that plaintiff could not bring the representative of such deceased partner before the Court. The defendant demurred, and said, that, by the bill, it appeared that a representative of the deceased partner was a necessary party; and then it went on to aver, that no sufficient reason was alleged by the bill why letters of administration had not been taken out. Yet the plaintiff did not aver that letters of administration had been taken out, and had not made such personal representatives parties. Now, here, the matter alleged as fact by the demurrer, was the absence of sufficient allegation in the bill to shew why letters of administration to the deceased partner had not been taken out. This was, in truth, no more than importing into the demurrer an argument upon the effect of the bill; not an averment of a fact dehors the bill, on the truth of which the equity of the bill depended. And the Vice-Chancellor, Sir J. Leach, said, "A speaking demurrer as, where, by way of argument or inference, the demurrer suggested a material fact which was not to be found in the bill: that here there was much surplusage, it no suggestion of any new material fact."

In *Davies v. Williams*, (1 Sim. 5), the plaintiff filed bill of revivor, stating a supplemental bill and its aver, and certain proceedings under the supplemental bill; the death of the plaintiff in the supplemental bill; the appointment of the present plaintiff and two others his executors; and that plaintiff had alone proved, with power reserved to his co-executors. The defendant demurred for want of sufficient equity in the bill of revivor against the defendant, and went on to say, that the supplemental bill was improper; that the plaintiff it ought to have applied by petition; that the supplemental suit was the only one sought to be revived; and then stated the absence of any allegation in the bill that the plaintiff's co-executors had renounced, and objected for want of their being parties. The Court, on argument that the demurrer was speaking, said, at the argumentative part of it ought not to have been introduced, but that it was mere surplusage, and it not render the demurrer a speaking demurrer. To these cases may be added two very recent ones, in which, in another form, the same sort of point arose. The cases to which we allude are *Lemmi v. Molander*,—a case heard in October, 1847, before the Vice-Chancellor

of England, not reported,—and a case of *Jones v. The Earl of Charlemont*, before the same learned judge, 28th June, 1848, also not reported\*. In the first of these cases the bill alleged, in reference to a transaction taking place out of the jurisdiction, that an application had been made by the plaintiff at A., for relief, against the defendant, to a local tribunal of competent jurisdiction, but that the Court had refused to make any order, and had remitted the plaintiff to the proper tribunal of appeal at B. The defendant demurred, on the ground, among others, that it appeared by the bill, that the plaintiff's application had been conclusively determined by a tribunal of competent jurisdiction. The plaintiff's counsel urged, that the bill did not allege that the application had been conclusively determined, and that the demurrer, therefore, was a speaking demurrer, averring as a fact, that which was not averred by the bill. But the Vice-Chancellor held, that the demurrer merely put a construction on the language of the bill, and did not aver a distinct fact, and was not, therefore, a speaking demurrer. So, in *Jones v. Charlemont* the bill, which was by certain members of a company against others, charged, that the defendants alleged that fifteen persons were allottees of shares, and had paid their deposits, and ought to be made parties, and then charged, that such persons had brought actions for, and recovered, their deposits, and had no interest &c. The demurrer stated, that it appeared by the bill, that fifteen shareholders had paid their deposits, and yet such persons were not made parties. Now, the bill not only, it will be observed, did not allege that the fifteen persons were shareholders, but did not even allege that they were allottees, merely charging, that the defendants alleged certain persons to have been allottees, and charging that such persons, without saying what character they filled, had brought actions &c.; yet it was held, by the Vice-Chancellor, on the objection that the demurrer was a speaking demurrer, that the demurrer did not aver as a fact, that the fifteen persons were shareholders, but put that construction on the language of the bill; and that, though it might be an argumentative demurrer, it was not, as a speaking demurrer, bad.

The result of the authorities seems to be, that, in reality, on the question whether a demurrer is speaking or not, that which is to be looked at, is not the language of the demurrer itself, but the language of the bill referred to by the demurrer. If, on the true construction of the language of the bill, the effect of it is that which the demurrer imputes to it, though in different language, the demurrer will be merely argumentative, but not speaking. To be speaking, it must aver some fact, on the truth of which the equity turns, and which is not averred directly or by implication by the bill. Unquestionably, however, a demurrer artificially drawn, will confine itself to a repetition of the very words of the bill, leaving the construction of those words for argument at the bar.

## COURT OF COMMON PLEAS.

TRINITY TERM.—11 VICTORIA.—June 29.

This Court will, on Saturday, the 8th day of July next, and Monday, the 10th day of the same month, hold Sittings, and will proceed in disposing of the Motions and Applications which have been made and partly heard in the same Court, and in giving Judgment in the Cases now standing for Judgment.

BY THE COURT.

\* The writer was present at the argument of both these cases, but states the substance of them only from memory, not having preserved any note. He believes, however, that the statement made is substantially correct.

## Correspondence.

## COMPENSATION TO PERSONS WRONGFULLY CONDEMNED.

TO THE EDITOR OF "THE JURIST."

Sir,—Though I cannot unreservedly agree with Lord Coke, that "the common law is nothing but reason," yet I think, with him, that some of its most "amiable and admirable secrets" are to be reached only by deep diving, and I fear that you have rather hastily concluded, from an incomplete exploration of its depths, our old constitutional maxim, that the Crown can do no wrong, (not confined to the criminal law, but extending to every branch of the executive), ought to be altered in the manner you have proposed. I say that I fear this, because the suggestion recommends itself at once to our common notions of justice and humanity. The existing rule is intended to discourage negligence and to shut out fraud, which would otherwise occasion mischief far more serious than the accidental and very rarely occurring destruction of a man's character, and life or happiness, by the defective working of the social machinery, lamentable and lamented as such accidents must ever be. I am not sure even, that the alterations you suggest would not increase the amount of unredressed hardships of the kind to which you refer. At present, where a man is tried once for all, every exertion is made that the importance and finality of the occasion demand. No hesitating juror, no careless counsel, can comfort himself with the reflection, that the prisoner, if innocent, may appeal, (for your proposal cannot be carried into full effect without giving the right of appeal); no witness can hold back in the belief that his testimony, if it be important, may be brought forward at a new trial. Under the proposed system, we may expect to hear from the criminal bench, or in the jury box, expressions like those which too often proceed from the lips of a Vice-Chancellor: "I make the decree with hesitation, but I have the satisfaction of knowing, that, if I am wrong, I shall be set right in another place." How often will a carelessly convicted person, penniless, in bonds, removed from the scene of action, be able to procure funds or friends for a successful appeal?

Look now at the effect of such a change in the protection from crime and fraud of the innocent public—a much larger and more important class of innocents than that which finds its way to the docks, though too often overlooked by the advocates of humanity. Prosecutors and witnesses in posse are not easily induced to face the annoyance of a single trial. Will the prospect of a second encourage them? Above all, by what statute of frauds and perjuries will you protect the revenue from the gainful trade of fraudulent prosecutions which will spring up when the Crown is made liable in damages? A voyage to Australia at the public expense, and an honourable acquittal with 100*l.* damages on arriving there, would be a rational object of ambition to every enterprising scoundrel.

These, Sir, are some of the grounds upon which I think it probable that the severe but salutary rule in question was founded. Let us endeavour to prevent as far as possible the recurrence of those deplorable cases in which its hardship is felt, by improving the administration of the law; but let us not lose sight of prudence in striving after an unattainable perfection of humanity.

DRACO.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—John James Borlase, of Helston, Cornwall; Woolnough Gross, of Alderton, Suffolk; John Bullen Shepherd, of Stourton, Worcestershire.

## Court Papers.

## EQUITY CAUSE LISTS, AFTER TRINITY TERM, 12 VICT. 1848.

\* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C.* Costs—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl.* Plea—*Ptn.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*Sh.* Short.

## Court of Chancery.

## Before the LORD CHANCELLOR.

APPEALS.		
Hodgkinson v. Hodgkinson	{ (Ap) S O	Birch v. Joy (4 causes, Ap)
Same v. Jackson		Att.-Gen. v. Monro
Allfrey v. Allfrey (Ap) <i>After Mich. Term</i>		Same v. Bannerman (Ap)
Wilson v. Wilson	{ (Ap) S O	Same v. Makant
Same v. Same		Robinson v. Robinson (Ap)
Same v. Foster		Skipper v. King (Ap)
Watts v. Hyde (Cause by order)		Moore v. Cleghorn (5 causes, Ap)
Joy v. Birch	{ (Ap)	Dawes v. Betts (Ap)
Sturgis v. Same		Duke of Beaufort v. Morris (Ap) S O
		Christ's Hospital v. Granger (Ap) S O

## Before the VICE-CHANCELLOR OF ENGLAND.

## PLEAS, DEMURRERS, CAUSES, EXCEPTIONS, AND FURTHER DIRECTIONS.

Smith v. Hoare (D)	{ Knight v. Morrall
Jones v. Earl of Charlemont (D)	
Hickson v. Mainwaring (2 causes) S O	Harrison v. Same
Ladbroke v. Smith	{ Knight v. Nugent
Browne v. Same	
Earl Balcarras v. Johnson (E, part heard)	Walker v. Marquis Camden (F D, Ptn)
Battershall v. Bishop of Winchester (F D, C)	Walker v. Stephens (2 causes)
Jenkins v. Briant (F D, Ptn)	Cesarini v. Cesarini (Ses. & J)
Adey v. Arnold (F D, C)	Bryan v. Twigg (E, F D, 4 Ptns)
Roberts v. Roberts	Cook v. Fynney (Re-hearing)
Green v. Norton (5 causes, F D, C)	Wilkinson v. Hartley
Rackham v. Siddall (Cause)	Ashburner v. Wilson (F D, C)
Palmer v. White	Johnson v. Bates
Jones v. Evans	Bruin v. Knott (3 causes, F D, C)
Salomons v. Connop	Freeman v. Roberts (4 causes, F D) SA
Sturges v. Arrowsmith	Cookson v. Lee
Jones v. Walker	Brown v. Smart
Pemberton v. Wilcocks	Hodgkinson v. Gilbert
Dobson v. Lyall (F D, C)	Grisewood v. Justice
Greenwood v. Groom	Horrod v. Taylor
Westbrook v. Knight	Ward v. Shepherd (F D, C)
Johnson v. Tucker	Smith v. Meyrick (3 causes)
Pocock v. Johnson (F D, C)	Harris v. Colling (F D, C)
Vulliamy v. Vulliamy	Colpas v. Westbrook (F D, C)
Pawsey v. Hale (E)	Burley v. Evelyn
Jowett v. Board (F D, 2 Ptns)	Pinnell v. Simpson
Skarf v. Soubly	Brooke v. Brooke SA
Rodney v. Rodney (3 causes)	Wilde v. Spencer
Wood v. Smith (F D, Ptn)	Dunston v. Dunston (F D, C)
Askew v. Davidson (F D, C)	Read v. Palmer (F D, C) St
Gray v. Webb	Foster v. Foster
Robinson v. Sollory	Watson v. Hanbury
Law v. Urlwins (E)	Priestly v. Jewer (F D, C) St
	Angerstein v. Martin SA
	Dighton v. Bank of England SA

## Before the Vice-Chancellor KNIGHT BRUCE.

## CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Brayeres v. Banister (Objection as to parties)	{ Constable v. Thresham (2 causes) S O G
Sowdon v. Marriott (E)	
Sowdon v. Marriott (F D, C)	Mackenzie v. King
Flight v. Marriott (F D, C)	Spicer v. King
	Mangles v. Dixon

Heseltine v. Edgar  
 Shaw v. Cox  
 Sterry v. Clifton (etccon)  
 Kidwell v. Smith  
 Helps v. Rhodes June 29  
 Garbett v. Whitehead (F D, C)  
 Careless v. Edwards June 30  
 Lockhart v. Reilly June 30  
 Gray v. Earl of Limerick July 1  
 Baldwin v. Baldwin  
 Soden v. Payne July 3  
 Wallis v. H. R. Sarel July 3  
 Taylor v. Taylor July 3  
 Norbury v. Gooley July 3  
 Smith v. Manning July 5  
 Cannon v. Cooper July 5  
 Egremont v. Lee July 8  
 Cox v. Taylor July 8  
 Norton v. Hinxman July 8  
 Watts v. Jefferyes S O  
 Lee v. Egremont July 10  
 Coombes v. Brooks (E)  
 Eyre v. Green (E, 2 sets, F D)  
 Sanderson v. Brewer

Att.-Gen. v. Moaley July 15  
 Gibson v. Guthrie  
 Whitfield v. Parfitt July 15  
 Joad v. Ripley (F D, C) S A  
 Spooner v. Payne July 17  
 Tichener v. Tichener  
 Coleman v. Mister  
 Hosking v. Russell S A  
 Att.-Gen. v. Johnson S A  
 Mayor of Rochester v. Lee (F D, C)  
 Brown v. Milne  
 Lott v. Howard S A  
 Anderson v. Strathier (2 causes) July 21  
 Jackson v. Courtier (F D, C)  
 M'Cormack v. Lamb S A  
 Morgan v. M'Collum  
 Dresden v. Beasy S A  
 Morrison v. Walton S A  
 Millbank v. Stevens (F D, C)  
 Warden v. Ashburner } (F D, C)  
 Lodwick v. Same } C  
 Jones v. Constantine July 22  
 Smith v. Sutcliffe July 22

The following Causes from the Vice-Chancellor of England's List to be transferred on the 27th June (by order).

Hill v. Sanders } (F D, C)  
 Whitehall v. Same }  
 Fitch v. Frend (F D, C)  
 Lawson v. Meek  
 Burton v. Taylor (F D, C)  
 Alcock v. Field  
 Brooke v. Warwick (F D, C)  
 Claridge v. Pemberton (F D, C)  
 Haffenden v. Wood (F D, C)  
 Norcott v. Gordon (F D, C)  
 Martindale v. Hayton (F D, C)

Potter v. Woller (E, 2 sets)  
 Cookson v. Lee  
 Roberts v. Roberts  
 Guepratte v. Young  
 Berkeley v. Swinburn (6 causes, F D, C)  
 Barrett v. Stockton and Darlington Railway Co. (F D)  
 Arnold v. Arnold  
 Pigot v. Pigot  
 Nash v. Holland  
 Penny v. Watts (2 causes)

Before the Vice-Chancellor WIGRAM.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Johnson v. Addams (D)  
 Ellis v. Cowne (part heard)  
 Hudson v. Barry June 24  
 Fry v. Fry (F D, C) June 24  
 Waller v. Urquhart (F D, C)  
 Gowing v. Burge }  
 Same v. Sullivan }  
 Letts v. London and Blackwall Railway Co. (etccon, E)  
 North v. Morley  
 Saunders v. Scott  
 Perks v. Painter } S O G  
 Same v. Same }  
 Cole v. Coles  
 Clarke v. Clarke }  
 Same v. Same }  
 Bracey v. Earl of Scarborough  
 Savery v. Savery }  
 Same v. Wise }  
 Harrison v. Round (F D, C)  
 Attorney-Gen. v. Lucas (E)  
 Hunter v. Daniel  
 Phillips v. Sarjeant (F D, C)  
 Hepworth v. Heslop (E, F D, C)  
 Mainwaring v. Beever

Rees v. Gwynne July 10  
 Johns v. Dickenson July 10  
 Salisbury v. Salisbury (F D, C) S A  
 Hedges v. Jefferies (F D, C)  
 Willetts v. Willetts (F D, C)  
 Woodroffe v. Woodroffe (F D)  
 Same v. Same (F D)  
 Same v. Same (Cause)  
 Pearsall v. Lewis July 12  
 Moore v. Darton (3 causes) July 19  
 Horton v. Pickin S A  
 Garlick v. Llewellyn July 15  
 Lawrence v. Kent July 17  
 Garth v. Bell  
 Same v. Maclean }  
 Morgan v. Davies (F D, C)  
 Royal Exchange Assurance Co. v. Natusch July 19  
 Hulton v. Hepworth  
 Clay v. Rufford July 21  
 Smith v. Tebbitt  
 Ginks v. Hair July 22

The following Causes from the Vice-Chancellor's List intended to be transferred on the 27th June (by order).

Dimsdale v. West  
 Chambers v. Artis (F D, C)  
 Holland v. Teed (E)  
 Webb v. Burley (F D, Ptn)  
 Attorney-General v. Phillips  
 Edgar v. Heseltine

Cleaver v. Sloan (4 causes, F D, C)  
 Hopkin v. Hopkin  
 Nixon v. Taff Vale } (E)  
 Railway  
 Same v. Acraman

## COURT OF QUEEN'S BENCH.

29th June, 1848.

On Saturday the 1st and Wednesday the 12th days of July next, the Court will take the following cases selected from the Special and Demurrer Paper and the New Trial Paper:—

### Special and Demurrer Paper.

Westaway v. Frost	Friar v. Grey & ors.
Palk v. Force, sued with Ebbels	Wharton & an. v. Naylor & an.
Kempe v. Gibbon	Metcalfe v. Booth
Cousens v. Harris & Wife	Harvey v. Sanderson

### New Trial Paper.

Lock v. Ashton	Parry v. Berry
Doe d. Campbell v. Hamilton	

And will give judgment in—  
Reg. v. Inhabitants of Kensington.

## EXCHEQUER CHAMBER.—TRINITY VACATION.

June 24.—Parke, B., delivered the judgment of the Court in—

Douglas v. The Queen.—Judgment affirmed.

## London Gazette.

TUESDAY, JUNE 20.

### BANKRUPTS.

**BENJAMIN PEACH**, Gravesend, Kent, discount broker, commission agent, dealer and chapman, July 5 at 1, and Aug. 9 at 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated June 23.

**JAMES SABBERTON**, Sutton-st., York-road, Lambeth, Surrey, tailor, July 5 at 1, and Aug. 9 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Haynes, 6, Symond's-inn, Chancery-lane.—Fiat dated June 26.

**SAMUEL GAWAN**, Holland-street, Christchurch, Surrey, victualler, dealer and chapman, July 3 at 2, and Aug. 14 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Crafter, 168, Blackfriars-road.—Fiat dated June 26.

**JOHN EVERY** the elder, Lewes, Sussex, iron founder, dealer and chapman, July 6 at half-past 12, and Aug. 14 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Lindsay & Co., Gresham-st.—Fiat dated June 21.

**CHARLES BROWN**, New Sarum, Wiltshire, stone and marble mason, dealer and chapman, July 4 at 2, and Aug. 7 at half-past 1, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Kelsey, Salisbury; Smith & Atkins, Serjeant's-inn.—Fiat dated June 23.

**RICHARD HENRY MORGAN**, Mansfield-place, Kentish Town, Middlesex, licensed victualler, dealer and chapman, July 15 at 12, and Aug. 5 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Dale, Furnival's-inn.—Fiat dated June 26.

**WILLIAM CLAY**, Cheapside, London, warehouseman, July 15 at half-past 11, and Aug. 5 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Fisher, 19, Doughty-st.—Fiat dated June 24.

**JAMES NEWMAN**, Ventnor, Isle of Wight, Southampton, builder, dealer and chapman, July 8 and Aug. 5 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Stokes, Cowes; Whitaker, Lincoln's-inn-fields.—Fiat dated June 24.

**THOMAS HILL**, Tremadoc, and **HENRY STOCK**, Portmadoc, Carnarvonshire, manufacturers of slate goods, (trading together under the style or firm of the Fronoleu Quarry Company), July 19 and Aug. 4 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Curry & Statham, Liverpool; Bircham, 12, Furnival's-inn, London.—Fiat dated June 1.

**JOHN LOVESY**, Cheltenham, Gloucestershire, librarian, bookseller and stationer, dealer and chapman, July 11 and Aug. 8 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Bubb & Co., Cheltenham; Walton, Bucklebury, London.—Fiat dated June 21.

**GEORGE WEST MITCHELL**, Westbury-upon-Trym, Bristol, lodging-house keeper and fly proprietor, July 14 and Aug. 17 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Williams, Bristol; Hogerson, 50, Lincoln's-inn-fields, London.—Fiat dated June 21.

**EDWARD PARRY**, Hay, Breconshire, corn merchant, seedsmen, and maltster, dealer and chapman, July 11 and Aug. 8 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acreman; Sols. Pridaux & Son, Bristol; Holmes & Co., London.—Fiat dated June 24.

**GEORGE SLATER**, Doncaster, Yorkshire, ironmonger, July 8 and Aug. 5 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Collinson, Doncaster; Bond & Barwick, Leeds; Lamont, John-street, Adelphi, London.—Fiat dated June 20.

**JOHN RHODES**, Clegg-hall, near Rochdale, Lancashire, cotton spinner, (partner with James Rhodes, late of Clegg-hall, but now of Rochdale, trading under the firm of John Rhodes and Brothers), July 13 and Aug. 3 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Heaton, Rochdale; Bell, 36, Bedford-row, London.—Fiat dated June 22.

**WILLIAM EMMERSON**, North Shields, Northumberland, banker, July 7 at 12, and Aug. 18 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Harle, Newcastle-upon-Tyne; Chisholme & Co., 64, Lincoln's-inn-fields, London.—Fiat dated June 12.

#### MEETINGS.

*James R. Baskett*, Newcastle-upon-Tyne, corn merchant, July 3 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Charles Cradginton* and *Thomas Southall*, Tipton, Staffordshire, iron masters, July 6 at half-past 10, District Court of Bankruptcy, Birmingham, last ex.—*Aug. Alex. Lackersteen* and *William H. Crake*, Moorgate-street, London, merchants, July 18 at half-past 11, Court of Bankruptcy, London, and ac.—*Geo. W. Atwood*, America-sq., London, merchant, July 19 at half-past 1, Court of Bankruptcy, London, and ac.—*Thomas Ravens*, Colchester, Essex, grocer, July 19 at 2, Court of Bankruptcy, London, and ac.—*Jos. W. Cole*, Great Winchester-st., London, merchant, July 19 at 11, Court of Bankruptcy, London, and ac.—*Thos. C. Knight*, Fort-street, Spital-square, Middlesex, undertaker, July 19 at 2, Court of Bankruptcy, London, and ac.—*John Wing*, Cambridge, innkeeper, July 19 at 2, Court of Bankruptcy, London, and ac.—*Jas. C. Whittenbury*, Blackheath-hill, Greenwich, Kent, builder, July 19 at 1, Court of Bankruptcy, London, and ac.—*Wm. C. Streathfield*, Cornhill, London, underwriter, July 18 at 12, Court of Bankruptcy, London, and ac.—*J. Fenton*, Ockbrook, Derbyshire, hosier, July 21 at 11, District Court of Bankruptcy, Nottingham, and ac.—*Hen. Carey*, Nottingham, and *George Den. Carey*, Basford, Nottinghamshire, hat manufacturers, July 21 at 11, District Court of Bankruptcy, Nottingham, and ac.—*John D. Dunnicliff*, Nottingham, lace manufacturer, July 21 at 11, District Court of Bankruptcy, Nottingham, and ac.—*John Dickins* and *J. Warrick*, Plymouth, Devonshire, earthenware dealers, July 19 at 11, District Court of Bankruptcy, Exeter, and ac.—*W. Skemp*, Bideford, Devonshire, draper, July 19 at 11, District Court of Bankruptcy, Exeter, and ac.; July 20 at 1, div.—*W. Stevens*, Taunton, Somersetshire, saddler, July 19 at 11, District Court of Bankruptcy, Exeter, and ac.; July 20 at 1, div.—*Edmund Hender*, Bodmin, Cornwall, ironmonger, July 19 at 11, District Court of Bankruptcy, Exeter, and ac.; July 20 at 1, div.—*John Pidgeon*, Honiton, Devonshire, wine merchant, July 19 at 11, District Court of Bankruptcy, Exeter, and ac.; July 20 at 1, div.—*Jas. Banister* and *Dinah Simpson*, Liverpool, shipwrights, July 18 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Geo. Blake* and *James Blake*, Liverpool, and Dublin, soap manufacturers, July 18 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Ellen Owen* and *Griffith Owen*, Holyhead, Anglesey, drapers, July 18 at 12, District Court of Bankruptcy, Liverpool, and ac.—*Edw. Hughes*, Liverpool, grocer, July 18 at 11, District Court of Bankruptcy, Liverpool, and ac.—*H. Horsley*, Liverpool, warehouse keeper, July 18 at 11,

District Court of Bankruptcy, Liverpool, and ac.—*William Grovesnor*, Shelton, and Hanley, Stoke-upon-Trent, Staffordshire, ironfounder, July 20 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.; July 20 at half-past 10, fin. div.—*Charles Westbrook*, Stafford, and Shifnal, Shropshire, shoe manufacturer, July 20 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.—*Wm. Henry Damsell*, Bisley, Gloucestershire, grocer, July 20 at 11, District Court of Bankruptcy, Bristol, and ac.—*John Bahr*, Bristol, grocer, July 20 at 11, District Court of Bankruptcy, Bristol, and ac.—*Andrew Ball*, Wells, Somersetshire, innkeeper, July 20 at 11, District Court of Bankruptcy, Bristol, and ac.—*Wm. Yates*, Adlington, near Chorley, Lancashire, calico printer, July 20 at 12, District Court of Bankruptcy, Manchester, and ac.; July 21 at 12, div.—*Robert Webster*, Preston, Lancashire, linen draper, July 20 at 11, District Court of Bankruptcy, Manchester, and ac.—*Richard Sault*, Baxenden, and *Milton Smith*, Manchester, calico printers, July 20 at 12, District Court of Bankruptcy, Manchester, and ac.—*Edw. Benton*, Tottenham-court-road, Middlesex, pawnbroker, July 18 at 11, Court of Bankruptcy, London, div.—*John Sheppard*, Shirley, near Southampton, common brewer, July 19 at 11, Court of Bankruptcy, London, div.—*Chas. D. Smith*, Bridge-road, Battersea, Surrey, florist, July 18 at 11, Court of Bankruptcy, London, div.—*Alex. MacNaughton Paterson*, *James Boydell* and *Charles B. T. Roper*, Knappwinford, Staffordshire, ironfounders, July 27 at 11, District Court of Bankruptcy, Birmingham, and ac.; Aug. 1 at 11, div.—*John Phillips*, Brynmawr, Llanelly, Breconshire, grocer, July 21 at 11, District Court of Bankruptcy, Bristol, div.—*Edward Williams*, Northop, Flintshire, draper, July 18 at 11, District Court of Bankruptcy, Liverpool, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Edward Evans*, Dorking, Surrey, stonemason, July 18 at 11, Court of Bankruptcy, London.—*W. P. Mieland*, Fleet-street, London, tobacconist, July 18 at half-past 11, Court of Bankruptcy, London.—*Wm. Mansfield*, Peel-place, Kensington Gravel-pits, Middlesex, baker, July 19 at 11, Court of Bankruptcy, London.—*John Wesley Hooper*, Holmes-terrace, Kentish-town, and White-cottage, Holloway-road, Islington, Middlesex, statuary, July 19 at 12, Court of Bankruptcy, London.—*Geo. W. Atwood*, America-square, London, merchant, July 19 at half-past 1, Court of Bankruptcy, London.—*Thomas Ravens*, Colchester, Essex, grocer, July 19 at 2, Court of Bankruptcy, London.—*Wm. Bolton*, Friday-street, Chesham, London, wine merchant, July 18 at 11, Court of Bankruptcy, London.—*Chas. C. Wilson*, Davenport, Northamptonshire, scrivener, July 20 at 1, Court of Bankruptcy, London.—*John Capel*, Bouverie-street, Fleet-street, London, coal merchant, July 20 at 11, Court of Bankruptcy, London.—*Emil Pauli*, Laurence Pountney-hill, London, merchant, July 20 at 12, Court of Bankruptcy, London.—*W. Ashen*, Tonbridge, Kent, grocer, July 20 at 1, Court of Bankruptcy, London.—*John Piper*, Bath, Somersetshire, coal merchant, July 21 at 11, District Court of Bankruptcy, Bristol.—*H. W. Damsell*, Bisley, Gloucestershire, grocer, July 20 at 11, District Court of Bankruptcy, Bristol.—*Thos. Williams* and *Thos. Williams* the younger, Cheltenham, Gloucestershire, auctioneers, July 28 at 11, District Court of Bankruptcy, Bristol.—*John Wiles*, Wotton-under-Edge, Gloucestershire, builder, July 27 at 11, District Court of Bankruptcy, Bristol.—*Andrew Ball*, Wells, Somersetshire, innkeeper, July 21 at 11, District Court of Bankruptcy, Bristol.—*Wm. Price*, Clifton, Bristol, engraver, July 18 at 11, District Court of Bankruptcy, Bristol.—*Wm. Stevens*, Taunton, Somersetshire, saddler, July 21 at 1, District Court of Bankruptcy, Exeter.—*R. Wm. Blyth*, Plymouth, Devonshire, hosier, July 27 at 1, District Court of Bankruptcy, Exeter.—*George Bale*, Dudley, Worcestershire, chain manufacturer, July 25 at 11, District Court of Bankruptcy, Birmingham.—*Geo. Unsworth*, Painsborough, Cambridgeshire, merchant, July 19 at 11, District Court of Bankruptcy, Liverpool.—*John Cotton*, Manchester, spindle maker, July 20 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 18.*

*Wm. H. Hitchcock*, *Wm. Connor*, and *John E. Hitchcock*, Broadwall, Stamford-street, Blackfriars-road, Surrey, saw-mill



proprietors.—*George Lloyd*, Shrewsbury, Shropshire, general ironmonger.—*Gidley Howden*, Pump-row, Old-street-road, Middlesex, patent stove manufacturer.—*Chas. J. Challenger*, Bristol, dealer in salt.—*Reverend Andrew Keir*, North Cave, Yorkshire, clerk.—*W. Beckitt*, Doncaster, Yorkshire, money scrivener.—*Saml. Kershaw*, Charlestown, Glossop, Derbyshire, cotton spinner.—*Thomas Clett*, Leamington Priore, Warwickshire, tea dealer.—*Thomas Stotter*, Manchester, joiner.—*Wm. Bagnall*, Burslem, Staffordshire, grocer.—*W. C. Brown and Stephen Fisher*, Newark-upon-Trent, Nottinghamshire, builders.—*Thomas Wyles*, Gloucester, grocer.—*J. Hobson*, Leicester, builder.—*Saml. Handscomb*, Woburn, Bedfordshire, dealer in watches.

## FIAT ANNULLED.

*Joseph Hirst*, New-bank, Halifax, Yorkshire, wire drawer.

## PARTNERSHIP DISSOLVED.

*John Galeworthy and John Nichols*, Cook's-court, Lincoln's-inn, attorneys and solicitors.

## SCOTCH SEQUESTERATIONS.

*Jas. Strathern*, Glasgow, clerk.—*John Thomson*, Glasgow, wright.—*Robert Bisset*, Laurencekirk, merchant.—*Wyllie & Johnston*, Dundee, merchants.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Samuel Dunn*, Charmouth, Dorsetshire, builder, July 10 at 10, County Court of Devonshire, at Axminster.—*Joel Parrie*, Chardstock, Dorsetshire, out of business, July 10 at 10, County Court of Devonshire, at Axminster.—*Richard Cury*, Pontypool, Monmouthshire, bookbinder, July 25 at 10, County Court of Monmouthshire, at Pontypool.—*John Blight*, Plymouth, Devonshire, baker, July 26 at 11, County Court of Devonshire, at Plymouth.—*Alfred Green*, Great Yarmouth, Norfolk, cabinet maker, July 11 at 10, County Court of Norfolk, at Great Yarmouth.—*James Eccles*, Cheltenham, Gloucestershire, carver and gilder, July 19 at 10, County Court of Gloucestershire, at Cheltenham.—*Wm. F. Hopkinson*, East Retford, Nottinghamshire, watch maker, July 12 at 11, County Court of Nottinghamshire, at East Retford.—*Priscilla Philip Molynaux*, Liverpool, professor of music, July 3 at 10, Liverpool District County Court, at Liverpool.—*Joseph Lloyd*, Liverpool, saddler, July 8 at 10, Liverpool District County Court, at Liverpool.—*Edward L. Cox*, Liverpool, bookkeeper, July 3 at 10, Liverpool District County Court, at Liverpool.—*Wm. Thompson*, Birkenhead, Cheshire, confectioner, July 7 at 10, County Court of Cheshire, at Birkenhead.—*William Gutsale* the younger, Canterbury, Kent, victualler, June 29 at 10, County Court of Kent, at Canterbury.—*Robert Gooding*, High Bickington, Devonshire, mason, July 7 at 10, County Court of Devonshire, at Torrington.—*John Bigford*, Greenhithe, Kent, gentleman's servant, July 11 at 10, County Court of Kent, at Dartford.—*Luca C. Hoelap*, St. Martin, Haverfordwest, surgeon, July 21 at 10, County Court of Pembrokeshire, at Haverfordwest.—*Chas. Wheeler*, Stroud, Gloucestershire, saddler, July 11 at 10, County Court of Gloucestershire, at Stroud.—*John Millard*, Langport, Somersetshire, licensed victualler, July 14 at 10, County Court of Somersetshire, at Bridgwater.—*Matthew Marsh*, Gloucester, coach proprietor, July 10 at 10, County Court of Gloucestershire, at Gloucester.—*Wm. Frost*, Lakenham, Norwich, pig jobber, July 26 at 10, County Court of Norfolk, at Norwich.—*Joseph Chapman*, Oaken Gates, Wombidge, Shropshire, grocer, July 14 at 10, County Court of Shropshire, at Wellington.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*July 11 at 11, before Mr. Commissioner HARRIS.*

*Thos. Mercer* the younger, Thames Ditton, Surrey, tailor.—*Barnard Wigg*, Great Cambridge-st., Hackney-road, Shore-ditch, Middlesex, plumber.—*Jane Hughes*, King-st., Holborn, Middlesex, woollen factor.

*July 12 at 10, before Mr. Commissioner LAW.*

*John Moxley*, Finner, Middlesex, grocer.—*John A. Austin*,

*Ashford-st., Hoxton, Middlesex, clerk to an attorney.—Wm. H. Silvester*, Northampton-square, Goswell-road, Middlesex, jeweller.—*Wm. J. Gringer*, Narrow-st., Lincolnhouse, Middlesex, mast maker.

*July 12 at 10, before Mr. Commissioner PHILLIPS.*

*Geo. Willoughby*, Forest-row, Dalston, Middlesex, drover.—*Henry Francome*, Holywell-lane, Middlesex, warehouseman at the London Zinc Mills.

*July 13 at 11, before the CHIEF COMMISSIONER.*

*Jas. Bird*, Hayward's-place, Woodbridge-street, Middlesex, engraver.—*Sam. Richardson*, Chapel-st., Somers'-town, Middlesex, earthenware dealer.—*John Brice*, Chingford, Essex, out of business.

*Saturday, June 24.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*Jas. Turner*, Bulwer-place, Notting.-hill, Middlesex, builder, No. 59,082 T.; *George Hodkins*, assignee.—*Geo. Stevenson*, Ledbury-terrace, Pembridge-villas, Westbourne-grove, Middlesex, builder, No. 59,839 T.; *Henry George Ashton*, assignee.—*Joseph Brace*, Richardson-st., Bermondsey, Surrey, tanner, No. 59,865 T.; *William Collins*, assignee.—*William Preston*, Salford, Lancashire, retail dealer in ale, No. 68,915 C.; *John Neven Dathan* and *Benjamin Blyth Powell*, assignees.—*Chas. M. Browne*, Ramsgate, Kent, in no trade, No. 69,132 C.; *John Wildred Smith*, assignee.—*Sam. Kirk*, Bredbury, near Stockport, Cheshire, licensed victualler, No. 69,322 C.; *John Davies Wilkington*, assignee.—*Jos. Scott*, Helton, near Lowther, Westmoreland, carpenter, No. 69,367 C.; *Robert Ferguson*, assignee.—*John Thompson* the younger, West Hartlepool, Durham, builder, No. 69,555 C.; *George Richardson*, assignee.—*Timothy Arnet*, Preston, Lancashire, brewer, No. 69,561 C.; *John Noble*, assignee.—*John Marshall*, Deptford, Kent, out of business, No. 69,590 C.; *John Strachan*, assignee.—*Wm. O'Neill*, Liverpool, commission agent, No. 69,600 C.; *Adam Creighton*, assignee.—*Wm. Walker*, Liverpool, grocer, No. 69,608 C.; *Lee Dyson*, assignee.—*Wm. Corless*, Preston, Lancashire, licensed victualler, No. 69,631 C.; *Jas. Robinson*, assignee.

*Saturday, June 24.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*James Henry Walker*, Bromley-st., Stepney, Middlesex, master mariner: in the Debtors Prison for London and Middlesex.—*Sadok Schneiders*, Artillery-passage, Widgegate-st., Bishopsgate-st., Middlesex, confectioner: in the Debtors Prison for London and Middlesex.—*Elijah Croucher*, High-st., St. Giles-in-the-fields, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Jas. Henry Horras*, Castle Hedingham, Essex, tinman: in the Debtors Prison for London and Middlesex.—*Corbett Wm. Cooke*, Willow-cottage, Muswell-hill, Middlesex, dealer in coals: in the Debtors Prison for London and Middlesex.—*M. Kennett* the younger, Queen Elizabeth's-row, Greenwich, Kent, in no trade: in the Debtors Prison for London and Middlesex.—*George Putney*, Globe-road, Mile-end, Middlesex, packing case maker: in the Debtors Prison for London and Middlesex.—*Chas. W. Mase*, Upper Cross-st., Islington, Middlesex, watch maker: in the Debtors Prison for London and Middlesex.—*Henry Smith*, Downham-road, Kingsland-road, Middlesex, builder: in the Debtors Prison for London and Middlesex.—*John Watts* the younger, Albion-place, Thornhill-road, Islington, Middlesex, registrar of births, deaths, and marriages: in the Debtors Prison for London and Middlesex.—*A. H. Pulbrook*, sen., Water-st., Bridge-st., Blackfriars, London, out of business: in the Gaol of Surrey.—*Jas. Searle*, Anne-st., Grandy-st., Poplar New-town, Middlesex, in no business: in the Debtors Prison for London and Middlesex.—*Chas. Hilton*, Norfolk-st., Norfolk-terrace, Lower-road, Islington, carpenter: in the Gaol of Whitecross.—*Geo. Smith Strawsen*, Cardiff, Glamorganshire, land surveyor: in the Gaol of Cardiff.—*John Winsop*, Hartlepool, Durham, joiner: in the Gaol of Durham.—*John Persons*, Nottingham, manager to a purse and brace manufacturer: in the Gaol of Nottingham.—*Wm. Singlehurst*, Willoughby on the Wolds, Nottinghamshire, farmer's assistant: in the Gaol of Radford

**Peverel.** — *John Haswell*, Bonnersfield, Monkwearmouth Shore, Durham, sawyer: in the Gaol of Durham. — *Robert Pallister*, Darlington, Durham, joiner: in the Gaol of Durham. — *Rich. Barker*, Oldham, licensed victualler: in the Gaol of Lancaster. — *Sarah Dakin*, Hulme, Manchester, out of business: in the Gaol of Lancaster. — *Richard Gracey*, Liverpool, broker: in the Gaol of Lancaster. — *John Hignett*, Manchester, stock manufacturer: in the Gaol of Lancaster. — *J. Johnston*, Manchester, traveller: in the Gaol of Lancaster. — *Wm. Locke*, Openshaw, near Manchester, out of business: in the Gaol of Lancaster. — *J. Parker*, Hulme, Manchester, ale and porter brewer: in the Gaol of Lancaster. — *Jackson Whitworth*, Park-house, near Haslingden, Lancashire, woollen dyer: in the Gaol of Lancaster. — *Richard Crewe*, North-gate, Blackburn, Lancashire, grocer: in the Gaol of Lancaster. — *Thos. Eastwood*, Preston, Lancashire, iron founder: in the Gaol of Lancaster. — *Jas. Fullerton*, Liverpool, out of business: in the Gaol of Lancaster. — *John Leigh*, Liverpool, saddler: in the Gaol of Lancaster. — *John Henry Wilkinson Lodge*, West Derby, near Liverpool, out of business: in the Gaol of Lancaster. — *Thos. Musgrove*, Liverpool, bookkeeper: in the Gaol of Lancaster. — *Wm. Parkinson*, Liverpool, out of business: in the Gaol of Lancaster. — *John Ramsey*, Liverpool, japanner: in the Gaol of Lancaster. — *Patrick Sweeney*, Liverpool, out of business: in the Gaol of Lancaster. — *Ebenezer Sturmer*, Liverpool, out of business: in the Gaol of Lancaster. — *Peter Vernon*, Ashton Mackerfield, near Newton in the Willows, Lancashire, out of business: in the Gaol of Lancaster. — *Ed. Waters*, Liverpool, boarding-house keeper: in the Gaol of Lancaster. — *Jas. Gillies*, Newcastle-upon-Tyne, out of employment: in the Gaol of Newcastle-upon-Tyne. — *Jas. Wm. Clark*, Backland, next Dover, Kent, builder: in the Gaol of Dover. — *John Clemett*, Stockton-upon-Tees, Durham, bookbinder: in the Gaol of Durham. — *Richard Hill*, Lees, near Oldham, Lancashire, tin plate worker: in the Gaol of Lancaster. — *Henry Heeketh*, Leyland, Lancashire, cotton weaver: in the Gaol of Lancaster. — *Jos. Buckley*, Manchester, temperance coffee-house keeper: in the Gaol of Lancaster. — *C. W. Wright Brett*, Little Cressingham, Norfolk, farmer: in the Gaol of Norwich. — *Geo. Wm. Derry*, Plymouth, Devonshire, attorney at law: in the Gaol of St. Thomas the Apostle. — *Sarah Drake*, Halifax, Yorkshire, in no trade or profession: in the Gaol of Wakefield. — *Robert Kent*, Bushey, Hertfordshire, hair dresser: in the Gaol of Hertford. — *L. W. Verchild*, Crowley's-wharf, Greenwich, Kent, clerk: in the Gaol of Maidstone. — *Alfred Leadbetter*, Sheffield, Yorkshire, grocer: in the Gaol of York. — *Wm. Lupton*, Northgate, Bradford, Yorkshire, out of business: in the Gaol of York. — *John Leakey*, Taunton St. Mary Magdalen, Somersetshire, out of business: in the Gaol of Wilton. — *John M'Key*, Liverpool, tailor: in the Gaol of Lancaster. — *John Thomas*, Merthyr Tydvil, Glamorganshire, out of business: in the Gaol of Cardiff. — *John Baker*, Northgate, Darlington, Durham, gardener: in the Gaol of Durham. — *Thos. French*, Birmingham, out of business: in the Gaol of Warwick. — *Samuel Crabtree*, Leeds, Yorkshire, eating-house keeper: in the Gaol of York. — *John Mallalieu*, Shaws, near Upper-mill, Saddleworth, Yorkshire, manufacturer: in the Gaol of York. — *William Rhodes*, Cleckheaton, near Leeds, Yorkshire, out of business: in the Gaol of York. — *Chas. Wade*, West Cowes, Isle of Wight, Southampton: in the Gaol of Winchester. — *Henry Burton*, West Derby, near Liverpool, in no business: in the Gaol of Lancaster.

(On Creditor's Petition).

*Wm. Forsyth*, Stanton, near Morpeth, Northumberland, tile maker: in the Gaol of Morpeth.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

July 12 at 11, before the CHIEF COMMISSIONER.

*Wm. Parsons*, Crescent, Lansdown-road, South Lambeth, Surrey, attorney at law. — *Jas. Wm. Kele*, High Holborn, Middlesex, licensed victualler.

July 13 at 11, before the CHIEF COMMISSIONER.

*Richard Bottrell*, East-lane, Bermondsey, Surrey, civil engineer. — *Francis Sheppard*, Gordon-terrace, Holland-road, Brixton, Surrey, attorney at law.

At the County Court of Lancashire, at LANCASTER, July 7 at 10.

*Thos. Roberts*, Clitheroe, block cutter. — *Thomas Taylor*, Schoolcroft, joiner. — *Rich. Taylor*, Manchester, beer seller. — *Jonathan Greenwood*, Burnley, out of business. — *William Anderton*, Pendlebury, near Manchester, chain maker. — *Ja. Stock*, Burscough, near Ormskirk, dealer in ale. — *J. Smith*, Hulme, shoe maker. — *Jos. D. Williams*, Hulme, Manchester, out of business. — *John Hignett*, Manchester, twine manufacturer. — *Edw. Mace*, Hulme, out of business. — *T. Musgrove*, Liverpool, clerk. — *John Johnston*, Manchester, traveller. — *Jackson Whitworth*, Haslingden, labourer. — *Thos. Eastwood*, Preston, mechanic. — *John Parker*, Hulme, porter brewer.

July 8, at the same hour and place.

*Sarah Dakin*, widow, Hulme, Manchester, out of business. — *Rich. Gracey*, Liverpool, licensed broker. — *James Oyle*, Greenheys, Manchester, in no business. — *William Wain*, Shelton, Staffordshire, china toy manufacturer. — *R. Barber*, Oldham, out of business. — *John Fisher*, Salford, screw bolt manufacturer. — *John Moore*, Manchester, drysalter. — *John Garside*, Dukinfield, out of business. — *Jos. Buckley*, Manchester, coffee-house keeper. — *Hen. Heeketh*, Leyland, cotton weaver.

At the County Court of Kent, at MAIDSTONE, July 7.

*Edw. Dear*, Milton, next Gravesend, out of business. — *J. Thompson*, New-town, Deptford, out of business. — *Lewis W. Verchild*, Crowley-wharf, Greenwich, Kent, clerk in a attorney's office.

At the County Court of Lincolnshire, at LINCOLN, July 10 at 10.

*Robt. Smith*, Cadney-cum-Howsham, near Brigg, farmer. — *Peter Nicol*, Thurlby, out of business.

At the County Court of Gloucestershire, at GLOUCESTER, July 10 at 10.

*Chas. Moore*, Gloucester, coal merchant. — *John Walker*, Gloucester, working jeweller. — *Anthony Brown* the younger, Gloucester, gardener. — *W. Bailey*, Tocknells-mill, Paiswick, out of business.

At the County Court of Norfolk, at NORWICH, July 9.

*Shearman Ransom Bayfield*, Coalany, Norwich, fish agent.

At the County Court of Somersetshire, at TAUNTON, July 11 at 10.

*Jas. Paul*, Taunton, master baker.

At the County Court of Pembrokeshire, at HAVERFORDWEST, July 21 at 1.

*Jas. Truscott* the younger, Pembroke, out of business. — *J. Owen*, sen., Trefurda-issaf, Nevern, farmer. — *John Owen* jun., Pantygroes, Moilgrove, farmer. — *Wm. Owen*, Trefab-nisaf, Nevern, farmer.

At the County Court of Yorkshire, at RIPON, July 12 at 9.

*John King*, Ripon, coach wheel maker.

At the County Court of Glamorganshire, at CARDIFF, July 10.

*George Smith Strawson*, Cardiff, land surveyor. — *John Thomas*, Merthyr Tydvil, out of business.

At the County Court of Durham, at DURHAM, July 14.

*John Baker*, Northgate, Darlington, grocer. — *John Wispear*, Hartlepool, carpenter. — *John Haswell*, Monkwearmouth Shore, sawyer. — *Robert Pallister*, Darlington, joiner. — *John Clennett*, Stockton-upon-Tees, bookbinder.

INSOLVENT DEBTOR'S DIVIDEND.

*Wm. Dan. Lovell*, Goswell-st., Middlesex, gold beat. June 29, Biggenden's, 5, Wallbrook: 4s. 1d. in the pound.

MEETING.

*Wm. Cowmeadow* the younger, Jay's-green, East Den, near Lydbrook, Gloucestershire, quarryman, July 18 at 11. — *Bullock & Carter's*, Newnham, Gloucestershire, sp. sf.

FRIDAY, JUNE 30.

## BANKRUPTS.

**JAMES RICHARDSON**, New Oxford-street, Middlesex, hosier, dealer and chapman, July 7 and Aug. 11 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Strangways, 4, Barnard's-inn, London.—Fiat dated June 23.

**SAMUEL WEST RICKMAN**, Hailsham, Sussex, inn-keeper, dealer and chapman, July 7 at 1, and Aug. 7 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Sinner, Hailsham, Sussex; Palmer & Co., 24, Bedford-row, Holborn.—Fiat dated June 24.

**WILLIAM FRANCIS THOMAS**, Princes-st., Hanover-square, Middlesex, tailor and draper, dealer and chapman, (lately carrying on business with Charlotte Caroline Merck, and now carrying on business with George Weston Lemm), July 11 at half-past 12, and Aug. 9 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Lofty & Co., 30, King-street, Cheapside.—Fiat dated June 27.

**WILLIAM HENRY PITT**, York-place, Pentonville, Middlesex, inspector of the Gas Light and Coke Company, Brick-lane, St. Luke's, (also trading and carrying on business at York-place aforesaid, as an engineer in heating and ventilating apparatus, under the firm of Pitt & Co.), July 7 and Aug. 14 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Fisher, Christopher-st., Hatton-garden.—Fiat dated June 29.

**JOHN SAUNDERS and EDWIN TURRELL**, Fleet-st., London, publishers, dealers and chapmen, and the latter being also of Oxford-st., Middlesex, straw hat maker, July 10 at 2, and Aug. 14 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Norris & Co., Bedford-row.—Fiat dated June 27.

**JAMES BETTS**, Winchester, Southampton, upholsterer and cabinet maker, July 14 at half-past 11, and Aug. 16 at 1, Court of Bankruptcy, London: Off. Ass. Foster; Sol. Sanger, 4, Essex-court, Temple.—Fiat dated June 28.

**THOMAS MARTIN**, Scarthing-moor, Weston, Nottinghamshire, miller, July 14 and Aug. 11 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Tallents & Co., Newark-upon-Trent.—Fiat dated June 20.

**ELIAS NELSON**, Ironbridge, Madeley, Shropshire, clothier, dealer and chapman, July 18 and Aug. 12 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Smith, Birmingham.—Fiat dated June 24.

**WILLIAM YATES**, Shelton, Staffordshire, earthenware manufacturer, July 18 and Aug. 9 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Stevenson, Hanley, Staffordshire; Bolton, 4, Elm-court, Temple, London.—Fiat dated June 17.

**JOHN BOYCE**, Birmingham, umbrella furniture manufacturer, July 12 and Aug. 9 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. James, Birmingham.—Fiat dated June 24.

**JOSEPH WHIDDON**, Plymouth, Devonshire, cement manufacturer, dealer and chapman, July 11 at 11, and Aug. 10 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Lavers, jun., Plymouth; Stogdon, Exeter; Pontifex & Moginie, St. Andrew's-court, Holborn, London.—Fiat dated June 21.

**JOSEPH MICHELL**, Tuglulow, Gwennap, Cornwall, coal and timber merchant, dealer and chapman, July 12 at 11, and Aug. 10 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Smith & Roberts, Truro; Stogdon, Exeter; Gregory & Co., 1, Bedford-row, London.—Fiat dated June 13.

**JAMES MANLEY**, Brighouse, Halifax, Yorkshire, grocer, dealer and chapman, July 11 and 31 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Higham, Halifax; Bond & Barwick, Leeds; Sudlow & Co., Chancery-lane, London.—Fiat dated June 23.

**RICHARD ELLERBECK**, Pilkington, Lancashire, cotton spinner, dyer, dealer and chapman, July 12 and Aug. 2 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Barlow & Aston, Manchester; Bower & Son, Chancery-lane, London.—Fiat dated June 23.

**THOMAS BROWNE**, Amble-house, Northumberland, ship owner, dealer and chapman, July 7 at half-past 11, and Aug. 17 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sol. Busby, Alnwick; Cox & Stone, 33, Poultry, London.—Fiat dated June 19.

**GEORGE BENSLEY**, Gloucester, draper, dealer and chapman, July 12 at half-past 12, and Aug. 15 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Ayre, jun., Bristol.—Fiat dated June 26.

## MEETINGS.

**Henry M. Waller**, Foulham, Norfolk, merchant, July 11 at 12, Court of Bankruptcy, London, pr. d.—*Jas. Plumley*, Bower Ashton, Somersetshire, market gardener, July 12 at 12, District Court of Bankruptcy, Bristol, ch. ass.—*B. M'Cliesh Chreese* and *John Boyd*, Bow Church-yard, London, silk manufacturers, July 14 at 11, Court of Bankruptcy, London, last ex. of *B. M'Cliesh Chreese*.—*Anthony Atkinson*, Newcastle-upon-Tyne, share broker, July 13 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Rich. Smith*, Preston, Lancashire, corn merchant, July 14 at 11, District Court of Bankruptcy, Manchester, last ex.—*Wm. Helm*, Salford, Lancashire, cabinet joiner, July 13 at 12, District Court of Bankruptcy, Manchester, last ex.—*J. Wood* and *Hen. Wood*, Dearnley-mill, Huddersfield, Rochdale, Lancashire, woollen manufacturers, July 11 at 11, District Court of Bankruptcy, Manchester, last ex.—*Joe. Gallop* the younger, Bedminster, Bristol, painter, July 24 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Hen. T. Smith* and *J. Hewett*, Liverpool, tailors, July 21 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Rob. Fearnsides*, Heckmondwike, Yorkshire, draper, July 24 at 12, District Court of Bankruptcy, Leeds, aud. ac.; July 31 at 12, div.—*James Dawson Green*, Leeds, Yorkshire, plaid manufacturer, July 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.; July 31 at 11, div.—*Chas. Smith*, Burwood-house, Avenue-road, St. John's Wood, Middlesex, builder, July 21 at 1, Court of Bankruptcy, London, aud. ac.—*Felix J. Beall*, Queen-street, Hammersmith, Middlesex, baker, July 21 at 1, Court of Bankruptcy, London, aud. ac.—*Robert Thompson*, Basingstoke, Southampton, stone mason, July 21 at half-past 12, Court of Bankruptcy, London, aud. ac.—*John Mabbs Swann*, Brentwood, Essex, inn-keeper, July 24 at 11, Court of Bankruptcy, London, aud. ac.—*John Haddock*, Bury Saint Edmunds, Suffolk, pawnbroker, July 22 at 11, Court of Bankruptcy, London, aud. ac.—*Henry Bertram*, Elizabeth-st., Pimlico, Middlesex, wine merchant, July 24 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Edward Cope*, Melbourne, near Derby, Derbyshire, draper, July 21 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*John Fitzhugh*, Nottingham, tailor, July 21 at 11, District Court of Bankruptcy, Nottingham, aud. ac. and div.—*Edward Field*, Stratford-upon-Avon, Warwickshire, mercer, July 29 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Jabez Rubery*, Darlaston, Staffordshire, lock manufacturer, July 29 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.; Aug. 2 at half-past 10, div.—*Jos. Shepherd* and *B. Shepherd*, Exeter, wine merchants, Aug. 2 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Aug. 3 at 1, div.—*Jos. Carne* the elder, Truro, Cornwall, provision merchant, Aug. 2 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Aug. 3 at 1, div.—*Reginald Wm. Bligh*, Plymouth, Devonshire, hosier, Aug. 2 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Aug. 3 at 1, div.—*Rob. Burns*, Exeter, general draper, Aug. 2 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Aug. 3 at 1, div.—*J. Fielding*, Middleton, Lancashire, corn dealer, July 21 at 11, District Court of Bankruptcy, Manchester, aud. ac.; July 27 at 12, div.—*Jas. Burt* and *Jas. Burt* the younger, Manchester, and *William Tottie Watson*, Leeds, Yorkshire, commission agents, July 24 at 11, District Court of Bankruptcy, Manchester, aud. ac. sep. est. of *J. Burt* the younger and *Jas. Burt*.—*Edward Hilton* and *Nathaniel Walsh*, Over Darwen, Lancashire, paper makers, July 24 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Samuel Kershaw*, Charlestown, Glossop, Derbyshire, cotton spinner, July 24 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Augustus A. Lackersteen* and *Wm. H. Crane*, Moorgate-street, London, merchants, July 21 at half-past 11, Court of Bankruptcy, London, div.—*W. Sims*, Gt. Queen-st., Lincoln's-inn-fields, Middlesex, coach maker, July 22 at 11, Court of Bankruptcy, London, div.—*M. L. Bensusan*, *S. L. Bensusan*, *Jacob L. Bensusan*, and *J. L. Bensusan*, Magdalen-row, Gt. Prescott st., Goodman's-fields, Middlesex, merchants, July 21 at 12, Court of Bankruptcy, London, div. sep. est. of *S. L. Bensusan*.—*Edward Hughes*, Liverpool, grocer, July 21 at 11, District Court of Bankruptcy, Liverpool, div.

—*James Bamister and Dinah Simpson*, Liverpool, shipwrights, July 31 at 11, District Court of Bankruptcy, Liverpool, div.—*Ellen Owen and G. Owen*, Holyhead, Anglesey, drapers, July 21 at 12, District Court of Bankruptcy, Liverpool, div.—*George Blake and James Blake*, Liverpool, and Dublin, soap manufacturers, July 21 at 11, District Court of Bankruptcy, Liverpool, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Wm. J. Joyner*, Aveley, Essex, manufacturer of agricultural machines, July 24 at 2, Court of Bankruptcy, London.—*W. J. Cormack*, New-cross, Deptford, Surrey, seedsman, July 22 at 1, Court of Bankruptcy, London.—*Edw. Henry Brown*, Peckham-rye, Surrey, and Beaufort-buildings, Strand, Middlesex, brick maker, July 22 at 12, Court of Bankruptcy, London.—*Edward Cohen*, Strand, Middlesex, tailor, July 22 at 12, Court of Bankruptcy, London.—*Wm. Ast*, Wakefield, Yorkshire, watchmaker, July 24 at 12, District Court of Bankruptcy, Leeds.—*John Carter*, Liverpool, merchant, July 21 at 11, District Court of Bankruptcy, Liverpool.—*M. A. Leggett*, Liverpool, hotel keeper, July 21 at 11, District Court of Bankruptcy, Liverpool.—*Richard Winnall*, Mathon, Worcestershire, farmer, July 22 at half-past 10, District Court of Bankruptcy, Birmingham.—*Joseph Stelfox*, Manchester, commission agent, July 21 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 21.*

*Richard Dutton*, Sambrook-court, Basinghall-street, London, wool broker.—*William Lombardini*, Huddersfield, Yorkshire, carver.—*John Fisherbert Bridges*, Hawkesbury, Upton, Gloucestershire, innkeeper.—*Letitia Farrands*, Nottingham, innkeeper.—*H. W. Hemsworth*, Primrose-st., London, wine merchant.—*David Gostick*, Keighley, Yorkshire, grocer.—*Samuel Emerson*, Little Hampton, Sussex, general shopkeeper.—*Richard Smith*, Baxenden, and *Milton Smith*, Manchester, calico printers.—*John Aldersea*, Tunstall, Staffordshire, druggist.—*John Goodkeeps*, Goswell-road, St. Luke's, Middlesex, furnishing undertaker.—*W. H. Osborn*, Sheffield, Yorkshire, wine merchant.—*Joseph Colling*, Yarmouth, Norfolk, grocer.—*W. J. D. Millman*, Plymouth, Devonshire, tailor.—*Robert Martin*, Plymouth, Devonshire, ale merchant.—*Thos. W. Green*, High Holborn, Middlesex, straw bonnet manufacturer.—*Matthew Day*, Weston-super-Mare, Somersetshire, miller.—*Jos. Randall*, Bristol, painter.—*Samuel Crowder*, Sun-street, Bishopsgate, London, dealer in cane.—*A. G. Evans and Robt. Webb*, New Bond-street, Hanover-square, Middlesex, engravers.

#### FIAT ANNULLED.

*James Lewis Kennaby*, King-street, Snow-hill, London, dealer in corks.

#### PARTNERSHIP DISSOLVED.

*Henry Snowden and John Booth Preston*, Leeds, Yorkshire, attorneys, solicitors, and conveyancers.

#### SCOTCH SEQUESTRATIONS.

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#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Taylor*, Ingthorpe, Penistone, Yorkshire, innkeeper, July 18 at 10, County Court of Yorkshire, at Barnsley.—*George Read*, Magiston, Gillingham, Dorsetshire, blacksmith, July 21 at 2, County Court of Dorsetshire, at Shaftesbury.—*Wm. Hayland*, Ouslethwaite, Darfield, Yorkshire, out of business, July 22 at 10, County Court of Yorkshire, at Barnsley.—*John King*, Ely, Cambridgeshire, innkeeper, July 18 at 12, County Court of Cambridgeshire, at Ely.—*Abraham Bell*, Farmborough, Somersetshire, shoemaker, July 8 at 12, County Court of Somersetshire, at Bath.—*Joseph*, Ashton-under-Lyne, Lancashire, saddler, July 6

at half-past 9, County Court of Lancashire, at Ashton-under-Lyne.—*William Still*, Bath, attorney's clerk, July 8 at 12, County Court of Somersetshire, at Bath.—*Samuel Davis*, Pontifical, Aberlany, Brecknockshire, surgeon, July 5 at 10, County Court of Brecknockshire, at Hay.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*July 14 at 10, before Mr. Commissioner LAW.*

*Henry Smith*, Devonshire-st., Queen-square, Middlesex, vocalist.

*July 17 at 10, before Mr. Commissioner LAW.*

*David Belasco*, Catherine-st., Strand, Middlesex, out of business.

*July 17 at 10, before Mr. Commissioner PHILLIPS.*

*Wm. Bervick* the younger, Lant-st., Borough, Surrey, looking-glass manufacturer.—*Oliver Faulkner*, Wigmore-st., Cavendish-sq., Middlesex, out of business.—*Edw. Y. Joliffe*, Feary's-row, High-st., Highgate, Middlesex, grocer.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*July 14 at 11, before Mr. Commissioner HARRIS.*

*Geo. Peachey*, Little Titchfield-st., Portland-road, Marybone, Middlesex, out of business.—*Joseph Mitchell*, Bryan-street, Camden-town, Middlesex.—*E. Faithfull*, Cottage-pl., Little Chelsea, Middlesex, carpenter.—*James Henry Walker*, Bromley-st., Stepney, Middlesex, master mariner.—*Thomas Ambridge*, Aske-st., Hoxton, Shoreditch, Middlesex, baker.—*Geo. H. Howell*, Turnmill-street, Clerkenwell, Middlesex, grocer.

*July 14 at 10, before Mr. Commissioner LAW.*

*Charles Adams*, Norman-st., St. Luke's, Middlesex, out of business.

*July 14 at 10, before Mr. Commissioner PHILLIPS.*

*Wm. Thompson*, St. Helen's-pl., William-st., Margate-s., Spafelds, Middlesex, commission agent.—*C. V. C. Gower*, Mortimer-st., Cavendish-sq., Middlesex, gentleman.—*Wm. Glover*, Dorking, Surrey, butcher.—*Joseph Gayer* the elder, New Charlton, near Woolwich, Kent, shipwright.

*July 17 at 11, before Mr. Commissioner HARRIS.*

*Edwin Bourne*, Great Carlisle-st., Portman-market, Edgware-road, Middlesex, licensed victualler.—*Corbett W. Cook*, High Holborn, Middlesex, dealer in coals.

*July 17 at 10, before Mr. Commissioner LAW.*

*John Watts* the younger, Albion-place, Thornhill-road, Islington, Middlesex, accountant.—*Morton C. N. Gadsden*, Caledonian-terrace, King's-cross, Middlesex, clerk in the General Post-office.

*At the County Court of Nottinghamshire, at NOTTINGHAM.*  
*July 17.*

*John Parsons*, Nottingham, brace manufacturer.—*Edward Osbourn*, Shipley, Derbyshire, cordwainer.—*W. Singlehurst*, Willoughby-on-the-Woulds, farmer.

*At the County Court of Kent, at DOVER, July 19 at 10.*

*Jas. Wm. Clark*, Buckland, next Dover, builder.

*At the County Court of Yorkshire, at HALIFAX, July 20.*

*Sarah Drake*, Halifax, out of business.

*At the County Court of Sussex, at LEWES, July 18.*

*Robert Hobden*, Brighton, bath-keeper.

*At the County Court of Devonshire, at the CASTLE OF EXETER, July 14 at 10.*

*George W. Derry*, Plymouth, attorney at law.

*At the County Court of Staffordshire, at STAFFORD, July 17 at 10.*

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LONDON, JULY 8, 1848.

THE memorial of the Metropolitan and Provincial Law Association, (printed in THE JURIST, ante, p. 251), contains some very good, and some objectionable suggestions, for the reform of Chancery pleading and practice. As the questions raised are very important to the Profession, we propose to examine them seriatim.

The first proposal is, that when all parties consent, the courts of equity should be at liberty to exercise a jurisdiction on petition, in all cases whatsoever, so as to supersede the necessity of bill, answers, and evidence on interrogatory.

The second is, that the practice of allowing special cases for the opinion of the Court (after the manner of the Common Law Courts) should be applied to Courts of Equity.

And the third is, that a consequential modification of the practice of ordering inquiries for parties, or taking accounts should take place.

To the first of these propositions there seems really nothing to object. When all necessary parties are competent to consent and do consent, all that they want from the Court is, its decision upon a state of facts, admitted, or proved; and if the mode of proof is satisfactory to the parties, it cannot be of the least consequence to the Court, what that mode is. Under such circumstances, to impose on one party the necessity of eliciting from the other, in a given artificial manner, admissions which he is perfectly ready to make, without any questions being asked, is simply to crush substance under the weight of forms. Wherever the parties are amicable and competent, all the admitted facts can as well be stated by petition as in any other mode; and all the contested facts can as well be proved by affidavit in any other way. The difficulty, apparently the only difficulty, would be, in ascertaining that all ne-

cessary parties do consent. But there does not seem to us much in this. At present, when the cause is first heard, whether on bill and answer only, or on evidence, an inquiry is directed, if it appears necessary, to see whether all proper parties are before the Court, or to take accounts. This may as well be done on a petition being heard, as on a cause being heard, as the necessity for inquiry would appear as much on the face of a petition as it would on bill, answer, and evidence shewing the same matter. An objection presents itself, that if the result of the inquiry should shew that parties were not present who had a right to be present, and all or some of whom were not sui juris, the matter could not of course be dealt with on petition. This objection would be removed by allowing the parties in such a case to amend their pleadings by converting the petition into a bill, and allowing the evidence taken in support of the petition, to be used in support of and against those parties who were originally competent and consenting parties. Of course we assume that the gentlemen recommending the alteration in question, entertain no such idea under their third proposition, as to dispense with the presence of any parties interested; or to leave it to the parties appearing on the petition to determine in any manner, without an inquiry under the direction of the Court, whether all proper parties are present, in any case where, on the face of the pleadings and other matters presented to the Court, it appears that parties not represented may be in existence. If they mean anything so wild as that, then we beg to dissent altogether from their view. But if their proposition is such as we have above supposed it to be, then we repeat that we cannot see in it anything but what is very practicable, and very beneficial to suitors.

The second proposition, viz. to allow the practice of special cases in equity, seems equally admissible. The practice at law on this point is regulated by the 24th





clause of the 3 & 4 Will. 4, c. 42, which enacts, "that it shall be lawful for the parties in any action or information, after issue joined by consent, and by order of any of the judges of the said Superior Courts, to state the facts of the case in the form of a special case for the opinion of the Court, and to agree that a judgment shall be entered for the plaintiff or defendant by confession or of nolle prosequi immediately after the decision of the case, or otherwise, as the Court may think fit, and judgment shall be entered accordingly."

There are many cases in equity, both friendly and hostile, in which, on the coming in of the answers, it is found that all or most of the material facts are admitted; and all that remains to be done is the determination of a question of law arising upon those facts. To such cases the machinery of a special case seems peculiarly applicable. The frequent necessity, however, in Chancery suits, of inquiries as to parties, and taking preliminary accounts, would much detract from the utility of a power of taking the opinion of the Court on a special case. For, of course, with reference to this proposition, as well as to the first, it would be out of the question to dispense with an inquiry, under the direction of the Court, as to parties, in cases, in which, on the face of the pleadings, it should appear that there might be parties interested, not before the Court. Then, of course, that inquiry would have to precede the framing of the special case. If it should turn out that there were parties necessary to be before the Court, and those parties should either be incompetent to consent, or should refuse to consent, there would be an end of the special case, and the parties would then have to go into evidence; and this inconvenience would attend such a course of proceedings, that the inquiries would have to be directed before going into evidence. Now, it does sometimes happen, that the course the inquiries take is very much dependent upon matters coming out only in the evidence, and not apparent at all upon either the bill or answers. So that the Court might miscarry, if it were to permit a special case, on the assumption that all proper parties were before it, founding that assumption on the result of a reference made before evidence had been gone into. On the whole, it may be doubted whether, if the third suggestion were entertained at all, it would not be advisable to confine its application to cases where, on the face of the pleadings, it appears clearly that there cannot be any parties requisite who are not before the Court.

The fourth, fifth, sixth, seventh, and eighth propositions go to giving the Masters a primary jurisdiction in a variety of matters in which at present the primary application is to the Court, and the Master acts only by way of reference. The fourth proposes such a primary jurisdiction in matters of equitable account when the accounting parties consent to submit to it, and that it shall be either absolute subject only to appeal, or that it shall require confirmation and further direction by the Court. In its present form we have little opinion of this proposition. To be useful to any material extent, it should be compulsory. If it cannot prudently be made compulsory, it will be better to leave the practice as it is. But we cannot see why a primary jurisdiction, compulsory on the parties, should not be given to

the Masters in certain cases of account and of the other matters referred to by the propositions now under consideration. The principle regulating the extent of the jurisdiction should be in our view this: that wherever now a reference to the Master is of course, or almost as of course, the Master might with advantage have a primary jurisdiction; and the practical mode of regulating it would be to give it in all cases to the Master, subject to the right of either party to object to the Master's primary jurisdiction, and to demand a preliminary application to the Court, paying of course the costs of such application if the Court should think it a proper case to have gone primarily to the Master. We should suggest, also, that wherever the application is primarily to the Master, it should not *prima facie* require confirmation, but only if the Master thinks fit to direct that his report should be confirmed; but that in all cases the Master's decision should be open to appeal. Of course the creation of such a jurisdiction in the Master's office implies that it shall be a public Court. Without that there can be little doubt that nothing would be gained to the suitor by the change.

On the propositions with regard to the despatch of business in the offices, the mode of transacting official business, with regard to what the memorialists term the subordinate judicial department, and the banking department of the Court, we shall offer no observations.

These are mostly matters affecting almost exclusively the department of business transacted by the solicitors of the court, and of these matters the memorialists are much better judges than we can be.

But the sixth set of propositions relates to evidence, and contemplates extensive changes, omitting, however, the most important of all, viz. the introduction of *viva voce* examinations at the hearing of a cause.

The second of these propositions is, that rules shall be enacted to make the giving of evidence compulsory in bankruptcy, and other cases where proceedings are on petition, by allowing exhibition of interrogatories and *viva voce* examination.

So far as bankruptcy is concerned, the memorialists seem to have overlooked or forgotten that the giving of evidence is compulsory, in this sense at least, that when parties desire it, the Court directs as a matter of course that witnesses shall be examined *viva voce*. With regard to the general proposition of making the giving of evidence compulsory where the proceedings are on petition, this is to be observed, that there is no instance in the course of practice in English Courts of justice, of compelling witnesses to give evidence when the proceeding is by petition; and for this reason, that a proceeding by petition is not a claim of a right, but an appeal to the Court *ad misericordiam*. By an action, the plaintiff claims a right; so he does by a bill; and accordingly it is his right to have the testimony of all who may have the power of giving testimony. But a petition is the solicitation of a grace—a favour at the hands of the Court, and accordingly, unless the petitioner can establish the means of establishing a ground for the grant of the favour, the Court will not grant it; neither will the Court interfere to compel the Queen's subjects to come forward with testimony to support the application for the grace of the Court: and we conceive that this practice is sound in principle. No doubt it is fitting that

attor should have the right of calling compulsorily on others to state in evidence matter essential to enable courts of justice to determine his claims to rights, either of person or of property. But when the question is, not strictly between me and others as to rights, but between me and the Court as to an indulgence, whether pending or after the decision of my strict rights, it is a strong thing to say that others should be rendered liable to compulsory attendance and the compulsory giving of testimony, in order to assist me in making out a case for favour. We, of course, apply this reasoning, not to the mere form of proceeding by petition; that is, we do not mean to say, that wherever a proceeding is by petition, there should be no compulsory evidence, but only that wherever the proceeding is, in substance, it is in most cases in Chancery, an application for an indulgence at the hands of the Court, and not for the decision of a claim of right, there is no ground for departing from the established practice of putting the petitioner to procure voluntary evidence, or to go without.

The next material suggestion is to allow affidavits to be used at the hearing of a cause, subject to the discretion of the judge.

Of this suggestion, we also entertain but very slight opinion in its present form. There are certain matters of evidence, in respect to which it is quite clear that it would be generally beneficial to allow the use of affidavits at the hearing. There are certain others, in respect to which it is equally clear that affidavits are a very objectionable kind of evidence. In the first class of cases it is quite needless to interpose the discretion of the judge; in the second it would be useless, because permission would never be granted.

## COURT OF QUEEN'S BENCH.

1st July, 1848.

The Court will, on Wednesday, 12th July instant, at eleven o'clock, to hear ARGUMENTS from the—

*Special Paper.*

Westaway v. Frost

*New Trial Paper.*

Ask v. Ashton

| Doe d. Campbell v. Hamilton

JUDGMENTS.

*New Trial Paper.*

Amont v. Langdon

Erge v. Marquis of Conyng-

ham

Hard v. Lea

Lindford v. Fitzroy

Blundell v. Drummond

Shame v. Boast

Follock v. Stables

Hilton v. Granville

*Special Paper.*

Don v. Whitehead

1 v. Bambridge

| Doe d. Patrick v. Royle

Friar v. Grey

Cousens v. Harris

*Brown Paper (nearly all which the Court have heard).*

Reg. v. Surveyor of Roads, in Preston

Same v. Woods and Forests, in Bradshaw

July 1.—Lord Denman, C. J., delivered the judgment of the Court in

The Queen v. Kensington & an.—Judgment arrested.

## Reviews.

*Bankruptcy Reform: in a Series of Letters addressed to William Hawes, Esq., Chairman of the London Committee for promoting the Amendment of the Law of Bankruptcy and Insolvency. By C. FANE, Esq., one of the Commissioners of her Majesty's Court of Bankruptcy. Printed by Order of the Committee. Letters I., II., III., IV. 1848. Pp. 27.*

*A Letter to the Lord Chancellor, on the Amendment of the Law of Bankruptcy, with Comments on the existing Regulations and Suggestions for their Improvement. By WILLIAM SIDNEY GIBSON, Esq., Barrister at Law, Registrar of the Court of Bankruptcy for the Newcastle District. 1848. Pp. 32. [H. Butterworth.*

No one has written so frequently or so pertinently on bankruptcy reform as Mr. Fane; and no one has published so many valuable suggestions in so few words. The secret of this is, that Mr. Fane never ventures to denounce an evil or propose a remedy until he has generalised his ideas on the subject-matter, and arrived at some guiding principle. The first of the letters before us is introductory, referring to the fluctuations of past legislation on the subject, and suggesting the establishment of permanent machinery for securing a regular and constant revision and reform of the law. Each of the subsequent letters is devoted to the exposition of some single but extensively important defect in the principles of the existing law of debt, and the indication of a comprehensive remedy.

The subject of the second letter is the want of a provision in our law for enabling an honest defendant at once to transfer the proceedings in an action of debt to a Court of Bankruptcy.

“Those courts have never permitted the debtor, when sued, to plead what in the vast majority of cases is his real defence, namely, that he is *unable to meet his engagements*. It is notorious, that in nineteen cases out of twenty, I might say forty-nine out of fifty, the defendant has no other defence to offer. There is nothing really in dispute. He knows that he owes the money, but he is insolvent, either in the sense of not being able to pay the debt *at once*, his means of payment being property which he cannot immediately turn into money, or in the sense of being unable to pay more than a certain number of shillings in the pound to all his creditors. In the one case his ground of resistance is, I cannot pay *now*; in the other, I cannot pay *in full at any time*. Now, that being the real truth in the vast majority of cases, one would have expected, that, if the common law really were, what some of its idolatrous worshippers would have us believe it to be, the perfection of common sense, it would enable such debtor to do what, as an honest man, he ought to do, *state the truth*. But no, the law does not permit him to do so, and never has permitted him in any period of its history. It compels him either to admit that he owes the money or to deny it. The defendant, if an honest man, feels that, if he admits that he owes the money, he will do an injustice to all his other creditors; for he will enable the creditor who has sued him to get 20s. in the pound upon his debt, and, in obtaining it, to make great havoc with his property, by selling it under a sheriff's seizure, notoriously the *most wasteful* mode of selling that can be adopted, and that, on the other hand, if he denies it, he puts a falsehood on the record.

“But perhaps it will be said, and what is the plaintiff to do? Is he to be baffled by such a statement, a statement which may be utterly false? Here again the answer is plain. The insolvent ought to support his plea, by saying that he had filed, or was preparing with all possible speed to file, on *oath*, in the proper

'Court of Bankruptcy a full and particular statement of his debts and assets. His plea ought also to be an act of bankruptcy, and should entitle the creditor, if not satisfied with the statement when filed, or if he did not choose to wait for the statement, to drop his proceedings at law and proceed in bankruptcy. The debtor's statement might show not insolvency, as it is generally understood, that is, inability to pay in full at any time, but grounds for postponing payment, or it might shew inability to pay at any time. Which ever was the case, the creditor would have a fair opportunity of forming a judgment, founded upon a document, *on oath, recorded in a court of justice*, what course he ought to pursue. If the debtor asked postponement, the creditor, having such ample means of satisfying himself that all was right, might be content to grant it. If the debtor offered a certain number of shillings in the pound, again the creditor might be willing to accept the offer. In either case the litigation would end. If the debtor were sued by another creditor, his course would be to repeat his plea, and refer to the statement already filed, and then that creditor would exercise his own discretion, as to what course he should pursue. If the second creditor was dissatisfied, or chose to have a regular investigation in the Court of Bankruptcy, he might proceed in that court.

"Of course, however, the debtor's statement, though on oath, might be wilfully false. The debtor might have inserted fictitious debts as due from him, or might have concealed some of the debts due to him, or some of his property. The check upon this offence, and the remedy for it when detected, would be to enact, that in such case any composition acceded to by the creditor under the supposition that the statement were true, should be taken only as a discharge pro tanto of his demand; that all the creditors acknowledged as such in the debtor's statement, should be deemed judgment creditors as against the debtor; and that each creditor should be at liberty to proceed against the debtor under the law of bankruptcy."

In the third letter is discussed the great and crying evil of the present system—the power which it gives to the dishonest debtor to withdraw his property from the reach of his creditors, with scarcely any fear of punishment.

"The next great error, to which I would call your attention, is also a common-law error, but is of an opposite character to the last. The last consisted in denying to the *honest* debtor the right of pleading the truth. This consists in encouraging, indeed, in tempting, the *dishonest* debtor to plead a falsehood. The last error discouraged honesty, this encourages knavery.

"This error arises from the combined action of two rules, recognised at law; the *first*, that an *admission* by a defendant *against his interest*, is evidence for the plaintiff; the second, that the creditor who *first* gets judgment and issues execution against a debtor's property, is entitled to priority of payment. The way in which these rules operate in practice to defeat justice, and give a triumph to knavery, is this: as soon as a *bona fide* creditor commences an action against a fraudulent debtor, the debtor looks out for a knave to help him. That he will soon find one, no one can doubt. 'Birds of a feather,' it is said, 'flock together;' and certainly there are few public-houses frequented by fraudulent traders in which, what political economists call, a 'skilled labourer' in the art of cheating creditors is not to be found. The 'skilled labourer' is desired to bring an action against the knavish debtor for such sum as will suffice to cover the value of the property it is wished to protect. To enable him to do so with plausibility, and to provide against ac-

cidents, an old stamp is procured, upon which a bill of exchange is written, and this bill is accepted by the supposed debtor, and handed to the supposed creditor. The action is then commenced. The defendant admits the demand. This *admission*, being presumably *against interest*, suffices to establish the plaintiff's case. Judgment is entered up. Execution issues. The sheriff seizes. The goods are valued by a sworn broker, and the sheriff passes them, by a bill of sale, to the supposed creditor. The business is concluded, and the debtor is now ready to receive his real antagonist. Meanwhile the proceedings of the *bona fide* creditor present a melancholy contrast to those of his competitor in the race for justice. Whilst the one has been speeding through the mazes of the law with the rapidity of a railway express, the other has moved, to use a phrase of Sir Walter Scott's, 'like a fly through a glue pot.' However, as there is no real defence, the *bona fide* creditor at last gets judgment, and he too, having called in the sheriff, proceeds to seize; and then, after having paid all the enormous expenses incident to the administration of justice, where justice is opposed, the fees of those who have the issue of writs, the fees of his own attorney, pleader, and counsel, of the officers of the court, of the jury, of the sheriff and his officers, he discovers that, after all this outgoing, there is no incoming, for there is nothing to seize. It is true that he may now commence a new proceeding to try the honesty of the previous seizure; but with what hope of success? In his former suit, he had to establish an affirmative, namely, that his debtor owed him so much, the evidence of which would naturally be within *his own* power, the question depending on *his own* contract; on the second occasion he would have to establish, not an affirmative, but a negative, namely, that his debtor did *not* owe a third person anything; and this he would have to do, without any evidence of *his own*, the question depending not on any contract of his, and with the evidence of the pretended debtor *directly* against him, and in the face of that rule of law which says, that the debtor's *admission* of a debt is evidence for the alleged creditor. Of course, even against such odds, he *may* succeed, but if he does it can only be because his new antagonist is a knave, and a man of straw; and of what value is success against such an antagonist? The judges may give judgment; but *can the sheriff give the fruits of it?*"

After some strictures on the rule of evidence glanced at in the above extract, Mr. Fane proceeds:—

"Then, with regard to the other rule of the common law, 'he, who *first* gets judgment, shall *first* receive payment.' Can any man be found, except perhaps some few, whom education and long familiarity with established error, have rendered incapable of taking an unprejudiced view of simple truths, who will justify it? Has not this system of priority of payment, as between creditors, been condemned everywhere but at common law? Chancery has always repudiated it in the administration of those assets which belong exclusively to Chancery jurisdiction, and which are, therefore, called equitable assets. The rule of that court is, 'equality is equity,' not 'inequality is equity.' And is not this the rule of justice and common sense? The Legislature too, in its bankruptcy and insolvency enactments, has long since repudiated the common-law rule. The very first bankrupt act, the 34 & 35 Hen. 8, c. 4, s. 1, passed three centuries ago, provided 'for *true satisfaction* and payment of the said creditors, that is to say, to every of the said creditors a portion, *rate and rate-like*, according to the *quantity* of their debts;' and such has been the bankruptcy rule ever since. It is only the common law, then, which still clings to old absurdities, still lags behind in the

'march of civilization. Surely the time is come when such inconsistencies should cease. Either equality or inequality is equity. If equality is equity, equal distribution should be the rule at law as well as in Chancery and bankruptcy. If inequality is equity, then the common-law rule should be established in Chancery and bankruptcy. It is impossible that both systems can be right.

"Then look at the practical effect of this rule of the common law. There are two great evils to guard against in the law of debtor and creditor, favouritism and downright robbery. Favouritism is, when the debtor, finding himself unable to pay all, determines to select one or more favourite creditors, and pay them in exclusion of, or to the prejudice of, the rest; robbery is, where he determines to transfer all to a sham creditor under the disguise of a legal seizure, with the view of himself enjoying all, except what it may be necessary for him to pay to the knave who assisted him. Now is it possible to conceive a system more admirably adapted to promote the success of favouritism, if that be the object, or robbery, if that be preferred, than the common-law system of preference or priority of payment? If the rule at common law were the same as the Chancery rule, or as that laid down by the Legislature for bankruptcy, the utmost that a favourite creditor would get would be his share, and to that, of course, he would be entitled; the utmost that the debtor and his co-conspirator could get, even if the conspiracy escaped detection, would be a dividend upon such sum as the co-conspirator could prove. Instead of getting the whole fund, as the conspirators do now, they would get between them part of a part, a dividend on one of many proofs. But we might justly hope, that, generally speaking, the knaves would get nothing; for a fraud must be indeed an ingenious one, which can stand the searching powers of inquiry, possessed by the Court of Bankruptcy, and the practised skill of an official assignee in hunting through books and papers and conducting such an investigation. Indeed, I cannot but think that such frauds would shortly die for want of sustenance.

"No doubt the evils incident to this unjust rule of the common law were felt in former times, but they were greatly repressed by the barbarous severity of the old law, under which the creditor, when thoroughly roused to indignation by the feeling that he had been wronged, had a sort of redress in his own hands, by throwing his debtor into prison, and, keeping him there, availing himself of the common-law maxim, 'he who cannot pay in purse, must pay in person.' And so long as the creditor had this means of resenting his wrongs, the debtor was afraid to practise a cheat, which, though not admitting of detection, exposure, and defeat by legal process, was obvious enough to the apprehension of common sense.

"Until lately, considerable difficulty was thrown in the way of these frauds in cases to which the law of bankruptcy applied, by the combined operation of two laws, one the law of arrest on mesne process, which enabled the hostile creditor easily and speedily to force his debtor to commit an act of bankruptcy, the other a law two or three centuries old, called the law of *relations to the act of bankruptcy*, which had a great effect in defeating fraudulent alienations or seizures of property *in the eve of bankruptcy*. Both those laws, however, have lately been superseded; the law of arrest in 1838, and the other in 1839; and now the bankrupt law affords no more protection to creditors against a fraudulent debtor, than the common law does.

"The remedy for this error is obvious enough, although it may appear somewhat startling to legal prejudices. It is to extend somewhat the Chancery and parliamentary rule, 'equality is equity,' and for this

'purpose to enact, that no creditor of a trader shall be allowed to take such trader's goods in execution at common law at all, but that he shall be confined to such remedies against property as the bankrupt laws may give him.

"The adoption of this remedy would at once put an end to favouritism and fraud in the great majority of cases, and would deprive the debtor of the plausible excuse for those offences which the law of seizure now furnishes. At present, if, when the debtor comes before the Court, it appears that the last remnant of his property was seized, just before his bankruptcy, and the commissioner complains, the debtor has a very plausible answer. He says, 'I was sued. I owed the money. I had no defence, and, therefore, made none. The plaintiff got judgment and seized my property. The law entitled him to do so. It was not my fault. How could I help it?' and thus he excuses the not producing even the wherewithal to pay for inquiry. The absence of assets deters creditors from accepting the office of assignee, and the debtor clears himself of all demands *unopposed* in two many cases, because no individual will pay the expense of opposition *out of his own pocket*. If, as proposed in my last letter, the right of pleading insolvency were conceded to the debtor, and, as now proposed, the power of private seizure were taken from the creditor, a debtor *breaking with nothing would be without excuse*. He could not account for the vanishing of the whole of his property, except by acknowledging that he had *voluntarily* transferred it, which would justly subject him to punishment."

The last letter is aimed at the abuses of the machinery, or rather at the machinery itself, by which the judgments of courts of law are put in force—the system of sheriffs and sheriffs' officers. We have only space for the suggestion of a remedy.

"We have traced the evil to its source. It is there the remedy should be applied. **ABOLISH THE FEE SYSTEM.** Abandon irregular remuneration as the stimulant to exertion, and rely on proper salaries, sense of duty, and hopes of promotion, as a sufficient substitute. Take a leaf out of the book of that enlightened statesman Sir Robert Peel; and as he substituted a paid and disciplined *criminal* police for the old parish watchman, the parish constable, and the police who hung about the police courts, so let us substitute a *civil* police, as regularly paid and disciplined, for sheriffs, under-sheriffs, bailiffs, and followers. One excellent result of such a measure would be, that the two bodies of police would mutually aid each other, and that good conduct in that body, in which the remuneration would of course be less, might be rewarded by promotion to the other. Another result might be, that we might cease to hear that an Englishman's house was his castle! against the officers of justice! for when the officers of justice were public servants regularly paid, clothed in uniform, and disciplined, surely no man would be allowed to shut his doors against them as if they were robbers. To the common objection, the expense, the obvious answer is, the present system is indirectly more expensive than any that could be substituted for it. But a better answer would be, industry is the real wealth of society; and, as the only way to encourage industry is to protect it, it follows that no expense can be too great which will effectually attain that end. The losses sustained by the industrious classes through bad debts have been estimated at twenty-five millions a year; and these losses may be justly attributed more to bad laws and bad execution of laws than to any other cause. The expense, however, might be amply provided for by a moderate per centage upon the proceeds of property sold."

Want of space compels us to notice Mr. Gibson's letter more briefly than it deserves. It contains many suggestions evidently resulting from considerable experience and reflection, and well deserving of attention. We are not, however, inclined to agree with Mr. Gibson in condemning the principle of private trusts for the benefit of creditors, though the present state of the law on the subject is far from satisfactory:—

"The disadvantages of these private arrangements are innumerable, to say nothing of the costly difficulty of procuring the consent of creditors to such a mode of composition. Sometimes it is discovered, after the waste of a considerable portion of the money which should go into the pockets of the creditors, that these difficulties are insuperable, and the attempted arrangement resolves itself into a bankruptcy. Under these trusts inquiries cannot be satisfactorily conducted, there are no powers to sift suspicious and fraudulent transactions, no speedy means of compelling third parties to account or surrender property. Favours and priorities, though unknown to the bankruptcy laws, are nevertheless given to induce particular creditors more obstinate or grasping, or justly indignant, than the rest, to come into the arrangement. There is not sufficient check upon the trustees, nor is there power to insure vigilant exertion, speedy division, or (without a suit in equity) any division at all. Trusts of magnitude, it is true, generally fall into the hands of a higher class of merchants and traders, who are incapable of improper conduct, but in perilous times even their own position is not in every case secure; while in the smaller class of cases, the trustee is generally a man of straw, or a creditor who, on becoming 'trustee,' possesses himself of the property, and never thinks of dividing it, secure in the panoply of his own poverty from the costly shafts of the superior courts at Westminster. It is needless to cite instances in which, where a failing trader has chosen to constitute a trustee for the benefit (so called) of the creditors, and is himself shortly afterwards driven to seek protection under a *stat*, having, probably, nothing for his creditors but the book debts which the trustee was unable to collect, it is found that the respectable trustee has possessed himself of the tangible funds, while the assignees dare not bring, or have not the means to indemnify them for bringing, an action against him, and he, accordingly, remains in possession of the creditor's money, defying them, the Court of Bankruptcy, and the law."

Mr. Gibson urges, what the leading merchants of the city long ago recommended, the registration of all mortgages, assignments, bills of sale, charges, and other securities given by debtors, in order that creditors may have the means of ascertaining the true position of the man they are trusting.

### London Gazettes.

TUESDAY, JULY 4.

#### BANKRUPTS.

**WILLIAM CLUNES**, Brydges-st., Covent-garden, Middlesex, pawnbroker, dealer and chapman, July 12 at 12, and Aug. 12 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Brundrett & Co., Temple.—Fiat dated June 28.

**JOHN LUCAS**, Cardiff, Glamorganshire, general shopkeeper, dealer and chapman, (surviving partner of Joseph Brown, with whom he traded under the style or firm of Brown & Lucas), July 20 at 11, and Aug. 18 at half-past 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Brittan & Sons, Bristol; White & Co., Bedford-row, London.—Fiat dated June 28.

**THOMAS RAYBOULD**, Brockmoor, Kingswinford, Staffordshire, miller and maltster, dealer and chapman, July 12 and Aug. 5 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Collis & Bush, bridge, Worcester-shire.—Fiat dated June 30.

**JAMES WOODHILL**, Clifton, Bristol, jeweller, dealer and chapman, July 18 and Aug. 15 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. King, Bristol; Jones & Co., Crosby-square, London.—Fiat dated June 28.

**FRANCIS ROBERT STRADLING**, Glastonbury, Somersetshire, apothecary, July 20 and Aug. 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Nash & Bush, Glastonbury, Somersetshire; Brydges & Co., Red Lion-sq., London.—Fiat dated June 29.

**RICHARD YARNALL**, Newport, Monmouthshire, gardener, seedsman, and florist, dealer and chapman, July 11 at 12, and Aug. 17 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Jones & Son, Bristol; Meredith & Co., Lincoln's-inn, London.—Fiat dated June 30.

**FRANCIS COWLYN**, Devonport, Devonshire, mercer and tailor, dealer and chapman, July 12 at 11, and Aug. 10 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Newman; Sols. Chapman, Devonport; Galsworthy & Nichol, No. 9, Cook's-court, Lincoln's-inn, London.—Fiat dated June 26.

**JOHN CARDEN**, Birkenhead, Cheshire, and Liverpool, auctioneer and broker, general and commission merchant and trader, dealer and chapman, July 18 and Aug. 11 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Brown, Liverpool; Wilkin, Furnival's-inn, London.—Fiat dated June 29.

**JOHN SAWLEY WHITAKER**, Salford, Lancashire, wine and spirit dealer, victualler, dealer and chapman, July 14 and Aug. 4 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Heath, Manchester; Jacques & Co., Ely-place, London.—Fiat dated June 28.

**GEORGE DRABBLE**, Manchester, wine and spirit merchant, publican, dealer and chapman, July 17 and Aug. 7 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Morris, Manchester; Gregory & Co., 1, Bedford-row, London.—Fiat dated June 28.

**JANE PARKER**, Gosmargh with Newbham, Lancashire, innkeeper, dealer and chapman, July 14 and Aug. 4 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Turner & Son, Preston; Norris & Co., 21, Bedford-row, London.—Fiat dated June 30.

#### MEETINGS.

**Wm. Patrick**, Farnham, Surrey, builder, July 15 at 11, Court of Bankruptcy, London, last ex.—**John Haddock**, Bury St. Edmunds, Suffolk, pawnbroker, July 22 at 11, Court of Bankruptcy, London, last ex.—**John Webb**, Luton, Bedfordshire, straw plait dealer, July 14 at 2, Court of Bankruptcy, London, last ex.—**Chas. L. Jones** and **Robt. Cole**, Oxford, Middlesex, chessmongers, July 25 at 1, Court of Bankruptcy, London, and ac. joint est.; and div. sep. est. of **R. Cole**—**John Vaughan**, High Holborn, Middlesex, leather dresser, July 25 at 12, Court of Bankruptcy, London, and ac.—**John Baker**, George-st., Hanover-sq., Middlesex, tailor, July 25 at 11, Court of Bankruptcy, London, and ac.—**James Stopford**, Austin-frirs, London, merchant, July 26 at 11, Court of Bankruptcy, London, and ac.—**James Strong**, Abingdon, Berkshire, wine merchant, July 26 at 11, Court of Bankruptcy, London, and ac.—**John W. Hooper**, White cottage, Holloway-road, Islington, Middlesex, stationary, July 26 at 12, Court of Bankruptcy, London, and ac.—**Charles Rowcroft**, Paulton-sq., Chelsea, Middlesex, bookseller, July 26 at 11, Court of Bankruptcy, London, and ac.—**Richard Grimby**, Banbury, Oxfordshire, wine merchant, July 26 at 11, Court of Bankruptcy, London, and ac.—**Samuel Berry**, Ipswich, Suffolk, licensed victualler, July 26 at 12, Court of Bankruptcy, London, and ac.—**James Soutter** and **Wm. F. Hammond**, Spread Eagle Works Causeway, Limehouse, Middlesex, engineers, July 26 at 12, Court of Bankruptcy, London, and ac.—**Hen. Regless**, **Frederick Skervatt**, and **Robert Bougfield**, St. Martin's-lane, Charing-cross, Middlesex, woollen drapers, July 26 at 12, Court of Bankruptcy, London, and ac.—**Thomas Twinnison**, Salford, Lancashire, wood turner, July 26 at 12, District Court of Bankruptcy, Manchester.

and. ac.; July 27 at 12, div.—*Edw. Bundell*, Samsbury, Lancashire, innkeeper, July 25 at 12, District Court of Bankruptcy, Manchester, and. ac.; at half-past 12, div.—*Rob. W. Barnes*, Stockport, Cheshire, cabinet maker, July 26 at 11, District Court of Bankruptcy, Manchester, and. ac.; July 27 at 11, div.—*Jas. Hudson* and *Jas. Broadbent* the younger, Gale, near Littleborough, and Manchester, calico printers, July 26 at 1, District Court of Bankruptcy, Manchester, and. ac.; July 27 at 1, div.—*Mary Warburton*, Bury, Lancashire, hat manufacturer, July 27 at 12, District Court of Bankruptcy, Manchester, and. ac.—*Richard Yates* and *Thomas H. Williams*, Manchester, merchants, July 26 at 12, District Court of Bankruptcy, Manchester, and. ac.; July 27 at 12, div.—*T. Ashworth* and *M. S. Keyworth*, Manchester, common brewers, July 25 at 11, District Court of Bankruptcy, Manchester, and. ac.—*J. L. Norton*, Birmingham, stationer, July 26 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.; July 27 at half-past 10, div.—*Francis J. Smith*, Ecclestone, Staffordshire, carrier, July 27 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Thomas Clett*, Leamington Priors, Warwickshire, tea dealer, Aug. 2 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Wm. Lodge*, Birmingham, stone mason, July 27 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Geo. Meeks*, Birmingham, hardware dealer, July 26 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Wm. Broomhead*, Birmingham, and Sheffield, merchant, July 29 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.; Aug. 2 at half-past 10, div.—*C. Walker*, Birmingham, maltster, July 26 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*George Sharlow* and *Jas. Bradshaw*, Stone, Staffordshire, shoe manufacturers, July 26 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Jas. Whitehead* and *Samuel Doyle*, Boston, Lincolnshire, glovers, July 28 at 11, District Court of Bankruptcy, Nottingham, and. ac.—*Thomas Edwards*, Burslem, Staffordshire, manufacturer of earthenware, July 25 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Chas. Norton*, Ellesmere, Shropshire, miller, Aug. 1 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Sam. Asbery*, Handford, Trentham, Staffordshire, brick manufacturer, July 25 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Thos. Shipman* the younger, *Wm. Birks*, and *Benjamin Shipman*, Nottingham, lace manufacturers, July 28 at 11, District Court of Bankruptcy, Nottingham, and. ac.—*A. Dunn*, Hedon in Holderness, Yorkshire, attorney at law, July 26 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.—*Robert Thompson*, Basingstoke, Southampton, stone mason, July 25 at half-past 11, Court of Bankruptcy, London, div.—*Chas. Smith*, Burwood-house, Avenue-road, St. John's Wood, Middlesex, builder, July 25 at 12, Court of Bankruptcy, London, div.—*John Johnson*, Chelmsford, Essex, grocer, July 25 at 1, Court of Bankruptcy, London, div.—*John Goodhops*, Aldersgate-st., London, and Princess-street, Marylebone, Middlesex, furnishing undertaker, July 25 at 11, Court of Bankruptcy, London, div.—*Thos. D. Latham* and *Jos. Perry*, Devonshire-st., London, merchants, July 25 at 2, Court of Bankruptcy, London, fin. div.—*Francis Keeceven*, Camden-st., Camden-town, Middlesex, builder, July 9 at 2, Court of Bankruptcy, London, div.—*Wm. Morgan*, Liverpool-st., London, and Farnham-place, Old Gravel-lane, Surrey, *G. R. Roach* and *G. Morgan*, Liverpool, and Tiverton, Devonshire, merchants, July 25 at 12, Court of Bankruptcy, London, fin. div. sep. est. of *G. R. Roach*.—*Thomas Crocker*, Colehill, Warwickshire, draper, July 27 at half-past 0, District Court of Bankruptcy, Birmingham, div.—*Edw. Whitcut*, Cheltenham, Gloucestershire, ironmonger, Aug. 1 at half-past 11, District Court of Bankruptcy, Bristol, div.—*H. F. Smith* and *John Hewett*, Liverpool, tailors, July 25 at 11, District Court of Bankruptcy, Liverpool, div. sep. est. of *John Hewett*.—*James Bannister* and *Binah Simpson*, Liverpool, Liverpool, div.—*Jas. Burt* and *Jas. Burt* the younger, Manchester, and *Wm. T. Watson*, Leeds, Yorkshire, commission agents, July 26 at 11, District Court of Bankruptcy, Manchester, div.—*E. Hilton* and *N. Walsh*, Over Darwen, Lancashire, paper makers, July 25 at 12, District Court of Bankruptcy, Manchester, fin. div. sep. est. of *Edward Hilton*.—*Wm. Timperley* and *Joseph Timperley*, Ashton-under-Lyme, Lancashire, linen drapers, July 27 at 11, District Court of Bankruptcy, Manchester, div. sep. est. of *Sam. Timperley*.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Edward Wells* the younger, Myddleton-pl., Sadler's-walls, Middlesex, licensed victualler, July 25 at half-past 12, Court of Bankruptcy, London.—*Rich. Grimby*, Banbury, Oxfordshire, wine merchant, July 26 at 11, Court of Bankruptcy, London.—*Jas. S. Stopford*, Austin-friars, London, merchant, July 26 at 11, Court of Bankruptcy, London.—*Jas. Strange*, Abingdon, Berkshire, wine merchant, July 25 at half-past 12, Court of Bankruptcy, London.—*Robert Kersey*, Hadleigh, Suffolk, saddler, July 26 at 12, Court of Bankruptcy, London.—*Sam. Berrey*, Ipswich, Suffolk, licensed victualler, July 26 at 12, Court of Bankruptcy, London.—*Hen. W. Hughes*, Marylebone-st., Regent-st., Middlesex, plumber, July 27 at 12, Court of Bankruptcy, London.—*Wm. B. Brodie* and *C. G. Brodie*, Salisbury, Wiltshire, bankers, July 27 at half-past 12, Court of Bankruptcy, London.—*T. Jones*, Botwright's-buildings, Hackney-road, Middlesex, grocer, July 27 at half-past 11, Court of Bankruptcy, London.—*D. J. Elster* and *J. G. Elster*, Threadneedle-st., London, merchants, July 27 at half-past 12, Court of Bankruptcy, London.—*Wm. P. Watkins*, Long Ashton, Somersetshire, cyder merchant, July 27 at 11, District Court of Bankruptcy, Bristol.—*Wm. Killard*, Swindon, Wiltshire, innkeeper, July 27 at 11, District Court of Bankruptcy, Bristol.—*Wolfe Ansell*, Pontypool, Monmouthshire, furniture broker, July 28 at 11, District Court of Bankruptcy, Bristol.—*Abraham Dunn*, Hedon, Holderness, Yorkshire, attorney at law, July 26 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*George D. Deveroux*, Loominster, Herefordshire, innkeeper, Aug. 10 at 11, District Court of Bankruptcy, Birmingham.—*Rich. Ray*, Longton, Stoke-upon-Trent, china manufacturer, July 29 at half-past 10, District Court of Bankruptcy, Birmingham.—*James W. Buss*, Bilston, Staffordshire, innkeeper, July 26 at half-past 10, District Court of Bankruptcy, Birmingham.—*G. Morrell*, Belper, Derbyshire, innkeeper, July 28 at 11, District Court of Bankruptcy, Nottingham.—*John Birch*, Liverpool, grocer, July 25 at 11, District Court of Bankruptcy, Liverpool.—*H. Evans* the younger, Penygloffa, Llanllwchaearn, Montgomeryshire, grocer, Aug. 1 at 11, District Court of Bankruptcy, Liverpool.—*John Shalleross*, Liverpool, provision dealer, Aug. 1 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 25.

*Thomas Davies*, Aberavon, Glamorganshire, draper.—*John Short*, Bristol, boot maker.—*Frederic Hill*, Montague-close, Southwark, Surrey, wharfinger.—*Henry Davey Curtis Obie*, Earl's-court, Old Brompton, Middlesex, boarding-house keeper.—*Wm. Inwards*, Luton, Bedfordshire, straw plait merchant.—*Chas. Minors Collett*, Hammersmith, Middlesex, attorney.—*Wm. Dyson*, Wakefield, Yorkshire, grocer.—*Altkinson Wilkin*, Camberwell, Surrey, merchant.—*Francis Marcelles Luckman*, Broughton, Manchester, and Liverpool, linen draper.—*Jos. Parker*, Blackburn, Lancashire, grocer.—*Stephen Smith*, Bradford, Berkshire, miller.—*Martin Cawood*, Leeds, Yorkshire, iron founder.—*Jos. Dean Whitaker*, Manchester, merchant.—*Alfred Lockwood*, Woodbridge, Suffolk, builder.—*Henry Tabrum*, Queen's Head-yard, Southwark, Surrey, hop merchant.

## PARTNERSHIP DISSOLVED.

*Richard Armitstead* and *John Musgrave*, Whitehaven, Cumberland, attorneys and solicitors.

## SOURCES SEQUESTRATIONS.

*Jas. Robinson*, jun., Dysart, Fifeshire, iron merchant.—*T. Allen*, East Linton, grocer.—*W. Buchanan & Co.*, Glasgow, painters.—*James McLeod*, Glasgow, bookseller.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Robert Blake* the younger, Crickdale, Wiltshire, cattle dealer, July 21 at 11, County Court of Wiltshire, at Swindon.—*Wm. Griffiths*, Liverpool, ironmonger, July 10 at 10, Liverpool District County Court, at Liverpool.—*Wm. Leese*, Huddersfield, Yorkshire, band manufacturer, July 27 at 10, County Court of Yorkshire, at Huddersfield.—*George Henry Hague*, Gorton, Lancashire, schoolmaster, July 14 at 1,

County Court of Lancashire, at Manchester.—*Wm. Douglas*, Manchester, grocer, July 14 at 1, County Court of Lancashire, at Manchester.—*George Leech*, Manchester, green grocer, July 14 at 1, County Court of Lancashire, at Manchester.—*John Shaw*, Manchester, shoemaker, July 14 at 1, County Court of Lancashire, at Manchester.—*James Connor*, West Orchard, Coventry, house painter, July 18 at 9, County Court of Warwickshire, at Coventry.—*Israel Harvey*, Cambridge, paper damper in the Cambridge University printing office, July 17 at 11, County Court of Cambridgeshire, at Cambridge.—*Wm. Watkin*, Salford, shop keeper, July 19 at 12, County Court of Lancashire, at Salford.—*John Wood*, Torquay, Tormoham, Devonshire, waiter, July 15 at 11, County Court of Devonshire, at Newton Abbot.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*July 18 at 11, before Mr. Commissioner HARRIS.*

*Vincent Price*, Wardour-st., Soho, and St. Martin's-lane, Middlesex, straw bonnet maker.—*Wm. Hands*, Charles-st., Greenfield-st., Whitechapel-road, Middlesex, baker.—*George Debnam*, Tottenham-court-road, Middlesex, straw hat manufacturer.—*Jas. Atherton*, Quickest-row, New-road, Middlesex, wholesale confectioner.—*Ed. Alfred Foley*, Devonshire-st., Portland-place, Middlesex, sculptor.—*Wm. Weeden* the younger, Marlborough-cottage, Marlborough-road, Old Kent-road, Surrey, clerk in the Income Tax Office, Somerset House.—*Wm. Saunders*, Nichols-square, Hackney-road, Middlesex, clerk to a warehouseman.—*Fred. Preston*, Bark-place, Baywater, Middlesex, out of employ.

*July 19 at 10, before Mr. Commissioner LAW.*

*John Beard*, Deptford, Kent, undertaker.

*July 19 at 10, before Mr. Commissioner PHILLIPS.*

*James Duncombe*, Red Lion-square, Middlesex, attorney at law.—*Ed. Hill*, The Plain, Wandsworth, Surrey, out of business.

*July 20 at 11, before the CHIEF COMMISSIONER.*

*Thomas Benton Manton*, Woolwich, Kent, out of employ.—*Wm. Hen. Unwin*, White Raven-terrace, Oxford-st., Mile-end, Middlesex, bricklayer.—*Albert Jas. Taylor*, New Brentford, Middlesex, corn salesman.—*Mark Francis Alex. Caulfield Kerr*, Beaumont-st., Cavendish-square, St. Marylebone, Middlesex, following no business.—*Henry Hutchins Blacklin*, Windsor-terrace, City-road, Middlesex, clerk to a warehouseman.—*Fred. Boileau*, Ashley-crescent, Shepherdess-walk, City-road, Middlesex, die sinker.—*Geo. Fred. Stephens*, Deptford, Kent, carter.

*Saturday, July 1.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*Thos. Potter Burbury*, Kidderminster, Worcestershire, attorney at law, No. 69,525 C.; *Jos. Willey*, assignee.—*Joseph Cook*, Wellgate, Clitheroe, Lancashire, labourer, No. 69,388 C.; *John Arkwright*, assignee.—*Nathan Birchall*, Preston, Lancashire, licensed victualler, No. 69,560 C.; *James Walker* and *Evan Caunce*, assignees.—*Thos. Yolland* the younger, Cromer-st., Brunswick-square, Middlesex, painter, No. 58,232 T.; *Richard Watts*, assignee.—*John Wright*, Lutterworth, Leicestershire, miller, No. 69,059 C.; *John Oliver* and *Wm. Buswell*, assignees.—*John Keene*, Painawick, Gloucestershire, licensed victualler, No. 69,551 C.; *Henry Hawkins*, assignee.—*Geo. Pocock*, Bristol, schoolmaster, No. 69,223 C.; *John Baker*, assignee.

*Saturday, July 1.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*George Arnold*, Berner's-street, Oxford-street, Middlesex, glover: in the Debtors Prison for London and Middlesex.—*Henry Wright*, Rydon-terrace, Shepherdess-walk, City-road, Middlesex, out of employment: in the Debtors Prison for London and Middlesex.—*Thomas Cheekley*, Great Peter-street, Westminster, Middlesex, dealer in marine stores: in the

Debtors Prison for London and Middlesex.—*Elizabeth Leggetter*, widow, North-row, Edmonton, Middlesex, landress: in the Debtors Prison for London and Middlesex.—*Isabella Larbalesher*, Fore-street, Cripplegate, London, furrier: in the Debtors Prison for London and Middlesex.—*Edward Heywood Dabby*, Pleasant-row, Old Kent-road, Surrey, baker: in the Gaol of Horsemonger-lane.—*E. Goddard*, Pombury-place, Vauxhall-bridge-road, Middlesex, commission agent: in the Debtors Prison for London and Middlesex.—*H. Mullin*, Hendon, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Benj. Nelson Ewer*, High-street, Wapping, Middlesex, butcher: in the Debtors Prison for London and Middlesex.—*George Cocks Frost*, Artillery-passage, Artillery-ground, Spitalfields, Middlesex, eating house-keeper: in the Debtors Prison for London and Middlesex.—*G. H. Tolken*, Arms-terrace, Coburg-road, Old Kent-road, Surrey, clerk: in the Debtors Prison for London and Middlesex.—*Charles Messina*, Bentley's-terrace, Islington, Middlesex, French teacher: in the Debtors Prison for London and Middlesex.—*Saml. Canton*, Minorities, Middlesex, sponge dealer: in the Debtors Prison for London and Middlesex.—*Ja. W. Winter*, Frederick-street, Hampstead-road, Middlesex, commercial clerk: in the Debtors Prison for London and Middlesex.—*Edward King*, Henry-street, Hampstead-road, Middlesex, furniture broker: in the Debtors Prison for London and Middlesex.—*Thos. P. Crowley*, Gracechurch-street, London, out of business: in the Debtors Prison for London and Middlesex.—*Joseph Schneiders*, Artillery-passage, Whitegate-st., Bishopsgate-street, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Montague Moss*, Waterloo-road, saloon keeper: in the Queen's Prison.—*F. Harris*, Verulam-buildings, Gray's-inn, Middlesex, attorney at law: in the Queen's Prison.—*Joseph Henry Spicer*, Rogers' Villas, cottages, Kentish-town, Middlesex, architect: in the Debtors Prison for London and Middlesex.—*Charles Dowling* the elder, White Hart-place, Lower Kennington-lane, Surrey, seller of bread and flour: in the Debtors Prison for London and Middlesex.—*Samuel Winmill*, Crescent, Lower Edmonton, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*James John Daw* the elder, East-street, Walworth, Surrey, sauce manufacturer: in the Debtors Prison for London and Middlesex.—*John Edmunds*, Regent-terrace, Queen's-road, Dalston, Middlesex, assistant to a stationer: in the Debtors Prison for London and Middlesex.—*Wm. G. Norris*, Sidney-place, King's-road, Chelsea, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*James John Daw* the younger, Ebenezer-place, Blue Anchor-road, Bermondsey, Surrey, out of business: in the Debtors Prison for London and Middlesex.—*J. B. Ash*, Erith, near Gravesend, Kent, attorney at law: in the Queen's Prison.—*Wm. S. Dove*, Dartford, Kent, grocer: in the Gaol of Surrey.—*John Keene*, London-street, Fitzroy-square, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Henry Ripscher*, Cornwall-terrace, Camden New-town, Middlesex, grocer: in the Debtors Prison for London and Middlesex.

*(On Creditor's Petition).*

*Thomas White*, Cornhill, London, chemist: in the Debtors Prison for London and Middlesex.

*(On their own Petitions).*

*Chas. R. Canes*, St. Thomas the Apostle, Devonshire, carpenter: in the Gaol of St. Thomas the Apostle.—*Edw. Hall*, Kingston-upon-Hull, out of business: in the Gaol of Kingston-upon-Hull.—*Samuel Ashford*, Aston, Warwickshire, brick maker: in the Gaol of Coventry.—*George Lewis*, Broadwater, near Worthing, Sussex, in no business: in the Gaol of Petworth.—*Daniel Brown*, Biddulph, near Congleton, Staffordshire, stonemason: in the Gaol of Stafford.—*Wm. Trenchiff*, Hamel, near Burslem, Staffordshire, weighing machine-keeper: in the Gaol of Stafford.—*John Willett*, Witney, Oxfordshire, licensed victualler: in the Gaol of Oxford.—*James Pickford*, Heaton Norris, near Manchester, plumber: in the Gaol of Lancaster.—*John Rostrom*, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*Thomas Werber*, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*Robert Milligan*, Peterborough, Northamptonshire, tea dealer: in the Gaol of Northampton.—*John Davison*, Langlands Marton, near Middlesbrough, Yorkshire, brick maker: in the Gaol of York.—*George R. Gliddon*, Exeter, out of business: in the Gaol of Exeter.—*Saml. Keene*, Coventry, Wa-



wickshire, ironmonger: in the Gaol of Coventry.—*Geo. Gardner*, Kingstanley, Gloucestershire, cattle dealer's assistant: in the Gaol of Gloucester.—*George Graydon*, Pudsey, near Leeds, Yorkshire, cloth weaver: in the Gaol of York.—*Thos. Wilcock*, Windhill, near Bradford, Yorkshire, out of business: in the Gaol of York.—*John Henry Corbet*, Manchester, manager of the City Theatre at Manchester: in the Gaol of Lancaster.—*W. W. Hall*, Liverpool, butcher: in the Gaol of Lancaster.—*Goodman Jones*, Liverpool, shopman: in the Gaol of Lancaster.—*Robt. Lawe*, Hulme, Manchester, travelling draper: in the Gaol of Lancaster.—*Robert Mitchell*, Liverpool, tailor: in the Gaol of Lancaster.—*Henry Room*, Liverpool, paint manufacturer: in the Gaol of Lancaster.—*Elijah Stanley*, Hulme, Manchester, boot maker: in the Gaol of Lancaster.—*Sir H. V. Huntley, Knt.*, Tonbridge-wells, Kent, commander in her Majesty's Royal Navy, on half-pay: in the Gaol of Maidstone.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*July 18 at 11, before the CHIEF COMMISSIONER.*

*James H. Horres*, Aldersgate-street, London, labourer.—*John Haws*, Upper Holloway, Middlesex, out of business.—*H. A. Smith*, Upper Norton-street, Fitzroy-square, Middlesex, modeller.—*Henry Bismore*, Oxford-street, Middlesex, coffee-house keeper.—*C. W. Male*, Upper Cross-street, Islington, Middlesex, watch maker.

*July 19 at 11, before the CHIEF COMMISSIONER.*

*James Searle*, Anne-street, Grundy-street, Poplar New-town, Middlesex, in no business.

*At the County Court of Warwickshire, at WARWICK, July 21 at 10.*

*Joseph Gibbs*, Studley, shoemaker.—*Thomas French*, Birmingham, out of business.

*At the County Court of Warwickshire, at COVENTRY, July 18.*

*Samuel Keene*, Coventry, ironmonger.

#### MEETINGS.

*W. Watson*, Commercial-place, Kentish-town, Middlesex, ironmonger, July 21 at 12, Court-house, Portugal-street, Lincoln's-inn-fields, London, pr. d.—*Richard Johnson*, Garden-terrace, and Hull-street, City-basin, St. Luke's, Middlesex, earthenware dealer, July 20 at 12, W. & E. Clarke's, Longton, Staffordshire, sp. aff.

#### FRIDAY, JULY 7.

##### BANKRUPTS.

**JOSEPH SPURRIER PEIRCE**, Southampton, saddler, harness maker, and whip seller, July 14 and Aug. 18 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Sowton, 27, Great James-street, Bedford-row.—Fiat dated July 3.

**GEORGE PERIGAL and CHARLES BRADY**, Clement's-lane, Lombard-st., London, wine merchants, July 14 at 12, and Aug. 18 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Murray, 11, London-st., Fenchurch-st., London.—Fiat dated July 4.

**WILLIAM CHAMBERS**, Blackman-st., Newington, Surrey, carpenter and undertaker, July 14 at 12, and Aug. 16 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Fesenmeyer, 23, Bedford-row.—Fiat dated July 4.

**ROBERT JOHNSTON**, Savage-gardens, London, and Aberdeen, North Britain, merchant and ship owner, July 18 at 11, and Aug. 23 at half-past 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Hudson, 2, Bloomsbury-sq., London.—Fiat dated July 3.

**JAMES SWINBURN**, Ledbury-terrace, Westbourne-grove West, Notting-hill, Middlesex, builder, July 18 at half-past 1, and Aug. 12 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. May, 14, Queen-square.—Fiat dated July 4.

**THOMAS KEMP**, Birmingham, builder, dealer and chapman, July 15 at half-past 10, and Aug. 10 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Tarleton, Birmingham.—Fiat dated June 30.

**PETER FISHER**, Bristol, ironmonger, cutler, and hardware-man, July 20 at 11, and Aug. 17 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Peters & Co., Bristol; Jones & Co., Crosby-square, London.—Fiat dated June 26.

**ISAAC ROWE BECKFORD**, Plymouth, Devonshire, retailer of beer and traveller, dealer and chapman, July 19 at 11, and Aug. 17 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-st., London.—Fiat dated July 3.

**JAMES COOP**, Raddcliffe, Lancashire, timber merchant, joiner, and builder, July 19 and Aug. 9 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Lincoln's-inn-fields, London.—Fiat dated June 30.

#### MEETINGS.

*Chas. L. Jones and Rob. Cole*, Oxford-street, Middlesex, cheesemongers, July 17 at 12, Court of Bankruptcy, London, last ex.—*Lyon Samuel*, Bury-street, St. Mary-axe, London, silversmith, July 17 at 1, Court of Bankruptcy, London, last ex.—*John Lewer*, Portsea, Southampton, carpenter, July 18 at 2, Court of Bankruptcy, London, last ex.—*John Ellis*, Preston, Lancashire, cotton spinner, July 18 at 12, District Court of Bankruptcy, Manchester, last ex.—*J. Smith*, Macclesfield, Cheshire, railway contractor, July 19 at 12, District Court of Bankruptcy, Manchester, last ex.—*J. Broadbent and J. Hughes*, Walmerley-cum-Shuttleworth, Lancashire, paper makers, July 20 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Bush*, Darkhouse-lane, Billingsgate, London, coffee-house keeper, July 28 at half-past 1, Court of Bankruptcy, London, aud. ac.—*John Johnson*, Gt. Winchester-st., London, merchant, July 20 at half-past 12, Court of Bankruptcy, London, aud. ac.—*George Hackleton Crouther*, Warrington, Lancashire, stationer, July 29 at 11, District Court of Bankruptcy, Manchester, aud. ac.—*Samuel Hawley*, Ashton-under-Lyne, Lancashire, provision dealer, July 29 at 12, District Court of Bankruptcy, Manchester, aud. ac.; July 31 at 11, div.—*Nathaniel Batho*, Manchester, machine maker, July 28 at 1, District Court of Bankruptcy, Manchester, aud. ac.—*Saml. Stocks and M. L. Tsit*, Manchester, and Heaton Mersey, Lancashire, bleachers, July 29 at 11, District Court of Bankruptcy, Manchester, aud. ac.—*Wm. Edmond*, Bombay, East Indies, and *Thomas Edmond*, Liverpool, merchants, July 28 at 12, District Court of Bankruptcy, Manchester, aud. ac.; July 29 at 12, div.—*George Blake and Jas. Blake*, Liverpool, and Dublin, soap manufacturers, July 28 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*John Harland*, Marrick, Yorkshire, banker, July 31 at 12, District Court of Bankruptcy, Leeds, aud. ac. and div.—*Rowland Evans, John F. Skinner, Zachary Langton, and Thomas Foster*, Barge-yard, Bucklersbury, London, East India merchants, July 28 at 11, Court of Bankruptcy, London, div.—*Thomas Burton*, Commercial-road, Lambeth, Surrey, builder, July 28 at 1, Court of Bankruptcy, London, div.—*Robt. Weatherhog and Richard Weatherhog*, Stone, Kent, farmers, July 28 at 12, Court of Bankruptcy, London, div.—*John O'Donnell*, Sidney-street, Chelsea, Middlesex, bricklayer, July 28 at 11, Court of Bankruptcy, London, div.—*Alas. MacNaughtane Paterson, John Walker, James Boydell, and Chas. B. T. Roper*, Kingswinford, Staffordshire, ironfounders, July 27 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; Aug. 1 at 11, div.—*Stephen Chappel and James Chappel*, Hunslet, Leeds, earthenware manufacturers, Aug. 11 at 10, District Court of Bankruptcy, Leeds, div.—*Wm. Broadbent*, Delph, Yorkshire, cloth merchant, Aug. 4 at 10, District Court of Bankruptcy, Leeds, div.—*Richard Smith*, Bazenden, and *Milton Smith*, Manchester, calico printers, July 28 at 12, District Court of Bankruptcy, Manchester, div.—*Robert Webster*, Preston, Lancashire, linen draper, July 28 at 11, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Alex. Carroll* the younger, Strand, Middlesex, newspaper proprietor, July 28 at 12, Court of Bankruptcy, London.—*Chas. Rowcroft*, Paulton-square, Chelsea, Middlesex, bookseller, July 28 at 2, Court of Bankruptcy, London.—*Thos. C. Knight*, Fort-street, Spital-square, Middlesex, undertaker, July 28 at half-past 2, Court of Bankruptcy, London.—*Thos.*

*Berkwood*, Shadwell Dock-street, Middlesex, ship chandler, July 28 at 1, Court of Bankruptcy, London.—*Jas. Carter*, Swaffham Bulbeck, Cambridgeshire, grocer, July 29 at 1, Court of Bankruptcy, London.—*F. G. Klingelhoefer*, Old Broad-street, London, merchant, July 28 at half-past 12, Court of Bankruptcy, London.—*Wm. Ker*, New-inn-yard, Tottenham-court-road, Middlesex, cabinet maker, Aug. 2 at 12, Court of Bankruptcy, London.—*Thomas Hair*, Miles-street, South Lambeth, Surrey, attorney at law, July 31 at half-past 1, Court of Bankruptcy, London.—*John Worsley*, Preston, Lancashire, cotton spinner, July 28 at 11, District Court of Bankruptcy, Manchester.—*Adam Marsland*, Maclefield, Cheshire, silk manufacturer, July 28 at 12, District Court of Bankruptcy, Manchester.—*Wm. Jones*, Manchester, stationer, July 29 at 11, District Court of Bankruptcy, Manchester.—*Thomas Browne*, Limerick, Ireland, draper, July 28 at 11, District Court of Bankruptcy, Manchester.—*John Child*, Wakefield, Yorkshire, grocer, Aug. 4 at 10, District Court of Bankruptcy, Leeds.—*George Oddy* the younger, Dudley-hill, Bradford, Yorkshire, innkeeper, Aug. 4 at 11, District Court of Bankruptcy, Leeds.—*John Holmes*, Sheffield, Yorkshire, cutlery manufacturer, Aug. 5 at 10, District Court of Bankruptcy, Sheffield.—*Samuel Mayer*, Burslem, Staffordshire, earthenware manufacturer, Aug. 8 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 28.*

*Wm. Mills*, Foster-lane, London, glove manufacturer.—*Wm. Wright*, Holland-road, Brixton, Surrey, builder.—*Ed. Hughes*, Liverpool, grocer.—*Jas. Gray* the younger, Liverpool, metal broker.—*Sam. Asbury*, Handford, Trentham, Staffordshire, brick manufacturer.—*Theodor Martens*, Middlesborough, Yorkshire, merchant.—*Maria Birdfield*, Emacote, Warwickshire, brass founder.—*Wm. Harwood*, Bristol, merchant.—*Wm. Davis*, Abercarn, Monmouthshire, tin plate manufacturer.—*Thos. King Greenbank*, Manchester, tobacconist.—*John Arnell*, Stanhope-st., Hampstead-road, Middlesex, corn merchant.—*Wm. Thos. Horsey*, Manchester, calendarer.—*Hannah Prosser*, Wigmore-st., Cavendish-square, and *Ann Prosser*, Mount-st., Grosvenor-square, Middlesex, milliners.—*Geo. Hawkins*, Bristol, victualler.—*Jos. Wilson Brooke* and *Joseph Wilson*, Liverpool, merchants.—*Philip Stuart Peake Martin*, Halsted, Essex, iron manufacturer.—*J. Robinson*, Birmingham, cut nail manufacturer.—*J. Lawrie*, Liverpool, coal merchant.—*Jonathan Beckett*, Liverpool, ironmonger.

#### FIAT ANNULLED.

*John Beynon*, Swansea, Glamorganshire, iron merchant.

#### PARTNERSHIPS DISSOLVED.

*Henry Bishop* and *Wm. Wells*, Dursley, Gloucestershire, attorneys and solicitors.—*R. B. Barrow* and *M. Kelham*, Southwell, Nottinghamshire, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Alex. Gair*, deceased, Tain, agent for the British Linen Company.—*Alex. Gordon*, Paisley, dyer.—*Robert Mitchell Walker*, Edinburgh, printer.—*Adams & Hamilton*, Glasgow, manufacturers.—*Adam Thomson*, Edinburgh, stabler.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Jos. Loveys*, Bowden-farm, Christow, Devonshire, out of business, July 14 at 10, County Court of Devonshire, at Exeter.—*Wm. Maunders*, Exeter, baker, July 14 at 10, County Court of Devonshire, at Exeter.—*Thos. Preston*, Salford, Lancashire, clogger, July 19 at 12, County Court of Lancashire, at Salford.—*Henry Smith*, Northwich, Cheshire, tailor, July 26 at 11, County Court of Cheshire, at Northwich.—*John Smith*, Lostock Gralam, Cheshire, tailor, July 26 at 11, County Court of Cheshire, at Northwich.—*George Somers*, Newark, Nottinghamshire, stone mason, July 14 at 12, County Court of Nottinghamshire, at Newark.—*William Jasson*, Stone, Staffordshire, shoemaker, July 18 at 10, County Court of Staffordshire, at Stone.—*Thos. Hall*, Dover, Kent, victualler, July 19 at 10, County Court of Kent, at Dover.—*Jos. Goodison*, Bradford, Yorkshire, out of business, Aug. 1 at 11, County Court of Yorkshire, at Bradford.—*Wm. Innes*, Bradford, Yorkshire, beer seller, Aug. 1 at 11, County Court

of Yorkshire, at Bradford.—*David Hartley*, Great Hooton, near Bradford, Yorkshire, hawker of tins, Aug. 1 at 11, County Court of Yorkshire, at Bradford.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*July 20 at 11, before the CHIEF COMMISSIONER.*

*John Budge Abbott*, John-st., Jubilee-st., Stepney, Middlesex, clerk to a railway carrier.

*July 21 at 10, before Mr. Commissioner LAW.*

*Jos. Smith*, Arbour-st. East, Commercial-road East, Middlesex, attorney at law.—*Charles Thorp*, Princess-st., Cogan-terrace, Chelsea, and Piccadilly, Middlesex, out of business.

*July 24 at 10, before Mr. Commissioner LAW.*

*John Dunn*, Waterloo-road, Surrey, chair maker.—*Thomas Bowler*, Gay-st., Putney, Surrey, baker.

*July 24 at 10, before Mr. Commissioner PHILLIPS.*

*Thos. Munday*, Grange, Bermondsey, Surrey, tanner.—*L. Smith*, William-st., Notting-hill, Middlesex, cowkeeper.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*July 21 at 11, before Mr. Commissioner HARRIS.*

*Wm. Collins*, Norfolk-street, Poplar, Middlesex, architect.—*Chas. Hilton*, Norfolk-street, Norfolk-terrace, Lower-road, Islington, Middlesex, carpenter.—*Alfred Wade*, Earl-street, Finsbury, Middlesex, in no business.—*H. Smith*, Dornham-road, Kingsland-road, Middlesex, builder.—*C. Wm. Cook*, High Holborn, Middlesex, dealer in coals.

*July 21 at 10, before Mr. Commissioner PHILLIPS.*

*Thomas Henry Lineker*, St. Martin's-lane, Charing-cross, Middlesex, out of employ.—*Rathbone D. Hughes*, Ballinwharf, Pimlico, Middlesex, clerk to a slate merchant.—*Sam. W. Alabaster*, Heath-st., Commercial-road East, Middlesex, out of business.—*Elijah Croucher*, Broadwall, Christchurch, Blackfriars, Surrey, baker.—*Henry Edwards*, Wellington-pl., Southampton-street, Camberwell, Surrey, surgeon.—*John Blackwood*, Lambeth-road, Southwark, Surrey, linen draper.—*Jas. W. Winter*, Frederick-st., Hampstead-road, Middlesex, commercial clerk.

*July 24 at 11, before Mr. Commissioner HARRIS.*

*Charles Massina*, Bentley's-terrace, Islington, Middlesex, French teacher.

*July 24 at 10, before Mr. Commissioner LAW.*

*Benj. N. Ewer*, High-st., Wapping, Middlesex, butcher.  
*At the County Court of Lancashire, at LANCASTER, July 21 at 10.*

*Patrick Sweeney*, Liverpool, out of business.—*J. McK.*, Liverpool, tailor.—*Edward Waters*, Liverpool, clerk.—*John Ramsay*, Liverpool, japanner.—*Wm. Locke*, Openshaw, near Manchester, out of business.—*John Rostren*, Hulme, Manchester, out of business.—*Thos. Warburton*, Hulme, out of business.—*William W. Hall*, Liverpool, butcher.—*Eleazer Starmer*, Liverpool, out of business.—*Robt. Laven*, Hulme, Manchester, bonnet shape dealer.—*Henry Room*, Liverpool, farmer.—*Morris Nathan*, Manchester, out of employment.—*Owen Connolly*, Liverpool, out of business.—*John Leigh*, Liverpool, saddler.—*Robt. Mitchell*, Liverpool, tailor.—*John Bell*, Liverpool, joiner.—*Robt. Gull*, Blackburn, labourer.—*Thos. Holden*, Bolton-le-Moors, out of business.

*July 22, at the same hour and place.*

*John H. W. Lodge*, West Derby, near Liverpool, out of business.—*Bridges J. Hooke*, Hest-bank, near Lancaster, captain in her Majesty's 34th regiment of foot.—*John Herby Corbet*, Manchester, manager of the City Theatre, at Manchester.—*Joseph Sharples*, Northgate, Blackburn, licensed victualler.

*At the County Court of Warwickshire, at COVENTRY, July 18.*

*Samuel Ashford*, Birmingham, file maker.

*At the County Court of Northamptonshire, at NORTHAMPTON, July 31.*

*Robt. Milligan, Westgate, Peterborough, tea dealer.*

*At the County Court of Staffordshire, at STAFFORD, July 17 to 18.*

*Wm. Tunnickliff, Hamil, near Burslem, weighing machine keeper.—Daniel Brown, Greenway-moor, Biddulph, stone mason.*

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#### MEETING.

*Richard Dunderdale, Preston, Lancashire, out of business, Aug. 11 at 3, Blackhurst & Son's, Preston, sp. aff.*

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FREDERICK BIGG, Secretary.

**CLERICAL, MEDICAL, and GENERAL LIFE ASSURANCE SOCIETY.**

In addition to the ordinary Assurance of Healthy Lives, this Society, early in the year 1834, originated the plan of granting Policies on the Lives of Persons more or less deviating from the standard of health. Having issued one-fourth of the whole number of Policies on lives of that description, the Board have recently caused a careful investigation into this branch of the business to be made. The result of this investigation has proved highly satisfactory as to the past, and encouraging for the future. The data derived from long experience in this class of case, and exclusively available by this Society, enable the Directors to issue with confidence their conviction that the system now adopted by them for assuring Invalid Lives is as safe and beneficial as that upon which the scale for Healthy Lives is constructed.

Table of Premiums for Assuring £100 on a Healthy Life.

Age.	For 7 Years, at an Annual Payment of	For 14 Years, at an Annual Payment of	Life Rate.
	£ s. d.	£ s. d.	£ s. d.
30	1 4 1	1 6 1	2 10 4
40	1 10 4	1 13 6	3 8 8
50	2 3 10	2 13 11	4 7 3
55	3 0 4	3 13 3	5 5 0
60	4 2 8	5 1 3	6 7 2
65	5 16 3	6 19 11	7 16 9

Every description of Assurance may be effected with this Society, and Policies are granted on the Lives of Persons in any Station, and of EVERY AGE.

BONUSES.

The two first Divisions averaged 221 per Cent. on the Premium paid. The Third, 284 per Cent. The Fourth Bonus, declared January, 1849, averaged rather more than 361 per Cent.; and, from the large amount of Profit reserved for future appropriation, and other causes, the Bonuses hereafter are expected considerably to exceed that Amount. The Society's Income, which is steadily INCREASING, is now upwards of 122,000*l.* per annum.

Tables of Rates, and Forms of Proposal, can be obtained of

GEO. H. FINCKARD, Actuary.

99, Great Russell-street, Bloomsbury, London.

\*. \* The usual Commission allowed to Solicitors.

**SOLICITORS' AND GENERAL LIFE ASSURANCE SOCIETY**, 57, Chancery-lane, London.

This Society presents the following Advantages to the Assured:—

First.—The security of a large subscribed Capital.  
Second.—Exemption of the Assured from all liability.  
Third.—Tables of Premiums calculated on the true law of mortality, expressly for this Office, and affording particular advantages to young lives.

Fourth.—Participating and Non-participating Scales of Premiums. In the former the Assured are entitled to EIGHTY PER CENT. or FORTY-FIFTHS of the profits divided amongst them periodically, either by way of addition to the sum assured, or in diminution of Premium, at the option of the Assured.

Fifth.—No deduction is made from the four-fifths of the profits belonging to the Assured for interest on Capital, or Guarantee Fund.

Sixth.—No Policy disputed, except in case of fraud.

Seventh.—This Society gives a much larger share of profits to the Assured, and at a lower rate of Premium than the great majority of other Life Offices.

Eighth.—Parties wishing to assure their lives without participating in the profits can do so on a lower scale of Premiums than that of a large proportion of other Offices.

CHARLES JOHN GILL, Secretary.

\*. \* Orders for THE JURIST given to any Newsmen, or letter post-paid sent to the Office, No. 3, CHANCERY-LANE, or to STEVENS & NORTON, 26, BELL-YARD, and 194, FLEET-STREET, will ensure its punctual delivery in London, or its being forwarded on the evening of publication, through the medium of the Post Office, to the Country.

Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 7, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situated in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, July 8, 1848.

# The Jurist

No. 601—VOL. XII.

JULY 15, 1848.

PRICE 1s.

\*. \* *The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—*

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Hall Court	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act....	{ W. PATERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEAT, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JULY 15, 1848.

In our last Number we brought our consideration of the propositions of the Metropolitan and Provincial Law Association, down to the question of taking evidence by affidavit at the hearing of a cause; and we submitted, that the proposal, if carried into effect at all, should be so, by permitting affidavits in some cases as a matter of course; and that, in all others, the practice should remain as it is. The principle of evidence by affidavit is, that a willing witness is brought to say just as much truth as it is convenient for the party calling him to extract; and as he cannot be cross-examined, so, if another willing witness on the opposite side cannot be found who can either directly disprove the fact alleged by the first, or neutralise his evidence by evidence inconsistent with it, there it must rest, and the Court must act on the uncontradicted evidence, although it may be but half the truth. This mode of taking evidence, if even more imperfect than it is, might answer the purpose of motions, and such interlocutory applications, where something must be done rapidly, if at all; and where, if wrong is done, it is at least not final. But, in truth, it is really adapted for the sort of case that is usually made on motion, where the evidence required consists more frequently of a variety of facts, and, perhaps, a variety of opinions as to fact, supporting some general allegations of title and of wrong done to it, than of specific evidence supporting specific allegations of right. For instance, on motions for injunctions in railway cases, or cases of infringement of patents, and copyright, and the like,—the question of title, and of wrong done to the title, depends usually on a multitude of facts and scientific opinions, which could scarcely be anticipated by any examination, and are, therefore, much more properly at first the subject of affidavits than of evidence taken upon interrogatories;

and the same may be said of many other cases of interlocutory applications. As, what the Court has to do on such applications, is not to decide a right, but to see what shall be done pending the ultimate decision of a right, so, what it wants to gain is rather a general view of the whole *prima facie* case, than a minutely exact view of the particular parts to which the case, after all its dross has been eliminated, will ultimately be reduced. Affidavits which are in their nature wide, but somewhat loose, evidence, answer this purpose very well: probably better than any other. But for that strict inquiry which is requisite at the hearing of a cause, when the evidence must often be extracted from hostile witnesses, who must be pinned down to particulars, and where no evidence could be safely relied upon in respect of which there was not, at least, the power of cross-examination, affidavits are, from their very nature, wholly insufficient and unfit. We have no hesitation, therefore, in saying, that we condemn wholly the notion of using affidavits at the hearing in proof of facts generally. There is, however, a class of facts, namely, the execution and identification, and, perhaps, the collateral facts relating to the transmission and custody of documentary evidence, to which, evidence by affidavit might, with advantage, be applied at the hearing. Not that, in strict reasoning, these facts differ from any other facts, but that practically, as it is well known, they do so differ. Thus, affidavits which are already admissible to prove the execution of deeds, and the mere handwriting of letters, such matters, in fact, as admit not of cross-examination, might, we think, be very advantageously extended to proof of the custody of such documents; the securing or reception thereof; and the connexion thereof with particular transactions. But for examination into the acts of individuals more or less complicated, not being the mere collateral acts connected with the proof of documents, and connecting

them with the transactions in the suit, we submit that affidavits should continue to be a tabooed species of evidence.

We have now dealt with the virtues and the sins of commission of the proponents; and we have next to deal with their sins of omission. And we must ask here how it is that, spreading their attention over some principles and a multitude of details; abolishing in perspective bills and answers, and motions, and petitions, without end; transferring the Bank of England to Chancery Lane; throwing half a dozen offices into one; planning gigantic chronological indexes; and recommending other revolutionary measures—how is it, we say, that they have shrunk from touching the master evil of all in Chancery proceedings,—the exclusion of *vivâ voce* testimony at the hearing?

We have never been able to understand,—we are yet unable to understand,—and that, after giving the subject much consideration, why equity should reject the aid of *vivâ voce* evidence. There is a good reason why it should continue to examine a *defendant's* conscience only in writing. That reason is, that the tyranny of *vivâ voce* examination of the defendant himself would be intolerable. But that reason does not, nor does any other that we are aware of, apply to the examination of an indifferent *witness*. A witness in Chancery stands in no different position from that of a witness at common law: he comes to prove facts within his knowledge, not affecting himself or his own interests more than at law. There is no general reason why he should not be examined and cross-examined, with all the same advantages to the examiners, that they derive at law from seeing the witness's bearing, and following up answers by questions suggested by those answers. But then, it is said, that much additional time would be taken up, and that there is a great difference between a Chancery suit which embraces all the points in an entire litigation, and an action which is only about one or two specific litigated points. The answer is, firstly, if more time were to be taken up, that is a reason for not taking the best means to attain justice. What are Courts of Equity for but to do equity? The question of a little more or a little less time is quite trivial in comparison with the question, equity or no equity. Besides, it is a mere assumption to say, that more time will be consumed if *vivâ voce* evidence be used at the hearing. Sometimes, no doubt, more time would be consumed at the actual *hearing* of a cause. But, then, infinitely less would be consumed in the preparation of evidence; and the question again for the suitors and for the country is, not whether time is consumed, but whether such as is consumed, is consumed with the greatest effect. Admit that the effect of *vivâ voce* evidence would be to increase the labour of the judges,—admitting at the same time, as must be admitted, that much would be saved in the preparation of evidence,—the result would be simply that more judges would be required, and fewer pleaders and solicitors, and solicitors' clerks and examiners, and commissioners' and examiners' officers. And suppose that were so: on the whole, judges are probably not more expensive to the country than pleaders and solicitors and subordinate Chancery officers. But if they were, still the question comes back to the old

point: whether what the country looks for is not the actual obtaining of justice? whether, even if it could be shewn that such justice would cost a little more, still the country would not desire to have it—a fortiori, whether it does not desire at least, that the experiment should be made, whether justice cannot be obtained more completely without more expense.

We have assumed throughout, that written evidence taken upon written interrogatories, after the fashion of Chancery, does not elicit the facts as well in all cases as *vivâ voce* evidence; and we conceive, that proposition is too clear and too fully admitted to require argument. We do not suggest that it should be compulsory on parties to examine all their witnesses *vivâ voce*. That might be left to their discretion; as there are proceedings in Chancery wherein the preservation of the evidence deliberately recorded, may be more important than the advantage of oral testimony. All that we contend for is, that the parties should be at liberty to examine at their discretion all, or such of their witnesses as they think fit, *vivâ voce*, and that the judge should be empowered to require *vivâ voce* examination of any witnesses examined in the cause, if he desires it. If this were the practice, a great amount of Chancery business which is now sent to law would be concluded where it began, in Chancery—we believe, with less expense to the parties in most cases. Time only can shew whether the country would save or lose in point of money; but we have not a doubt that it would gain in the administration of justice.

## London Gazette.

TUESDAY, JULY 11.

### BANKRUPTS.

- ROBERT ADKIN, Notting-hill, Kensington, Middlesex, builder, dealer and chapman, July 18 and Aug. 25 at 1 Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Venning & Co., 9, Tokenhouse-yard, Lothbury, London.—Fiat dated July 4.
- ISSAC FREEMAN, March, Isle of Ely, Cambridgeshire, grocer, dealer and chapman, July 21 and Aug. 25 at 1 Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Barley & Co., March, Isle of Ely, Cambridgeshire; Meredith & Co., 8, New-square, Lincoln's-inn.—Fiat dated June 26.
- CHARLES SAVAGE the elder, Portsea, Southampton, builder, July 19 at 1, and Aug. 23 at half-past 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Price. Portsea; Low, 65, Chancery-lane, London.—Fiat dated July 10.
- WILLIAM SARGENT DENNY, Long Buckley, Northamptonshire, linen and woollen draper, dealer in hats, dealer and chapman, July 18 at 12, and Aug. 23 at half-past 2, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Richards & Walker, 29, Lincoln's-inn-fields.—Fiat dated July 4.
- WILLIAM CLOTHEIR, Quickset-row, New-road, Fitzroy-square, Middlesex, statuary and mason, dealer and chapman, July 21 and Aug. 19 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. King & Co., Temple.—Fiat dated July 7.
- THOMAS KENT, Great Brington, Northamptonshire, timber merchant and carpenter, dealer and chapman, July 21 at 12, and Aug. 19 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Hicks, Northampton; Freeman, 4, James-st., Bedford-row.—Fiat dated July 5.
- JACOB FORTH, Nottingham, hatter, furrier, dealer and chapman, July 21 and Aug. 25 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Rittleston; Sol. Bowley, Nottingham.—Fiat dated July 5.

**RICHARD HAWKINS**, Newnham, Gloucestershire, out of business, July 25 and Aug. 22 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Smith, Newnham; Bridges, Bristol.—Fiat dated June 30.

**JAMES WYNN**, Falmouth, Cornwall, gas manufacturer and factor, and coal and coke merchant, July 25 and Aug. 22 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Moorman, Falmouth; Bishop & Pitts, Exeter; Tippetts & Son, 6, Pancras-lane, Bucklersbury, London.—Fiat dated July 5.

**JOHN BRIDGEFORD**, Sheffield, Yorkshire, printer and newspaper publisher, dealer and chapman, July 22 and Aug. 12 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Bramley & Gainsford, Sheffield; Tattershall, Great James-st., London.—Fiat dated July 3.

**WILLIAM DRINKWATER**, Liverpool, draper, dealer and chapman, July 19 and Aug. 11 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Tyrer, Liverpool; Norris & Co., Bedford-row, London.—Fiat dated July 6.

**JAMES ROBSON DUNCAN**, Liverpool, woollen draper and tailor, dealer and chapman, July 19 and Aug. 11 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Minahull, Liverpool; Vincent & Co., Temple, London.—Fiat dated July 4.

**WILLIAM HIGNETT**, Liverpool, tobacconist, dealer and chapman, July 27 and Aug. 15 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Bradley, Liverpool; Walker, Furnival's-inn, London.—Fiat dated July 5.

**HAYNES BARROW HIGGINSON**, Liverpool, merchant, July 27 and Aug. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated June 30.

**THOMAS ROBSON**, Manchester, agent, dealer and chapman, July 24 and Aug. 14 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Cooper, Manchester; Gregory & Co., Bedford-row, London.—Fiat dated July 3.

**JOHN RHODES**, Clegg-hall, and **JAMES RHODES**, Rochdale, Lancashire, cotton spinners, dealers and chapmen, (surviving partners of Charles Turner Rhodes, deceased), July 26 and Aug. 15 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Holgate & Roberts, Rochdale; Sharpe & Co., 41, Bedford-row, London.—Fiat dated June 26.

**EDWARD ORME**, Knutsford, Cheshire, innkeeper, dealer and chapman, July 24 and Aug. 14 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Lincoln's-inn-fields, London.—Fiat dated July 6.

**THOMAS HANSON**, Leoney Barn, Spotland, Rochdale, Lancashire, cattle dealer, farmer, dealer and chapman, July 27 and Aug. 11 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Whitehead & Son, Rochdale; Clarke & Co., 2, Lincoln's-inn-fields, London.—Fiat dated July 4.

**WILLIAM WYLAM** and **JOSHUA GREENE** the younger, Newcastle-upon-Tyne, merchants, dealers and chapmen, July 20 and Aug. 25 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. T. & W. Chester, Newcastle-upon-Tyne; Bell & Co., 9, Bow Church-yard, London.—Fiat dated July 4.

#### MEETINGS.

*Jas. Batson*, Great Bridge, and *Wm. Batson*, Handsworth, Staffordshire, iron masters, July 27 at 11, District Court of Bankruptcy, Birmingham, pr. d.—*Jas. Burt* and *Jas. Burt* the younger, Manchester, and *Wm. T. Watson*, Leeds, Yorkshire, commission agents, July 24 at 12, District Court of Bankruptcy, Manchester, pr. d.—*George Cowan*, Coventry, Warwickshire, draper, July 29 at half-past 10, District Court of Bankruptcy, Birmingham, ch. ass.—*Rich. Knight*, Lewes, butcher, and *Barcombe*, Sussex, farmer, July 21 at 11, Court of Bankruptcy, London, last ex.—*Chas. Radenhurst*, Birmingham, eating-house keeper, July 25 at 11, District Court of Bankruptcy, Birmingham, last ex.—*Thos. Jones*, Liverpool, coal dealer, July 18 at 11, District Court of Bankruptcy, Liverpool, last ex.—*H. Brading*, Shepherd and Shepherdess-walk, City-road, Middlesex, licensed victualler, July 26 at 12,

Court of Bankruptcy, London, aud. ac.—*Robert Fletcher*, Great Winchester-street, London, and *Rawson's-wheel*, near Sheffield, Yorkshire, manufacturer of steel, Aug. 3 at 12, Court of Bankruptcy, London, aud. ac.—*Leonard S. Butler*, Ludgate-hill, London, and City-road-basin, Middlesex, stationer, Aug. 1 at 12, Court of Bankruptcy, London, aud. ac. and div.—*C. Farmer*, Edgeware-road, Middlesex, ironmonger, July 29 at 1, Court of Bankruptcy, London, aud. ac.—*G. Morgan*, Warminster, Wiltshire, maltster, July 29 at 11, Court of Bankruptcy, London, aud. ac. and div.—*John Phillips*, Cambridge, shoemaker, July 29 at 12, Court of Bankruptcy, London, aud. ac.—*Hen. Hicks*, New Bond-st., Middlesex, saddler, July 29 at 12, Court of Bankruptcy, London, aud. ac.—*John H. Parker*, Aldersgate-st., London, carrier, July 29 at 1, Court of Bankruptcy, London, aud. ac.—*John Elliott*, East Ham, Essex, cattle dealer, July 29 at half-past 11, Court of Bankruptcy, London, aud. ac.—*F. Dupuy*, Cross-lane, St. Dunstan's-hill, London, wine merchant, July 29 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Jose Arlus*, Pall-mall, Opera-colonnade, Middlesex, cigar importer, July 29 at 11, Court of Bankruptcy, London, aud. ac.—*Chas. Broad*, Bristol, timber merchant, Aug. 1 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*John S. Rablah*, Barnard Castle, Durham, tanner, Aug. 3 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Catharine Barclay*, Birkenhead, Cheshire, confectioner, Aug. 2 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Chas. Williams*, Liverpool, victualler, Aug. 3 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Robert Harrison*, Liverpool, victualler, Aug. 3 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*John Shalleross*, Liverpool, provision dealer, Aug. 1 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Patrick F. McKenna*, Egremont, Cheshire, wine merchant, Aug. 1 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Aug. 3 at 11, div.—*J. Blackburne*, Liverpool, tailor, Aug. 1 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Aug. 2 at 11, div.—*David Hardie*, Liverpool, merchant, Aug. 1 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; Aug. 4 at 12, div.—*G. Stedman*, Forebridge, Castle Church, Staffordshire, currier, Aug. 1 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*W. Worsey*, Forebridge, Castle Church, Staffordshire, dealer in stone, Aug. 2 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Geo. Bate*, Dudley, Worcestershire, chain manufacturer, Aug. 1 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Benj. Walton*, Wolverhampton, Staffordshire, japanner, Aug. 1 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; Aug. 8 at 11, an. div.—*John Burbury*, Leek Wootton, Warwickshire, maltster, July 25 at 11, District Court of Bankruptcy, Birmingham, div.—*Geo. Blake* and *Jas. Blake*, Liverpool, and Dublin, soap manufacturers, Aug. 1 at 12, District Court of Bankruptcy, Liverpool, div.—*Heuson Dutchman*, Liverpool, merchant, Aug. 2 at 11, District Court of Bankruptcy, Liverpool, div.—*John Wilson* the younger, Ogle, Whalton, Northumberland, timber merchant, Aug. 3 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Nathaniel Batho*, Manchester, machine maker, Aug. 4 at 11, District Court of Bankruptcy, Manchester, div.—*Sam. Stocks* and *Mortimer Lavater Tail*, Manchester, and *Heaton Mersey*, Lancashire, bleachers, Aug. 3 at 11, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Thos. Wright*, Poland-st., Oxford-st., Middlesex, builder, Aug. 3 at 12, Court of Bankruptcy, London.—*Rob. Fletcher*, Great Winchester-street, London, and Sheffield, Yorkshire, manufacturer of steel, Aug. 3 at 12, Court of Bankruptcy, London.—*Wm. C. Banks*, Lee, Kent, builder, July 31 at 1, Court of Bankruptcy, London.—*Thomas Page* the younger, Banhay, Norfolk, gig maker, Aug. 3 at 11, Court of Bankruptcy, London.—*Martha Serle*, Aberavon, Glamorganshire, licensed victualler, Aug. 3 at 11, District Court of Bankruptcy, Bristol.—*Hen. E. Harries*, Dowlish, Glamorganshire, draper, Aug. 3 at 11, District Court of Bankruptcy, Bristol.—*Thos. Swift*, Monmouth, and Chepstow, Monmouthshire, and Brookwear, Gloucestershire, and Bristol, timber merchant, Aug. 3 at 11, District Court of Bankruptcy, Bristol.—*Chas. E. Peesee*, Bodmin, Cornwall, grocer, Aug. 2 at 11, District Court of Bankruptcy, Exeter.—*Geo. Weed*, Liverpool, and



Toxteth-park, Lancashire, druggist, Aug. 1 at 11, District Court of Bankruptcy, Liverpool.—*Charles Croudington* and *Thos. Southall*, Lea Brook Iron Works, Tipton, Staffordshire, iron masters, Aug. 8 at 11, District Court of Bankruptcy, Birmingham.—*Matthew Colledge*, Brinklow, Warwickshire, coal merchant, Aug. 2 at half-past 10, District Court of Bankruptcy, Birmingham.—*Theophilus Hulm* the younger, All Saints, Hereford, grocer, Aug. 2 at half-past 10, District Court of Bankruptcy, Birmingham.—*Thos. Patchett*, Manchester, wine merchant, Aug. 3 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Aug. 1.*

*Jas. Thos. Wheatley*, Commercial-road, Lambeth, Surrey, lighterman.—*James Pasley*, Cannon-st., St. George's in the East, Middlesex, ship owner.—*Joseph Swift* and *Tom North Swift*, Huddersfield, Yorkshire, chemists.—*Jas. Greenwood*, Haworth, Bradford, Yorkshire, worsted spinner.—*John Davison*, Leeds, Yorkshire, coach builder.—*Thos. Pasco*, Chichester, Sussex, upholsterer.—*Geo. Garton*, Sheffield, Yorkshire, stock broker.—*Andrew Morison* the elder, Cheltenham, Gloucestershire, hotel keeper.—*Ed. Tatham*, Union-st., Southwark, Surrey, hat manufacturer.—*Robert Cubbins*, Tranmere, Bebbington, Cheshire, builder.

#### FIAT ANNULLED.

*John Hancock*, Earl Shilton, Leicestershire, hosier.

#### PARTNERSHIP DISSOLVED.

*Frederick Caiger* and *Lancelot Lipcomb*, Winchester, solicitors.

#### SCOTCH SEQUESTRATIONS.

*Peter Bissett*, Dundee, boot maker.—*Timothy Rusk*, Wallacetown, Ayrshire, merchant.—*Thos. Edgley*, Glasgow, manufacturers.—*Jas. Jack*, deceased, Kirkcaldy, merchant.—*Donald Fraser*, Inverness, carpenter.—*Thos. Fenton & Co.*, Glasgow, slaters.—*Wm. Geddes*, Glasgow, commission agent.—*Birrell, Giraud, & Dickson*, Dunfermline, table cloth manufacturers.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Duncan*, York, newspaper editor, July 31 at 10, County Court of Yorkshire, at York.—*John Savage*, Chatham Intra, Kent, boot manufacturer, Aug. 1 at 10, County Court of Kent, at Rochester.—*Jas. Osborn*, Birmingham, shoemaker, July 21 at 9, County Court of Warwickshire, at Warwick.—*Jas. Potts*, Liverpool, printer, July 17 at 10, Liverpool District County Court, at Liverpool.—*Sam. Dring*, Liverpool, not in any way of business, July 17 at 10, Liverpool District County Court, at Liverpool.—*Thos. M'Alister*, Liverpool, upholsterer, July 17 at 10, Liverpool District County Court, at Liverpool.—*George Hodgman*, Ramsgate, Kent, furniture broker, July 22 at 10, County Court of Kent, at Ramsgate.—*Wm. Tattersall*, Bacup, Newchurch, Whalley, Lancashire, publican, Aug. 1 at 12, County Court of Lancashire, at Haslingden.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*July 25 at 11, before Mr. Commissioner HARRIS.*

*Thos. Woodhouse*, Camberwell-lane, Brixton, Surrey, beer retailer.—*Jos. Allcock Jackson*, Old Ford, Stratford, Middlesex, out of business.—*Robert Town*, Flagon-row, Deptford, Kent, green grocer.—*Wm. Goddard*, Princes-square, Kennington-road, Surrey, clerk to a wool warehouseman.

*July 26 at 10, before Mr. Commissioner LAW.*

*John Pickford*, Brandon-row, Newington-causeway, Newington, Surrey, omnibus driver.

*July 26 at 10, before Mr. Commissioner PHILLIPS.*

*Richard Batley*, Wanstead-park, Wanstead, Essex, land agent.—*Henry Hancock*, Noel-street, Wardour-street, St. James's, Middlesex, out of business.—*Henry Howse*, Beaufort-buildings, Strand, Middlesex, accountant.

*July 27 at 11, before the CHIEF COMMISSIONER.*

*Andrew Spencer Besant*, Henry-st., Old Kent-road, Deptford, Kent, attorney's clerk.—*Thos. Porter*, Crozier-street, Lambeth, Surrey, carpenter.—*Sam. Quiller*, Pickering-st., Lower-road, Islington, Middlesex, painter.—*Chas. Jas. Norris*, Church-row, Stepney, Middlesex, tobacconist.

*Saturday, July 8.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Frederick Blucher Dowland*, Durham-place, Notting-hill, Middlesex, carpenter, No. 59,881 T.; *Wm. Hanson*, assignee.—*John Levy*, Houndsditch, London, wholesale stationer, No. 59,947 T.; *Wm. Fitch*, assignee.—*Thos. Freeman* the younger, New-walk, Shad Thames, Southwark, Surrey, timber merchant, No. 59,953 T.; *Thomas Sechell*, assignee.—*Wm. Griffin Harman*, Gloucester, victualler, No. 69,167 C.; *Edward Washbourn*, assignee.—*William Lapt*, Oxford, builder, No. 69,346 C.; *Thomas Davies*, assignee.—*Wm. Taylor*, Heaton Norris, near Manchester, out of business, No. 69,491 C.; *James Sheppard*, assignee.—*Thos. Loveridge* the elder, Balley, Gloucestershire, retailer of beer, No. 69,592 C.; *John Bennet*, assignee.—*Joshua Naylor*, Manchester, marble mason, No. 69,598 C.; *John Stuart Esq*, assignee.

*Saturday, July 8.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*John P. Jones*, Hertford-cottages, Downham-road, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Wm. Smith*, North-place, Highgate, Middlesex, commission agent: in the Queen's Prison.—*Thomas Miles*, Durham-street, Hackney-road, Middlesex, accountant: in the Debtors Prison for London and Middlesex.—*Robt. Thos. Perkins*, Mount-street, Grosvenor-square, Middlesex, out of employ: in the Debtors Prison for London and Middlesex.—*Thomas Smith*, Old Bond-street, Middlesex, stay maker: in the Debtors Prison for London and Middlesex.—*G. Smith*, Church-street, Deptford, Kent, potato dealer: in the Queen's Prison.—*E. W. W. Bell*, Blomfield-street, Finsbury, Middlesex, occasional clerk in the Admiralty Office, Somerset-house: in the Queen's Prison.—*Arthur Rendall*, Baker's-buildings, East Smithfield, Middlesex, merchant: in the Debtors Prison for London and Middlesex.—*Guides Ley*, Hemming's-row, St. Martin's-lane, Charing-cross, Middlesex, widow, general outfitter: in the Queen's Prison.—*J. Perkins*, Hampton-terrace, Hampstead-road, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*Edmund Dyle*, Albert-street, Cambridge-road, Stepney, Middlesex, gun kick viewer: in the Debtors Prison for London and Middlesex.—*Henry Stratton*, Willow-brook-cottage, Kender-street, Newcross, Old Kent-road, Surrey, coal merchant: in the Gaol of Surrey.—*Thomas Needham*, Charlton-street, Somers'-town, Middlesex, in no business.—*Henry Higginbotham*, Manchester, plumber: in the Gaol of Lancaster.—*Thomas Perrett*, Manchester, cotton spinner: in the Gaol of Lancaster.—*F. Robinson*, Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*J. Hall*, Milford, Duffield, Derbyshire, horse dealer: in the Gaol of Sheffield.—*John Eitherton Baker*, North Carey, Somersetshire, gardener: in the Gaol of Wilton.—*R. Clay*, Huddersfield, Yorkshire, lodging-house keeper: in the Gaol of York.—*Richard Jones*, Oxford, shoemaker: in the Gaol of York.—*James Bell*, Liverpool, builder: in the Gaol of Lancaster.—*Owen Connolly*, Liverpool, grocer: in the Gaol of Lancaster.—*Wm. Knight Jackson*, Chorlton-upon-Medlock, Manchester, out of business: in the Gaol of Lancaster.—*Morris Nathan*, Manchester, out of employment: in the Gaol of Lancaster.—*Joseph Moss*, Lancaster, plasterer: in the Gaol of Lancaster.—*Thomas Johnson*, Green Heyn, Chorlton-upon-Medlock, Manchester, commission agent: in the Gaol of Lancaster.—*Thomas Holden*, Bolton-le-Moors, Lancashire, out of business: in the Gaol of Lancaster.—*Thomas Barmby*, York, wheelwright: in the Gaol of York.—*Joseph Blackburn*, Stanley-cum-Wrenthorpe, near Wakefield, Yorkshire, out of business: in the Gaol of York.—*S. Crowther*, Lindley-moor, near Halifax, Yorkshire, innkeeper: in the Gaol of York.—*John Jefferson*, Scarborough, Yorkshire, contractor: in the Gaol of York.—*John Bill*, Worcester, coal

aler : in the Gaol of Worcester.—*Thomas Bury*, Dudley, Worcestershire, butcher : in the Gaol of Worcester.—*Timothy Smith*, Dudley, Worcestershire, field blacksmith : in the Gaol of Worcester.—*John Baker*, Wickham, near Bishop's Waltham, Southamptonshire, plumber : in the Gaol of Winchester.—*Chas. W. Hodding*, Basingstoke, Southamptonshire, in no trade : in the Gaol of Winchester.—*Wm. Coppin*, South Blyth, Northumberland, officer of Customs : in the Gaol of Morpeth.—*William Sigsworth*, Kingston-upon-Hull, out of business : in the Gaol of Kingston-upon-Hull.—*R. I. Lattin*, Kingston-upon-Hull, out of business : in the Gaol of Kingston-upon-Hull.—*Henry Seth Huggins*, Blewbury, near Wallingford, Berkshire, blacksmith : in the Gaol of Reading.—*John Hadfield*, Barn Fold Lees, Ashton-under-Lyne, Lancashire, cotton inner : in the Gaol of Lancaster.—*Wm. Ogden*, Barn Fold Lees, Ashton-under-Lyne, Lancashire, cotton spinner : in the Gaol of Lancaster.—*Samuel Bateson*, Yeadon, near Leeds, Yorkshire, innkeeper : in the Gaol of York.—*George Gath*, Northgate, Bradford, Yorkshire, tea dealer : in the Gaol of York.—*John Ingleson*, Leeds, Yorkshire, bacon factor : in the Gaol of York.—*George Spence*, Bradford, Yorkshire, provision dealer : in the Gaol of York.—*James Heath*, Horton-cath, near Bishopstoke, Southamptonshire, wheelwright : in the Gaol of Winchester.—*A. Kestenberg*, Plymouth, Devonshire, commission agent : in the Gaol of St. Thomas the Apostle.—*Thos. Churnside*, North Shields, Northumberland, master mariner : in the Gaol of Newcastle-upon-Tyne.—*R. Garner*, Huntingdon, in no trade : in the Gaol of Huntingdon.—*George Davies*, St. Martin's, Shropshire, miller : in the Gaol of Oswestry.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute :—*

*July 25 at 11, before the CHIEF COMMISSIONER.*

*Thomas Checkley*, Great Peter-street, Westminster, Middlesex, dealer in marine stores.—*Chas. Fitzgerald*, Newcastle-rect, Farringdon-street, London, Daguerrotype plate posher.—*Wm. Parsons*, Belvidere-place, Southwark-bridge-road, Surrey, upholsterer.—*Edward King*, Henry-st., Hampstead-road, Middlesex, furniture broker.

*July 26 at 10, before Mr. Commissioner LAW.*

*Wm. Bowen*, Bermondsey-street, Southwark, Surrey, out of business.—*Isabella Larbalestier*, Fore-street, Cripplegate, London, manufacturing furrier.

*at the County Court of Yorkshire, at SHEFFIELD, Aug. 2 at 10.*

*John Hall*, Milford, Duffield, Derbyshire, horse dealer.

*at the County Court of Cambridgeshire, at CAMBRIDGE, July 17 at 11.*

*The Rev. Lionel Buller*, Chesterton, clerk.

*at the County Court of Hampshire, at WINCHESTER, July 27.*

*John Baker*, Wickham, near Bishop's Waltham, plumber.—*Charles Wade*, West Cowes, Isle of Wight, out of business.—*Chas. W. Hodding*, Basingstoke, out of business.

*at the County Court of Northumberland, at MORPETH, July 25 at 11.*

*Wm. Coppin*, South Blyth, officer of Customs.

*at the County Court of Oxfordshire, at OXFORD, July 25 at 2.*

*John Smith*, Launton, out of business.—*Richard Jones*, Ford, shoemaker.

*at the County Court of Gloucestershire, at BRISTOL, July 28 at 11.*

*Edward Gannlett*, Bristol, coal merchant.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Joseph Edwards*, Mecklenburgh-terrace, Gray's-inn-road, Middlesex, grocer, July 20, at Fluder's, 12, South-square, Gray's-inn : 1s. 4d. in the pound, (in addition to two former divs. of 5d. and 7d.).

FRIDAY, JULY 14.

#### BANKRUPTS.

**HENRY HILLIARD**, Austin-friars, and George-yard, Lombard-st., London, stationer and account book manufacturer, dealer and chapman, July 21 at half-past 1, and Aug. 25 at 1, Court of Bankruptcy, London : Off. Ass. Whitmore ; Sol. Walker, Featherstone-buildings, Holborn.—Fiat dated July 13.

**CHARLES MORTON**, Pentonville-hill, Middlesex, licensed victualler, July 20 at half-past 12, and Aug. 25 at half-past 1, Court of Bankruptcy, London : Off. Ass. Whitmore ; Sol. Williams, 27, Bucklersbury, London.—Fiat dated July 11.

**SAMUEL RALPH DURRANT**, Woodbridge, Suffolk, linen draper, dealer and chapman, July 24 at half-past 1, and Aug. 26 at 11, Court of Bankruptcy, London : Off. Ass. Green ; Sols. Sole & Turner, Aldermanbury.—Fiat dated July 5.

**RALPH ORMSTON**, South-st., Manchester-square, Middlesex, cheesemonger, dealer and chapman, July 21 at 12, and Aug. 26 at half-past 11, Court of Bankruptcy, London : Off. Ass. Follett ; Sol. Casley, Guilford-street.—Fiat dated July 11.

**JOHN CAMPBELL DICKER**, Vere-street, Oxford-street, Middlesex, and late of New-hall, Cheshire, merchant and ship owner, dealer and chapman, July 25 at 2, and Aug. 30 at half-past 12, Court of Bankruptcy, London : Off. Ass. Stansfeld ; Sols. Lawrance & Plews, 14, Old Jewry-chambers, London.—Fiat dated July 7.

**JOHN CLARK and FREDERICK EDWARD LAING CLARK**, Pudding-lane, London, ship and insurance brokers, commission-agents, dealers and chapmen, July 25 at 11, and Aug. 30 at 1, Court of Bankruptcy, London : Off. Ass. Pennell ; Sols. Lawrance & Plews, 14, Old Jewry-chambers.—Fiat dated July 13.

**DAVID JEVONS**, Tipton, Staffordshire, grocer, dealer and chapman, July 27 and Aug. 22 at 11, District Court of Bankruptcy, Birmingham : Off. Ass. Christie ; Sols. Mottram & Co., Birmingham.—Fiat dated July 10.

**JAMES DENTITH**, Liverpool, grocer and tea dealer, dealer and chapman, July 27 and Aug. 18 at 11, District Court of Bankruptcy, Liverpool : Off. Ass. Morgan ; Sols. Dodge, Liverpool ; Bridger & Blake, King William-st., London.—Fiat dated July 8.

**HENRY WALLACE LOWRY and JOHN BAILEY BROWN**, Liverpool, brokers and commission-agents, July 25 and Aug. 15 at 11, District Court of Bankruptcy, Liverpool : Off. Ass. Turner ; Sols. Holden, Liverpool ; Keightley & Co., Chancery-lane, London.—Fiat dated July 8.

**ESTIL CATO**, Hartlepool, Durham, innkeeper, July 21 at half-past 10, and Aug. 25 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne : Off. Ass. Wakley ; Sols. Griffith & Crighton, Newcastle-upon-Tyne ; Wilson, Hartlepool ; Meggison & Co., 3, King's-road, Bedford-row, London.—Fiat dated June 15.

**GEORGE PRINGLE**, Gateshead, Durham, letter-press printer, dealer and chapman, July 21 at half-past 10, and Aug. 25 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne : Off. Ass. Wakley ; Sols. Kell & Apedalle, Gateshead-on-Tyne ; Dunn & Dobie, 2, Raymond-buildings, Gray's-inn, London.—Fiat dated July 10.

#### MEETINGS.

*Henry Brading*, Shepherd and Shepherdess-walk, City-road, Middlesex, licensed victualler, July 25 at 1, Court of Bankruptcy, London, last ex.—*Zechariah Bowden*, Worlington-st., Oakley-square, St. Pancras, Middlesex, builder, July 25 at 11, Court of Bankruptcy, London, last ex.—*Henry Heywood*, Manchester, auctioneer, July 25 at 11, District Court of Bankruptcy, Manchester, last ex.—*Edward Beane*, Dorking, Surrey, stone mason and builder, Aug. 4 at 12, Court of Bankruptcy, London, aud. ac. ; Aug. 7 at 11, div.—*Benjamin Spinks*, Lichfield-street, Soho, Westminster, Middlesex, timber merchant, Aug. 4 at 1, Court of Bankruptcy, London, aud. ac. ; Aug. 7 at 11, div.—*John Cooke*, Ross, Herefordshire, skinner, Aug. 8 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*John Morris*, Walsall, Staffordshire, saddlers' ironmonger, Aug. 9 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac. ; Aug. 10 at half-past 10, fin. div.—*John S. Austwick*, Bradford, Yorkshire,

draper, Aug. 11 at 10, District Court of Bankruptcy, Leeds, and. ac.; at 11, div.—*William Heskin Osborn*, Sheffield, Yorkshire, wine merchant, Aug. 5 at 10, District Court of Bankruptcy, Sheffield, and. ac.; at 11, div.—*Thomas McTear, Wm. Hadfield*, and *Edmund Thompson*, Liverpool, merchants, Aug. 8 at 11, District Court of Bankruptcy, Liverpool, and. ac.; Aug. 10 at 11, div.—*Geo. Capper and Ralph Capper*, Nantwich, Cheshire, cheese factors, Aug. 4 at 12, District Court of Bankruptcy, Liverpool, and. ac.; Aug. 8 at 12, div.—*Hugh J. Evans*, Pen-y-glodda, Llandwchairs, Montgomeryshire, grocer, Aug. 8 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*James Jackson Ferens* and *Robinson Ferens*, Durham, drapers, Aug. 7 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Alex. McDonald*, Newcastle-upon-Tyne, confectioner, Aug. 8 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*James Horsfield*, Sunderland, Durham, merchant tailor, Aug. 8 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Jabez Russell* the younger, Whittlesea, Isle of Ely, Cambridgeshire, millwright, Aug. 4 at 1, Court of Bankruptcy, London, div.—*Henry Monson*, East-st., Manchester-sq., Middlesex, builder, Aug. 3 at 11, Court of Bankruptcy, London, div.—*John Hurley*, Halesowen, Worcestershire, victualler, Aug. 8 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Robert Woolston*, Stamford, Lincolnshire, brick maker, Aug. 4 at 11, District Court of Bankruptcy, Nottingham, and. ac. and div.—*John Meads*, Nottingham, grocer, Aug. 4 at 11, District Court of Bankruptcy, Nottingham, and. ac.; Aug. 11 at 11, div.—*Thos. Bate, Wm. S. Bate*, and *Jas. Hellings*, Rugeley, Staffordshire, brewers, Aug. 8 at 11, District Court of Bankruptcy, Birmingham, div. sep. est. of *Thomas Bate*—*John Burbury*, Leek Wootton, Warwickshire, maltster, Aug. 8 at 10, District Court of Bankruptcy, Birmingham, div.—*Chas. Williams*, Liverpool, victualler, Aug. 8 at 11, District Court of Bankruptcy, Liverpool, div.—*Hen. Hollis*, Liverpool, tea dealer, Aug. 8 at 11, District Court of Bankruptcy, Liverpool, div.—*Jas. J. Ferens* and *R. Ferens*, Durham, drapers, Aug. 8 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Stephen Davies*, Pimlico, Middlesex, coal merchant, Aug. 4 at 11, Court of Bankruptcy, London.—*Geo. Hallett*, Ryde, Isle of Wight, draper, Aug. 4 at 12, Court of Bankruptcy, London.—*Robt. Turfill*, High Holborn, Middlesex, saddler, Aug. 8 at 1, Court of Bankruptcy, London.—*Thos. Smith*, Bristol, timber dealer, Aug. 4 at 11, District Court of Bankruptcy, Bristol.—*Jas. Horsfield*, Sunderland, Durham, merchant tailor, Aug. 8 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Jas. Roughton*, Leicester, wine merchant, Aug. 4 at 11, District Court of Bankruptcy, Nottingham.—*John Jowett*, Loughborough, Leicestershire, boot manufacturer, Aug. 4 at 11, District Court of Bankruptcy, Nottingham.—*Chas. Crudgington* and *Th. Southall*, Tipton, Staffordshire, iron masters, Aug. 8 at 11, District Court of Bankruptcy, Birmingham.—*Robt. Woolston*, Stamford, Lincolnshire, brick maker, Aug. 4 at 11, District Court of Bankruptcy, Nottingham.—*William Blount*, Ripley, Derbyshire, grocer, Aug. 4 at 11, District Court of Bankruptcy, Nottingham.—*Wm. Prytherah*, Ty Malur, Llantrisant, Anglesey, cattle dealer, Aug. 8 at 12, District Court of Bankruptcy, Liverpool.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Aug. 4.*

*Robert Britton*, Bradford, Yorkshire, grocer.—*Thos. Dabberley*, Monmouth, watch maker.—*George Harrie*, Chaxhill, Westbury-upon-Severn, Gloucestershire, carpenter.—*George Douglas*, Brunswick-pl., Old Kent-road, Surrey, linen draper.—*John F. Isherwood*, Holland-place, Clapham-road, Surrey, house decorator.—*John Nokes*, Guildford-st., Russell-square, St. Pancras, and New Ormond-street, St. George the Martyr, Middlesex, builder.—*Mass Workman*, Upton-upon-Severn, Worcestershire, brazier.—*A. A. Lackersteen* and *W. H. Crake*, Moorgate-st., London, merchants.—*Samuel Knight*, Princes-thorpe, Broughton Astley, Leicestershire, hosier.

#### SCOTCH SEQUESTRATIONS.

*T. & D. Garden*, Edinburgh, tailors.—*Thos. Aitken*, Glas-

gow, spirit merchant.—*David Cuddie*, Constanphine, Edinburgh, farmer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*David Wright*, Saint Sidwell, Exeter, travelling dealer in tea, Aug. 4 at 10, County Court of Devonshire, at Exeter.—*John M. Parsons*, Bilston, Staffordshire, out of business, July 31 at 12, County Court of Staffordshire, at Wolverhampton.—*Benj. Grosvenor*, Wolverhampton, Staffordshire, file cutter, July 31 at 12, County Court of Staffordshire, at Wolverhampton.—*Hen. Glover*, Birmingham, fire iron maker, July 20 at 10, County Court of Warwickshire, at Birmingham.—*Fa. Knight*, Smallheath, near Birmingham, butcher, July 20 at 10, County Court of Warwickshire, at Birmingham.—*Richard Easthope*, Birmingham, steel toy maker, July 20 at 10, County Court of Warwickshire, at Birmingham.—*Isaac Turner*, Birmingham, out of business, July 20 at 10, County Court of Warwickshire, at Birmingham.—*John Allbut*, Edgbaston, near Birmingham, retailer of ale, July 20 at 10, County Court of Warwickshire, at Birmingham.—*Fred. Davies*, Birmingham, horse dealer, July 20 at 10, County Court of Warwickshire, at Birmingham.—*Edward W. Wright*, Birmingham, surveyor assistant, July 20 at 10, County Court of Warwickshire, at Birmingham.—*Abraham Whitehouse*, Darlaston, Staffordshire, brick maker, July 27 at 10, County Court of Staffordshire, at Walsall.—*John Green*, Walsall, Staffordshire, timber merchant, July 27 at 12, County Court of Staffordshire, at Walsall.—*John Stothard*, Beckside, Yorkshire, nail maker, July 25 at 10, County Court of Yorkshire, at Beverley.—*Stacy Pratt*, Preston, Lancashire, house painter, July 24 at 10, County Court of Lancashire, at Preston.—*Rob. Joel*, Preston, Lancashire, tailor, July 24 at 10, County Court of Lancashire, at Preston.—*Amos Losley*, Sheffield, Yorkshire, workman, Aug. 2 at 10, County Court of Yorkshire, at Sheffield.—*George Rhodes*, Wolverhampton, Staffordshire, carriage maker, July 31 at 12, County Court of Staffordshire, at Wolverhampton.—*Hen. Gowing* the elder, Ipswich, Suffolk, at business, July 28 at 9, County Court of Suffolk, at Ipswich.—*Jas. Holbrook*, Ipswich, Suffolk, lieutenant in the Royal Navy on half-pay, July 28 at 9, County Court of Suffolk, at Ipswich.—*Richard Carrick*, Newcastle-upon-Tyne, commission agent, July 31 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—*Matthew Towns*, Newcastle-upon-Tyne, labourer, July 31 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court at a meeting mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*July 28 at 10, before Mr. Commissioner LAW.*

*John Hayes*, Poland-st., Oxford-st., Middlesex, brewer.—*Richard Smith*, Sutton at Hone, Kent, beer-shop keeper.

*July 31 at 10, before Mr. Commissioner LAW.*

*Thomas Tharp*, Surrey-street, Croydon, Surrey, furniture dealer.

*July 31 at 10, before Mr. Commissioner PHILLIPS.*  
*George Wall*, Church-street, Deptford, Kent, carpenter.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*July 28 at 11, before Mr. Commissioner HARRIS.*

*Daniel Burnell*, Houndsditch, and Skinner's-place, Leadenhall-market, London, baker.—*Henry Malkin*, Church-st., Hendon, Middlesex, carpenter.—*Wm. S. Dove*, Deal, Kent, grocer.

*July 28 at 10, before Mr. Commissioner LAW.*

*Henry Ripsker*, Cornwall-terrace, Camden New-town, Middlesex, grocer.—*Samuel Cantor*, Minorities, Middlesex, chemist.—*Wm. Geo. Norris*, Sidney-place, King's-road, Chelsea, Middlesex, grocer.

*July 28 at 10, before Mr. Commissioner PHILLIPS.*

*George Bainbridge*, Rotherhithe-street, Rotherhithe, Sea-

ry, coal merchant.—*Edward H. Dalby*, Pleasant-row, Old Kent-road, Surrey, baker.—*H. N. Disney*, Newman-street, Oxford-street, Middlesex, not in any trade.—*Amos H. Paul*, Brook the elder, Water-street, Bridge-street, Blackfriars, London, out of business.—*Montague Moss*, Waterloo-road, Surrey, out of business.—*Hugh Harrison*, Aldersgate-st., London, coffee-shop keeper.

July 31 at 11, before Mr. Commissioner HARRIS.

*John P. Jones*, Hertford-cottages, Downham-road, King's-road, Middlesex, out of business.—*Thomas Needham*, Charlton-street, Somers'-town, Middlesex, cab driver.

July 31 at 10, before Mr. Commissioner PHILLIPS.

*Wm. Godfrey*, Tooley-street, Southwark, Surrey, coffee-shop keeper.—*Samuel Winmill*, Crescent, Edmonton, Middlesex, farmer.—*T. Mills*, Durham-street, Hackney, Middlesex, accountant.—*George Cox Frost*, Artillery-passage, Artillery-ground, Spitalfields, Middlesex, eating-house keeper.

At the County Court of Northumberland, at NEWCASTLE-UPON-TYNE, July 31 at 10.

*James Gillies*, Newcastle-upon-Tyne, out of employment.—*George Acons*, Newcastle-upon-Tyne, linen draper.—*Thos. Thruside*, North Shields, out of business.—*John Halland*, Newcastle-upon-Tyne, waterman.—*Thomas Liddell*, Newcastle-upon-Tyne, tailor.

At the County Court of Gloucestershire, at GLOUCESTER, Aug. 1 at 10.

*George Gardner*, Kingstanley, pig dealer's assistant.

At the County Court of Hampshire, at CASTLE OF WINCHESTER, July 27.

*Wm. Moorman*, Chale, Isle of Wight, hire carter.—*Geo. Raven*, Cripplegate-buildings, Fore-st., London, boot maker.

At the County Court of Warwickshire, at COVENTRY, July 18.

*Samuel Ashford*, Aston, file maker.

At the County Court of Denbighshire, at RUTHIN, Aug. 1.

*John Bryan*, Tyn y Celyn, Llanbedr, out of business.—*Joger Roberts*, Rhymarchogion, out of business.—*John Jones*, Llanfair Dyffryn Ciwyd, out of business.—*J. Garner*, Llanfawr, out of business.—*Robert Jones*, Ruthin, in no business.—*Edward Williams*, Ruthin, turner.

At the County Court of Huntingdonshire, at HUNTINGDON, Aug. 5 at 12.

*Robert Baker Garner*, Huntingdon, out of business.

At the County Court of Hertfordshire, at HERTFORD, July 31 at 11.

*Robert Kent*, Bushey, hair dresser.

The Queen has been pleased to grant to John Hammond, Esq., the office and place of Advocate-General the island of Jersey, in the room of John William Pré, Esq., appointed Procurator-General of that and.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed Austen Treffry Mills, Gent., of Redruth, Cornwall, to be a Master Extraordinary in the high court of Chancery.

#### HUSBAND AND WIFE.

This day is published Part I., price 10s. 6d. boards, **THE RIGHTS AND LIABILITIES OF HUSBAND AND WIFE**, at Law and in Equity, as affected by modern Statutes and decisions. By JOHN FRASER MACQUEEN, Esq., of Lincoln's-Inn, Barrister at Law, Author of the Practice of the House of Lords and Privy Council.

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In addition to the ordinary Assurance of Healthy Lives, this Society, early in the year 1834, originated the plan of granting Policies on the Lives of Persons more or less deviating from the standard of health. Having issued one-fourth of the whole number of Policies on Lives of that description, the Board have recently caused a careful investigation into this branch of the business to be made. The result of this investigation has proved highly satisfactory as to the past, and encouraging for the future. The data derived from long experience in this class of cases, and exclusively available by this Society, enable the Directors to state with confidence their conviction that the system now adopted by them for assuring Invalid Lives is as safe and beneficial as that upon which the scale for Healthy Lives is constructed.

Table of Premiums for Assuring £100 on a Healthy Life.

Age.	For 7 Years, at an Annual Payment of	For 14 Years, at an Annual Payment of	Life Rate.
	£ s. d.	£ s. d.	£ s. d.
30	1 4 1	1 6 1	2 10 4
40	1 10 4	1 13 6	3 3 8
50	2 3 10	2 13 11	4 7 3
55	3 0 4	3 13 3	5 5 0
60	4 2 3	5 1 3	6 7 2
65	5 16 3	6 19 11	7 16 9

Every description of Assurance may be effected with this Society, and Policies are granted on the Lives of Persons in any Station, and of EVERY AGE.

#### BONUSES.

The two first Divisions averaged 22l. per Cent. on the Premiums paid. The Third, 28l. per Cent. The Fourth Bonus, declared JANUARY, 1847, averaged rather more than 36l. per Cent.; and, from the large amount of Profit reserved for future appropriation, and other causes, the Bonuses hereafter are expected considerably to EXCEED that Amount.

The Society's Income, which is steadily INCREASING, is now upwards of 132,000l. per annum.

Tables of Rates, and Forms of Proposal, can be obtained of GEO. H. PINCKARD, Actuary, 99, Great Russell-street, Bloomsbury, London.

\* \* The usual Commission allowed to Solicitors.

#### SOLICITORS' AND GENERAL LIFE ASSURANCE SOCIETY, 57, Chancery-lane, London.

This Society presents the following Advantages to the Assured:—

First.—The security of a large subscribed Capital.  
Second.—Exemption of the Assured from all liability.  
Third.—Tables of Premiums calculated on the true law of mortality, expressly for this Office, and affording particular advantages to young lives.

Fourth.—Participating and Non-participating Scales of Premiums. In the former the Assured are entitled to EIGHTY PER CENT. or FOUR-FIFTHS of the profits divided amongst them periodically, either by way of addition to the sum assured, or in diminution of Premium, at the option of the Assured.

Fifth.—No deduction is made from the four-fifths of the profits belonging to the Assured for interest on Capital, or Guarantee Fund.

Sixth.—No Policy disputed, except in case of fraud.

Seventh.—This Society gives a much larger share of profits to the Assured, and at a lower rate of Premium than the great majority of other Life Offices.

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CHARLES JOHN GILL, Secretary.

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# The Jurist

No. 602—VOL. XII.

JULY 22, 1848.

PRICE 1s.

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LONDON, JULY 22, 1848.

SOME difficulty has arisen in determining the exact character of a joint-stock company, completely registered under 7 & 8 Vict. c. 110. One of the objects of that act, as therein stated, was to invest "such companies with the qualities and incidents of corporations, with some modifications, and subject to certain conditions and regulations;" and it is enacted, that, "on the complete registration of any company being certified by the registrar of joint-stock companies, such company and the then shareholders therein, &c. shall be and are hereby incorporated by the name of the company as set forth in the deed of settlement, and for the purpose of carrying on the trade or business for which the company was formed, but only according to the provisions of this act, and of such deed as aforesaid, and for the purpose of suing and being sued, and of taking and enjoying the property and effects of the said company." (Ss. 1, 25).

In the text books on the subject, such company, completely registered, is called a "limited corporation," or a "quasi corporation;" and the question has been as to the corporate limits of the company, and in what respect it might still be regarded as if it were incorporated.

This question appears to have been satisfactorily answered, to some extent, by the recent cases of *Ridley v. The Plymouth Grinding Company* and *The Kingsbridge Flour Mill Company v. The same*, in the Exchequer, 12 Jur. 542), which have decided, that such company, being a corporation only for some purposes, may, in certain cases, be bound by contracts not under seal; and also, that a contract entered into by such company without the formalities required by the 41th section of 7 & 8 Vict. c. 110, may be enforced against the company, although not by them. By that section, every

contract of such company shall be in writing, and signed by two at least of the directors of the company, and shall be sealed with the common seal thereof, or signed by some officer of the company on its behalf, &c.; "and in the absence of such requisites, or any of them, any such contract shall be void and ineffectual, except as against the company on whose behalf the same shall have been made."

In the former of the above-cited cases the contract was a written demise not under seal, and with reference to this branch of the subject, Parke, B., said, "As to the objection that this instrument ought to have been under seal in order to bind this company, I am satisfied, that, under this statute, although it is rather curiously worded, these quasi corporations are bound by contracts, although not under seal, and not having the requisites prescribed in the 44th section of the statute; for it contains a clause, that contracts not having those requisites shall not be effectual, except as against the company on whose behalf they have been made. If, therefore, this contract has been made by this company, it is no objection in their mouth, that it was not made under seal, although it is of course competent to them to say, that it was not made by an agent having authority to bind them."

Therefore, a joint-stock company, completely registered, is a corporation only for some purposes, and even as to those purposes it will be bound by a contract not under their common seal, or not attended in other respects by the formalities required by the statute.

Several other points of importance were also decided in the above cases, namely, that in an action against such a company on a contract made in their name, the deed constituting the company; a copy of which has been delivered to the registrar on complete registration, is receivable in evidence to shew what persons have power to act for the company, that a ratification by

those persons of a contract made in the name of the company will bind the company, as also will admissions made by those persons; and that where by the terms of such deed the management of the company is committed to a board of eleven directors, five of whom are to be a quorum, for the dispatch of business, the acts of the board are not evidence to bind the company, unless it be shewn that at least five directors were present.

### THE EXTENT OF THE PRIVILEGE OF A PARTY TO A SUIT FROM ARREST.

In a case very recently before the Vice-Chancellor Wigram, the question was, whether the privilege from arrest of a party attending a cause extends to his attendance on the Registrar for the purpose of drawing up the minutes of a decree. It was admitted by those who opposed the claim of privilege, that a party to a suit is privileged while attending *undo, revertendo, et morando*, on a judicial proceeding, as at the hearing of the cause, or in attendance in the Master's office, (to which might have been added attending an arbitrator under an order of the Court). (*Moore v. Booth*, 3 Ves. 350). But it was contended, that there was a distinction between attendance on a judicial proceeding and attendance on a merely ministerial proceeding; that to the latter case the privilege does not extend,—at any rate, that it does not extend to it as of course; and that a special necessity for the attendance of the party must be shewn; that where, as in the case before the Court, the Registrar was attended by the solicitor of the party, the attendance of the party himself was unnecessary. That the office of the Registrar is purely ministerial; that he cannot in the smallest degree alter the decree of the Court; that the decree is finally made when it is pronounced in court; and hence, that attending the Registrar to draw up the decree is not in any sense an attendance at the hearing, or having reference to the hearing of the cause. The Vice-Chancellor thought the privilege did extend to the attendance of the party before the Registrar, although his solicitor attended with him. His Honor's judgment proceeded principally on the ground, that the practice of the Court is to give the parties to a suit the opportunity of watching the drawing up of a decree. That a party shewn to have an interest under a decree has the right to take care in some form that it shall be correctly drawn up; and that if, as was admitted, the presence of the counsel and solicitors of a party at the hearing does not deprive him of his right of personally attending, and being protected on such attendance, there was no reason why, in seeing that the decree is properly drawn up, he should be deprived, by the attendance of his solicitor, of his right of personal attendance.

The cases in which the question of privilege has been raised with reference to proceedings not clearly judicial are somewhat conflicting. In an old case (*Alisbury v. Troughton*, 1 Rep. Ch. 92) it was held, that a defendant to a suit coming to put in his answer was privileged. In a more modern case (*Crone v. Odell*, 2 Moll. 525) it was held, that a party coming to town to file a bill of review or put in an answer is not privileged.

Whether, therefore, a party going to put in his answer is privileged is unsettled; but that he is not so on going to file his bill seems clear. There is, however, a case, which, we believe, was not cited to the Vice-Chancellor Wigram, which strongly supports the decision of his Honor. The case we refer to is *Ex parte Burrows*, (8 Ves. 535), in which it was held, that the clerk of a solicitor would be committed for contempt for attempting to break open the desk of a clerk in

the Registrar's office. The decision being on the express ground that the Registrar's office was a part of the court itself, the question of jurisdiction was distinctly raised by counsel, and the defence upon merits was, that the order was improperly delayed. The result of this case is to put the Registrar's office, so far as the privilege is the privilege of the Court, on the same footing as the Master's office, or the Court itself. Now, there seems considerable ground for contending, that the principle of the privilege from arrest in attending courts of justice, is not so much the privilege of the party in regard to his convenience, as of the Court in regard to the respect due to it. If the convenience of the party were the ground of the privilege, it would be immaterial to what Court the application for discharge from arrest is made. A Court of Common Law could as well take notice of an arrest inconsistent with the right of a party conveniently to prosecute his suit in Chancery, as the Court of Chancery. But the authorities shew that the application for discharge must be made to the Court of which the arrest was a contempt. (*Serl's case*, 2 Ves. & B. 374, and *Plumer v. M'Donough*, 1 D. & S. 232). And the case of *Binder v. Williams* (4 T. R. 377) shews still more strongly that the Court, in protecting the party, proceeds on the principle, that the arrest is a contempt of the Court, not on the principle of convenience to the party. In that case the Court of Queen's Bench refused to interfere to protect the privilege of a party attending the Commissioners in Bankruptcy, on this ground, that the application was not made in the right place; the treating the Commissioners in Bankruptcy as *strangers* to it, and saying that the Court to which the application was made was not a Court of which any contempt was committed.

If this be so, it would be inconsistent with *Ex parte Burrows* not to treat an arrest while attending the Registrar's office to draw up the minutes of a decree as improper, on the ground of its being a contempt of the Court, without going into the question of its being improper, on the ground of the right of the party to see his decree drawn up.

### PRACTICAL EFFECTS OF SEVERAL COUNTS AND PLEAS.

(Continued from p. 262).

#### 3. As regards staying Proceedings.

Where there are two or more counts in a declaration, and any one of them is for a demand of a sum certain, the defendant may obtain a stay of proceedings as to that count upon payment of the sum of money therein demanded, and costs relating to that count; and the plaintiff may proceed on the other counts if he pleases. If he does not proceed on them, the defendant is bound to pay him the costs of such other counts. (*Archb. Prac.*, p. 1198, 8th edit.)

#### 4. As regards Rule to compute.

The presence of a count for a cause of action which cannot be referred to the Master, will prevent plaintiff from having a rule to compute on judgment being entered by default; and he must either resort to a writ of inquiry, or enter a nolle prosequi, or a remittitur *damns*, as to the counts which may not be referred to the Master, or apply to strike them out. Where a declaration contained counts on a promissory note and for goods sold, and defendant after delivery of such declaration paid the plaintiff 150l. "on account of the cause," leaving a balance due less than the amount of the note, it was held that the plaintiff could not have a rule to compute without having the count for goods sold struck out of the declaration, or unless the defendant would consent to the entry of a nolle prosequi as to that



count; nor could the plaintiff enter a remittitur damna as to the damages on that count, because he had received them. (*Jones v. Shiel*, 3 Mee. & W. 433; S. C., 6 Dowl. 597).

## II. The Effect before or without Trial of using several Pleas.

**Set-off.**—Several pleas of set-off may, it seems, be pleaded to different parts of an action. (*Gibson v. Bell*, 1 B. & C. 748).

**On Demurrer.**—Defendants pleaded payment into court, and, among other pleas, a special plea of lien. The plaintiff took the money out of court, and demurred to the special plea, which demurrer was decided in his favour. He then entered a nolle prosequi to the residue of the action, except the costs of the demurrer; on objection, that the nolle prosequi was tantamount to an admission that the plaintiff had no cause of action beyond the sum paid into court, it was held, that he was entitled to the costs of the demurrer. And per Wightman, J.—“If a defendant spreads out a number of bad pleas on the record, to which a plaintiff is advised to demur, why should he not have his costs if he succeeds on his demurrer?” (*Williams v. Vines*, 9 Jur. 809). See, as to writ of inquiry in such case, Lush. Prac. 706; and see, where the plaintiff discontinued as to some issues after judgment on demurrer as to others, *The Mayor of Macclesfield v. Gee*, (8 Jur. 1053). Where there are two pleas, each going to the whole of the action, upon one of which issue is joined, and upon the other judgment is given for the defendant upon demurrer, the Court will allow the defendant to strike out the plea on which issue was joined on payment of the costs of that issue. (*Young v. Beck*, 3 Dowl. 804). A plaintiff is entitled to the costs of a judgment upon demurrer in an action of trespass, although issues in the same cause have been tried, and less than 40s. damages obtained, and the judge has refused to certify; but he is not entitled to the costs of the issues in fact. (*Poole v. Grantham*, 14 Law Journ., N. S., C. P., 24).

As to the priority of decision, where there are issues in law and issues in fact, see 2 Arch. Prac. 830).

Where several defendants, whose interest is identical, plead separately similar pleas, which are demurred to, one counsel only is entitled to be heard on the argument. (*Wilson v. Carey*, 2 Dowl., N. S., 530).

## III. Effect at the Trial of using several Counts and Pleas.

**Right to begin.**—The number of pleas used exercises an important influence on the right to begin and to reply. By the defendant's adding the general issue to an affirmative plea, the plaintiff often obtains this right.

It may be laid down as a rule, that, wherever the plaintiff's *prima facie* case is easily capable of proof, and the defence rests not on a denial of such case, but on a justification or other affirmative matter, it is better to omit pleas in denial.

In cases, however, of slander, libel, and other actions or personal injuries, where the plaintiff seeks to recover actual damages of an unascertained amount, he is entitled to begin, although the affirmative of the issue may, in point of form, be with the defendant. And wherever there is anything—e. g. merely the amount of damages—to be proved by the plaintiff, he is entitled to begin. (*Mercer v. Whall*, 5 Q. B. Rep. 447), unless, indeed, the damages be merely nominal. (*Chapman v. Rawson*, 10 Jur. 287—See remarks upon, in 9 Jur. 381).

**Evidence.**—In an action for an assault, if the declaration contain only one count, the plaintiff, after proving one assault, cannot waive that, and proceed to give evidence of another. (*Stante v. Prickett*, 1 Camp. 473).

Where several pleas are on the record, each plea must be considered as if it stood alone, and cannot be used as an admission of another. Therefore, where, in

an action by indorsee against maker of a promissory note, the defendant pleaded, first, that he did not make the note; and, secondly, that he made it for the accommodation of the plaintiff, it was decided, that the second plea could not be called in aid of proof of the identity of the defendant with the maker on the first issue. (*Jones v. Jones*, 9 Mee. & W. 75; and see *Reg. v. Smith*, 8 Jur. 599; *Twenlow v. Askey*, 6 Dowl. 597; *Fischer v. Auld*, Id. 594). And if a declaration contain two inconsistent counts, and defendant pays money into court on one count, which plaintiff accepts, the defendant cannot read the other count as any evidence to the jury, for the purpose of negating allegations in the count on which money was paid in. (*Gould v. Oliver*, 2 Man. & G. 233).

**Verdict.**—If there are several counts and plaintiff prove but one cause of action, he is entitled to a verdict on one count only; and if the judge direct a verdict on more than one, a bill of exceptions, it seems, may be tendered. (*Ward v. Bell*, 1 C. & M. 848). And a new trial was granted, where a verdict had passed generally for plaintiff on two counts, the one for breach of a warranty of soundness of a horse, the other for breach of warranty that a certain other horse was free from vice, and at the trial the plaintiff had proved only one contract for the purchase of a horse, and that it was unsound. (*Deere v. Ivey*, 4 Q. B. Rep. 379; and see *Holford v. Dunnett*, 7 Mee. & W. 348; *Shires v. Burrow*, 2 M. & Rob. 405). In such a case there should be one count with two breaches. But if the consideration of a bill of exchange be stated in the particulars of demand, the plaintiff may prove it, to avoid a verdict being entered against him on the common counts. (*Ryder v. Ellis*, 8 C. & P. 357).

In an action for diverting a water-course, the defendant in one plea claimed to have water flow from a mill-stream to a ditch “at all times,” and in another plea claimed it only “at the time of flashes,” and the jury having found the right in his favour, “at all times,” the judge discharged the jury as to the claim “at the time of the flashes.” (*Drewett v. Shear*, 7 C. & P. 485).

**Taking Verdict upon Issues separately.**—In a case where issue was joined on three pleas, the judge summed up and directed the jury to find their verdict upon each plea separately. He then, with the consent of the parties, left the Court, but desired the associate to take the verdict upon each of the pleas, delivering to him the abstract. The jury having agreed, the associate asked them whether they found a verdict for the plaintiff or the defendant, and the foreman answered “for the plaintiff.” The counsel for the defendant then requested the associate to put the questions to them, which was opposed by the plaintiff's counsel, and thereupon the associate refused to put any further questions. One of the jury then said, “We find unconditionally for the plaintiff;” but another of them observed, “I think there were three questions left for our consideration by the judge.” It was held, that the omission to take the verdict upon the issues separately, was a miscarriage on the part of the officer; in effect, a miscarriage of the Court itself, and a new trial was granted without costs on either side. (*Bentley v. Fleming*, 1 C. B. 479; 9 Jur. 402).

**Damages.**—The pleader should not indulge in justifications which cannot be supported by evidence; for where, in an action for false imprisonment, the defendant pleaded not guilty, and also a justification on the ground that the plaintiff had committed a felony, it was decided that the putting the second plea on the record was a persisting in the charge, and was to be taken into account by the jury in estimating the damages, and this, although at the close of the plaintiff's case, the defendant's counsel abandoned such plea, and exonerated the plaintiff from the

charge. (*Warwick v. Foulkes*, 12 Mee. & W. 507). But it is no evidence of malice, so as to prevent the defence in an action of libel that a communication was privileged. (*Wilson v. Robinson*, 7 Q. B. Rep. 68; 9 Jur. 726).

#### IV. The Effect after Trial of using several Counts and Pleas.

**Judgment.**—If some of the counts in the declaration be bad, and no evidence be offered applicable to those counts, but a general verdict given, the *postea* may be amended by confining the verdict to the good counts. This has been done after error brought and errors assigned. (Lush, Prac., p. 495).

In *Jackson v. Galloway*, (1 C. B. 280), the plaintiff two years after reversal of judgment on one count, (on which he had elected to enter up the verdict), applied for leave to amend by entering the verdict on another count, but the Court held the application to be too late; and also doubted whether they had power to make such amendment after judgment in the court of error.

**Venire de Novo and Arrest of Judgment.**—Where there is a bad and a good count and a general assessment of damages, the Court will not arrest the judgment, but will award a venire de novo that the jury may assess the damages separately. (*Emblin v. Dartnell*, 1 Dowl. & L. 1010; *Airy v. Fearnside*, 6 Dowl. 654; *Empson v. Griffin*, 11 Adol. & Ell. 186; *Leach v. Thomas*, 2 Mee. & W. 427; *Gould v. Oliver*, 2 Man. & G. 231). But where there is a *misjoinder* of counts and a general verdict for the plaintiff, the Court will arrest the judgment, and will not award a venire de novo. (*Corner v. Shew*, 1 Horn & Hurl. 215; 4 Mee. & W. 163).

Where separate damages are assessed on each count of a declaration, and one count is bad, the judgment will be arrested on that count only. (*Hayter v. Moat*, 2 Mee. & W. 56).

The omission of the judge to direct a jury specifically as to one of the issues, which is an immaterial one, is no ground for a new trial. (*Watson v. Whitmore*, 8 Jur. 964).

**Non obstante Veredicto and Repleader.**—In an action of debt, the defendant pleaded five pleas. Upon demurrer to the fourth plea, (pleaded to the whole declaration), the Court gave judgment for the defendant, and expressed their opinion, that the declaration disclosed no cause of action. The plaintiff, at the trials of the issues, in fact, had a verdict on the first, second, and third issues; and the defendant on the fifth, which raised an immaterial issue. It was held, that the plaintiff could not have judgment non obstante veredicto on the fifth issue; neither was he entitled to a repleader. (*Willoughby v. Willoughby*, 11 Jur. 902).

#### ON THE ART OF TAKING EVIDENCE BY COMMISSIONERS.

1. *A Letter to the Metropolitan Sanitary Commissioners.* By J. TOULMIN SMITH, Esq., of Lincoln's Inn. [S. Sweet, Chancery-lane.]
2. *A few Words on the New Commission of Sewers; with Comments on the Reports and Evidence of the Sanitary Commission.* By A FARMER, A LAWYER, and AN EX-COMMISSIONER. [T. & W. Boone, Bond-street.]

Sufficient materials probably now exist for a work on the "art of taking evidence by commissioners," upon a similar plan to Mr. William Gerard Hamilton's "Parliamentary Logick," or the *Novum Organon*. As the art of Induction began to be practised in the time of Elizabeth, and was reduced to system by Lord Bacon in that of her successor, so the art of Suction

by Commission \* (of which the process of taking evidence is the principal part), having been introduced in the reign of William IV., will probably be digested in that of Victoria. Need we say that we look to Lord Brougham for the "*Novissimum Organon Fallaciarum*?" In the meantime we will give a few hints to amateurs, with illustrations. By judiciously selecting your witnesses, and skilfully managing their examinations, you may establish any conclusion upon a basis of either a square or a cubic foot of printed evidence. When you are dealing with a witness of the right sort, you have only (and this requires little skill) to put your views with suitable arguments into his mouth, his replies being to your queries as twaddle-dum to twaddle-dee; and having accumulated a respectable number of such witnesses, you have then to settle your report, and state your or your master's views as "the result of the extensive inquiries made under this commission." When you meet with a hostile witness you must confound him, which is done by making your questions very long, complicated, and confused. In this case you must so word your question that the opinion propounded in it may have the appearance of being the opinion of the witness you are interrogating; or, if that cannot be done, you must so frame your examination as to extort, or appear to extract, from the refractory witness an admission of something which you have elsewhere represented to be favourable to the desired conclusion. The easiest way of doing this is, first to propound your propositions as unquestionable, and then, without giving your witness time to interrupt you, ask him some immaterial question to which he must give an affirmative answer, that answer appearing in print as an assent to the whole of your harangue. This, though an old trick, is still in great favour. If your witness remonstrates, have at him with a second harangue, which may be composed of either unintelligible or identical propositions. You will get some valuable hints for emergencies by attending Mr. Spencer Hall's lectures on mesmerism. But there is no occasion to have any hostile witnesses. Those of the right sort may be procured in abundance by the judicious use of *ground-bait*, i.e. by circulating among the appropriate professions or trades circular letters of inquiry, containing decent but plausible hints of the necessity of certain evidence to the establishment of certain jobs. Where (as from your respect or inability to smother an honest colleague who sometimes happen) a mass of bona fide evidence has been collected which goes against your views, you must boldly refer to its value and bulk, and, trusting to the latter quality to save you harmless, pronounce peremptorily that it makes right for, instead of against, you. We shall now endeavour to illustrate these rules by a few pertinent examples, beginning with the last mentioned.

Under the Poor-Law Commission of Inquiry, appointed in 1832, a vast body of valuable information was collected respecting the condition of the labouring population, particularly the agricultural labourers. That which the Commissioners themselves in their Report (p. 2, 8vo. ed.) describe as "the most valuable part of their evidence," was a Digest of the Answers to Queries circulated by the Commissioners through all the Parishes in England and Wales, forming the Appendix (B.) to the Report, and containing about five thousand folio pages. Now, in the most important part of their Report, (that on Remedial Measures), the Commissioners make certain assertions respecting the condition of the agricultural labourers, which are directly in the teeth of this evidence.

\* It has long been known, that bees, by the use of a peculiar food, can change a neuter into a queen; but our modern commissioners have brought to perfection a stranger art,—the preparation of a pabulum by which John Bull is turned into a milk cow.

"We can state," they say, (Report of 1834, p. 228, 8vo. ed.), "as the result of the extensive inquiries made under this Commission into the circumstances of the labouring classes, that the agricultural labourers when in employment have greatly advanced in condition; that their wages will now produce to them more of the necessities and comforts of life than at any former period." Now, instead of this being true, it is proved by the most unexceptional evidence, and recognised by many writers of authority, (among others, by Mr. Senior, in his Lectures on Wages, delivered before the University of Oxford in 1830), that "the labourers in the reign of Henry VII. earned two pecks of wheat a day, and now (1830) earn only one." (Lecture I., p. 2). But we once had occasion to make a most minute investigation of the evidence, particularly the very voluminous Appendix (B.) above mentioned, upon which the Report professes to be founded; and the result is, that, though undoubtedly there are some witnesses who state that the labourers "are better off now than formerly," *the proportion of these to the witnesses who state the contrary is less than one to ten.* We do not discuss the precise value of this evidence; the present question being, whether the evidence, such as it is, has been honestly dealt with. The parties who wrote the above-cited passage either knew the evidence collected under the Commission, or they did not. It is needless to characterise the horns of this dilemma, upon one of the horns of which they have taken up a settlement. But they manage to interpose a cushion, in this way: if you complain that they have disregarded the evidence, they ask, "What evidence?" And then if you name that in Appendix (B.), they triumphantly refer to the passage in which it is characterised as the most valuable part of their evidence; after which you must be, to nine-tenths of the easy public, a dog with an ill name.

Taking up another of those documents which profess to deal with evidence "by authority," the "General Report from the Poor-Law Commissioners in 1842 on the Sanitary Condition of the Labouring Population of Great Britain," we read, at p. 188, "An eminent manufacturer (quære, of evidence?) in Lancashire stated to me in November ultimo\*, 'That the same yarn which cost my father 12d. per lb. to make in 1792, all by machinery, now costs only 2d. per lb.; paying them only 4s. 4d. per hand wages weekly, now 8s. 8d., or more.' The prices of provisions," adds the reporter, "were, during the first period, as high as now, and the cost of clothing thirty or forty per cent. higher." In 1792, the price of wheat (Winchester quarter) was 2s. 11d. In 1842, (the now the reporter speaks of),

\* There is a peculiar phraseology observable in some of these Reports—a preference of long words for short ones, as ere, of "ultimo" for "last;" of long, elaborate, and imposing phrases for shorter and more simple ones, as where an ordinary person would say "in some cases," this authoritative penman says, "in a large proportion of cases;" so he tells of the "annoyance occasioned by a nuisance;" and sometimes the reporter indulges in the elaboration of sentences, some of which (we speak it with reverence, as Lord Cardwike, in his judgment in *Guth v. Cotton*, said of the refined and speculative reasonings of the judges about the *cintilla juris*) are not very easy to comprehend; as where, in the Constabulary Force Report, he talks of "persons residing in their respective neighbourhoods." An interesting paper might be written on this reporter's flowers of rhetoric, which have reminded us occasionally of the sesquipedalian feats of the ingenious gentlemen sometimes irreverently by the profane styled "penny-a-line-men." Having mentioned the Constabulary Force Commissioners' Report, we may add, that it abounds with statements of a most startling description; and we once heard an individual, who had had the best opportunities of knowing all the mysteries attending the getting up of such Reports, exclaim, as he turned over some of its pages, "Lord bless me, what a lie this is!"

the average price (for the quarter ended Lady-day, 1842) was 60s. 7½d. The price of other provisions was also higher, and of every thing but cotton goods.

It appears, from the pamphlet named at the head of this article, that Mr. Toulmin Smith, having been examined by the Metropolitan Sanitary Commissioners on the 28th April last, found it necessary, in consequence of the mode in which his examination was conducted, to send in on the following morning a formal and emphatic protest against it, "as at variance with the spirit of impartial inquiry, and calculated to present an erroneous view of his statements and conclusions." More than two months having elapsed without any opportunity having been afforded him for the necessary explanations, Mr. Smith has addressed a letter to the Commissioners, pointing out, by a few examples, the real character of the allegations and assumptions of which the greater part of the questions consisted; and admissions as to which, or conclusions from which, as admitted premises, it appeared to be the principal object of the examination to extract from him. We have only room for two extracts.

"The following is among the questions put to me, (p. 25): 'This question was put to the Chairman of the City of London Commission of Sewers: "as the present constitution of your body is of retail dealers, the retail dealers being the minority of the city, may they not be said to have for their own purposes, viz. for the purposes of increasing their retail custom, a power of bringing cattle into the city, and annoying the rest of the metropolis by the quantity of them so brought, and not only of annoying the rest of the metropolis, but may they not bring many thousand head of cattle into the city, to the annoyance of wholesale traders and other people within the city who are non-free-men?" That is an admitted fact, that that is the ground of the opposition.' I have been most positively assured that no such question was asked of the Chairman of the City of London Commission of Sewers. It will be observed, that no answer is stated as having been given. It is, instead, asserted, that something or other—it does not at all appear what—is 'an admitted fact, that that is the ground of the opposition.' It is almost needless to say, that the 'admitted fact' has never been 'admitted' by any one." [p. 10, n.]

"Question, page 32.—'Have you seen the Registrar-General's Report, in which he states that within seven years the excess of infantile deaths within the limits of the corporation of the city of London has been 58,000 above what it would have been according to the rate of mortality in another district?'

"The place of any such statement was not shewn to me at the time, and I expressed some doubts as to its accuracy, if it had been made; which doubts were met with strongly expressed surprise and indignation. I have since ascertained, as a matter of positive fact, that the Registrar-General has never made any such statement whatever. Not only is no such statement to be found in his returns, but he has expressly disclaimed, in writing, the statement thus laid upon him. This point has been so often and prominently urged and reiterated, that it will be well to set it entirely at rest by citing, at length, his own disclaimer. The following is a copy of a correspondence which has passed upon this subject, the original of the Registrar's part in which I have myself seen:—

"Remembrancer's Office, Guildhall,  
"23rd June, 1848.

"Sir,—The Commissioners of Sewers of the city of London have received, by the medium of Lord Ashley, a communication which contains the following extract:—

"Yet the Registrar-General proclaims that nearly six thousand children are annually destroyed in the city

'over and above the number that die in a neighbouring district, and by no means a healthy one as compared with many rural districts. 'If we take children under five years of age,' says the Registrar-General, 'where neither disturbing causes nor occupations interfere, the deleterious influence of London in its present state will appear undisguised in all its magnitude.'

'The excess for the city of London as compared with the district above referred to, taken on an average of seven years, is shewn by the Registrar-General as follows :—

'The deaths registered in London (1838—44)	
'under five years of age were .....	139,593
'The deaths, if the mortality had not been	
'higher than in Lewisham, would have	
'been .....	80,632
	<hr/>
	58,961

"I shall feel obliged if you will have the kindness to inform me when the statement alluded to was made by the Registrar-General, and also forward me the statement of the reports from which such information was obtained.

(Signed) 'EDWARD TYRRELL.'

'George Graham, Esq.'

"General Register Office, 23rd June, 1848.

"Sir,—In reply to your letter of this day's date I have the honour of stating that, in the publication referred to by Lord Ashley when in correspondence with the Commissioners of Sewers of the city of London, I did not speak merely of the city of London within and without the walls, but I referred to the metropolis within the present bills of mortality, containing a population amounting in number to nearly two millions, AS YOU WILL SEE IN THE ACCOMPANYING RETURN which I now have the pleasure of transmitting to you.

(Signed) "GEORGE GRAHAM,  
'Registrar-General.'

"E. Tyrrell, Esq.,  
'City Remembrancer.'" (P. 23).

This last specimen may be taken as an example of a process in the new art of evidence, which, like that of club-hauling, is only to be used in desperate cases, that of direct forgery or falsification of testimony.

We had written thus far when we met with the pamphlet, intituled "A Few Words on the New Commission of Sewers," which we hope will go far to supply the want we have mentioned of a work on the new art of taking evidence, though the writer treats its professors with as little indulgence as the physical philosophers received at the hands of the Aristotelians. He says,

"When, however, reports are made, they ought to shew knowledge,—superior knowledge,—accurate information and great impartiality. The evidence ought to be clear and unbought. The witnesses ought to have been chosen for their knowledge and ability, not for their known prejudices and professional piques; they ought to have been cross-examined, not led; and when one or two witnesses, of character and ability, gave evidence contrary to the wishes of the Commissioners, they ought to have been listened to and encouraged, not snubbed and disregarded. The tribunal before which the evidence was produced ought to have had considerable knowledge; in general knowledge it ought to have been superior to the witnesses; it ought to have been unprejudiced, and composed of persons of independence. The reverse of all this we are sorry to say is the case. The reports betray the most lamentable ignorance on the part of the Commissioners, or a most sinister design. If an impartial inquiry had really been the object, why were not the proceedings carried on before the public? Why were not some of the ablest men in each district on the Com-

mission? Why were not men of general knowledge called as evidence? Why were not some of the old Commissioners examined, to hear at least what they had to say for themselves? Because, we answer, a fair and impartial inquiry was not wanted. A simple reform of abuses, without éclat, without a large expenditure of money, was not wanted. The public must be frightened, and made to spend its money freely. That we are indebted for these reports to the same hands which so long held the noses of the poor to the grindstone,—which imposed the useless and expensive constabulary force upon the over-burdened counties,—we can hardly doubt. But they have lost their power. In the Constabulary Force Report we recognise undoubted talent in fiction, and a bold imagination. The witnesses had confidence in their leader, and they performed their task like Trojans. In the publications before us, a different set of witnesses do not exhibit the same confidence; they romance, but not so boldly or so well. We have heard them described as old women, but we cannot believe in their age; at all events it must be a green old age."

"In general the answer is suggested by the question in the most laughable manner. As thus: 'Canst you now pronounce with tolerable certainty in what places you will not find cases of typhus?' Answer: 'I believe I could.' We believe we could too, without being a Commissioner or a Bowie.

"Again: 'A strong conviction has been expressed and stated in evidence, by those who have paid attention to the subject, that there is almost as close a connexion between filth and crime as there is between filth and fever; do you coincide with this opinion?' 'I have long been of that opinion.' Of course he was, the Commissioners knew that, or he would not have been suffered to give his evidence: as a proof of which we will mention an anecdote connected with the manufacture of evidence.

"One of the present Commission, so celebrated for the getting up of evidence, met a gentleman of great scientific attainments, and addressed him thus:—'I want to prove that singing-birds when kept in slaughter-houses very soon die; does that accord with your observation?' 'On the contrary,' said the gentleman. 'I have heard many invalids recommended to live in slaughter-houses for the sake of their health, and in many instances they have recovered, I believe.' 'Good morning, Sir,' says the getter-up of evidence. 'Do you think, gentle reader, the getter-up was defeated? By no means. It was easy to find some one with less knowledge or less honesty; and he was found.'

"When the Commissioners are weary of keeping the game, and hazard, by way of relaxation, some guarded questions, we get the following recondit observations:—'What, however, is the general sanitary condition of merchant ships?'—'The accommodation of the smaller class of ships, especially coasters, is very confined: they are filthy, unpleasant, and unhealthy; some; the men often sleeping, feeding, and cooking in the same place, which is very badly cleansed and ventilated; frequently, moreover, considerable quantities of wet clothing are thrown upon their chests and boxes, or anywhere else they can place them.' 'Tis wonderful, O Bowie! We always thought, before we were informed to the contrary, that on ship-board the common sailors had a kitchen, parlour, and bed-room to themselves, with housemaids to keep them clean. No wonder a few of them get the cholera.

The author of the "Few Words" seems to forget that the way to generalize is to collect similar instances (instantiæ conformes). Among the infinite variety of facts and of opinions, how were the Commissioners to come to a conclusion if they did not select? In the next extract he is somewhat unfair. The inquiry was as to

the origin of cholera, and, as a lawyer, he must know that the hearsay evidence of old women and children is admissible in questions of pedigree.

"A young lady whom I attended during a long and severe attack of typhus, frequently told me she attributed her illness to a very disagreeable smell she encountered while passing through Whitechapel-market." He goes on:—"Among the first cholera patients in London were the mate of a vessel lying off Hermitage, and the wife of a master of a small coasting-vessel lying off Horsleydown: both of them had the disease very severely. The mate told me he had not been well after getting up one morning very early and smelling something very offensive from a bone vessel lying a short distance from them. The master's wife said, she had never felt right since she had a sniff of bad yeast from some casks on shore. Within a few days after experiencing those smells, they were both attacked with cholera. You don't say so! They might both have broken their necks, which would have been a coincidence every whit as worthy of relation. We could tell a volume full of such stories if we had a Commission handy to believe and print them. We know of a farmer having died after having passed near a pig-sty. One man who passed near a cesspool was two days afterwards kicked out of his gig and had his leg broken. Mr. Bowie goes on:—"I remember a house in Hermitage-street where I think (he does not know) three of its inhabitants died of cholera: the ——— had not been cleared for several years. We remember a house where what he mentions had not been cleared out for twenty-two years, and nobody in it ever died of the cholera. One could string such stuff together by the yard, without ever having practised like Mr. Bowie in Scotland, or any where else.

"Are new laws to be enacted, and millions spent, on the evidence of men who can gravely utter such wretched trash; are young ladies' notions of the causes of their ailments, are the silly sick-bed gossipings of sick people to be put forth gravely, and printed for the information of men possessing mens sana in corpore sano? But let us be cautious—let us listen to a great authority in such matters.

"On the 13th December, at the Royal Institute of Ancient Architects, Mr. Edward P'Anson read a paper on the 'Principles and Practice of building Sewers in the Metropolis;' one passage of which was to the following effect:—

"To dispose of the gases generated in sewers was a difficult question. More was said about their dangerous qualities than was necessary. Some experiments were now going on, which he understood would establish this. The experimenter found it difficult to obtain a cube foot of poisonous gas from the sewers. A woman, who lived near one of the open street-gratings, had assured a friend of his that she had never been well till she came there. And it certainly was a fact, that when London was ravaged by the cholera, no case occurred amongst the workmen employed in the sewers."

The necessity for Mr. P'Anson's evidence has been superseded by the third report of the Sanitary Commission, laid before the House of Lords on the 14th, in which the song and burthen of their first two reports, the unhealthiness of effluvia from sewers, is disavowed, the special object being to prove that the new Commissioners did not bring the fever into Westminster. His third report is rich in scientific novelties.

The next extract shews that the Commissioners have not forgotten the maxim of the geometers, to assume nothing as self-evident which can be proved.

"To return to our story-telling friend:—he is asked, 'If the streets were well scraped, washed, and cleaned' would there not be a considerable diminution of dirt? 'Most assuredly there would. I have often heard it

'said (he, like the Commissioners, knows nothing of his own knowledge—they know nothing and send for him who knows nothing, but informs the other know-nothings what some young or old lady told him):—I have heard it said that clothes kept clean as long again in the country as in London.' It is scarcely credible such trash should not only be printed but put forward as something worth reading. Take the following, and we have done with Mr. Bowie.

"In irritation of the skin, what substitute may be used for soap? I have generally found thin gruel an excellent substitute, and sometimes, especially where there are sores or wounds, nothing answers better for soap in shaving than good olive oil."

The writer shews (p. 17, et seq.) that the only witnesses who differed from the opinions of the Commissioners have no mention made of them in the report, the public being thus led to believe that there was no difference, that there could be no difference, on the questions mooted in the report. He also shews, (p. 35), the examining Commissioner's endeavour to bait Mr. Grainger into saying what he knew was nowhere proved.

It was Mr. Tickell, we think, who wrote the Life of Lord Bacon, and forgot that he was a philosopher; and so the author of the "Few Words" appears to be as blind to the science or art displayed in these feats of the Commissioners. The following extract, indeed, conclusively proves how incapable he is of estimating the new philosophy.

"We call upon all reasonable men, all rate-payers, and especially the Legislature, to examine for themselves, and not to take upon hearsay the evidence upon which is founded this monstrous cheat,—this invention for plundering the public.

"We have demonstrated, as far as the nature of a Pamphlet will permit, the mere shew of knowledge possessed by the Commissioners, the charlatanism of many of their witnesses, and the twaddle the whole confederation indulge in. Is there no one in Parliament to expose them? It is an easy game, and there is no one to play it? A large portion of the press is muzzled. The fiercest enemy of the ex-secretary is dumb, or only roars at his bidding.

"Never, we believe, was such a superstructure endeavoured to be raised on such a weak foundation. A few medical men are called, who tell gossiping stories about the cholera; then come the officers of the late Commission, who abuse their masters, and dilate upon their pet plans; then a few C. E.'s are called, who are very learned, and very positive, about the tile-drains, though they have never been generally tried, or for any sufficient time: also upon the shape of drains they are quite as positive, though they do not agree with each other on that point. Decimals, squares, and cubes are indulged in pretty freely, and remind one of the old question,—'If a leg of mutton costs 5s., how much will a bunch of turnips cost?' The C. E.'s are followed by the savans, whose science is bewildering to every body concerned; and then comes the conclusion,—May it please your Majesty, 'We, your dearly beloved, &c., recommend you to dismiss every body, and put us into their places. We find the cholera is likely, in all probability, unless prevented, to come into England, and we are the only persons to prevent it. Consolidation is the remedy. Consolidate all the places, create new salaries, and give them to us.

"This may appear burlesque, but it is the pith and substance of the Reports.

"Let the Commission be judged by their own Reports and evidence. They wrote them; they packed the evidence, and excluded all but their own trained witnesses. The Commissioners have published them to the world as the grounds of their proceedings, and by them we judge them, and by them alone.

"If they have good reasons for what they have done,—if they have evidence that the cholera is more likely to appear this year than last, or the last twenty years, we boldly say, they are not to be found in these books. If the late Commissions wanted reform,—if they were partial, unjust, and ignorant,—if they lavishly spent the public money, and neglected their duties, the evidence is not to be found in these books. Never before, in the history of legislation, was such a conclusion drawn from such premises.

"A cry has been got up, founded on a silly fear; and this stupendous job will be carried into effect, in the shape of the most obnoxious laws, unless those who have the knowledge and energy requisite come forward and petition, in bold but respectful language, the House of Lords, (if it is too late to petition the Commons), to free us from the 'old man of the sea,'—this 'tyranny.'"

### London Gazette.

TUESDAY, JULY 18.

#### BANKRUPTS.

**JOHN GLOGE**, Portsmouth, Southampton, tailor and draper, Aug. 1 and 25 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Wood & Fraser, Dean-street, Soho.—Fiat dated July 11.

**HENRY ELLIS**, Ebury-square, Pimlico, Middlesex, baker, dealer and chapman, July 25 at half-past 1, and Aug. 25 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Ford, 5, Bloomsbury-square.—Fiat dated July 15.

**RICHARD BROWN ADDISON**, Summer-street, Southwark, Surrey, engineer, machinist, dealer and chapman, July 28 at half-past 12, and Aug. 25 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Holmer, 120, Cheapside.—Fiat dated July 11.

**HENRY JOHN KER**, Footscray, Kent, innkeeper, July 26 at 11, and Aug. 30 at 2, Court of Bankruptcy, London: Off. Ass. Stanfeld; Sol. Martin, 19, Gracechurch-street, London.—Fiat dated July 12.

**WILLIAM BECK HILLS**, Romney-place, Maidstone, Kent, (and formerly of Rood-lane, Fenchurch-street, London, shipping grocer, dealer and chapman), and **RICHARD WILLIAM ALLDRIDGE**, Rood-lane aforesaid, (and formerly in copartnership together at Rood-lane), shipping grocers, dealers and chapmen, July 27 at half-past 10, and Aug. 30 at half-past 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Stevens & Satchell, 6, Queen-street, Cheapside.—Fiat dated July 11.

**GEORGE HENRY HAWORTH** and **ROBERT ARCH-BUTT**, Manor-street, King's-road, Chelsea, Middlesex, ironfounders, engineers, dealers and chapmen, (carrying on business under the firm of Haworth & Co.), Aug. 2 at 11, and Aug. 26 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Lawrence & Plews, Old Jewry-chambers.—Fiat dated July 6.

**THOMAS WOODFIELD**, Little Ebury-street, Pimlico, Middlesex, plumber, painter, and glazier, dealer and chapman, July 25 at 1, and Sept. 9 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Innes, 20, Billiter-street, London.—Fiat dated July 18.

**MARK GUIER ROSE**, Moreton in Marsh, Gloucestershire, innholder and victualler, dealer and chapman, Aug. 1 at 12, and Aug. 31 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Duplex, Lincoln's-inn-fields.—Fiat dated July 13.

**HENRY ALEXANDER STEWART**, Liverpool, ship broker, (carrying on business under the firm of H. A. Stewart & Son), Aug. 1 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Greatley, Liverpool; Smith & Co., Bedford-row, London.—Fiat dated July 15.

**WILLIAM HARRIS** and **HENRY HARRIS**, Wrexham Paper Mills, Denbighshire, paper manufacturers, Aug. 3 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Kelsall & Co., Chester; Lowndes & Co., Liverpool; Milne & Co., Temple, London.—Fiat dated July 12.

**JOHN MICHELL**, Feock, Cornwall, merchant, dealer and chapman, Aug. 2 at 11, and Aug. 31 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogden, Exeter; Keddel & Co., 34, Lime-street, London.—Fiat dated July 15.

**JOSEPH YEWDALL**, Snape, Yorkshire, carrier, dealer and chapman, July 31 at half-past 12, and Sept. 1 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Barker, Huddersfield; Lever, King's-road, Bedford-row, London.—Fiat dated July 7.

**JAMES SOTHERN TONGE**, Liverpool, coal proprietor, coal agent, and forwarding agent, dealer and chapman, Aug. 4 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Cross, Liverpool; Low, Chancery-lane, London.—Fiat dated July 12.

**JOSEPH HIRST**, Manchester, flour and provision merchant, dealer and chapman, July 31 and Aug. 24 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Janion, Manchester; Bower & Son, 46, Chancery-lane, London.—Fiat dated July 11.

#### MEETINGS.

**Wm. Griffin**, Cornhill, London, jeweller, Aug. 2 at 11, Court of Bankruptcy, London, last ex.—*Joseph Lidiat*, Selaley-place, Whitehead's-grove, Chelsea, Middlesex, builder, July 31 at 12, Court of Bankruptcy, London, last ex.—*Isaiah Higginson* and *Richard Deane*, Liverpool, warehousemen, July 27 at 11, District Court of Bankruptcy, Liverpool, last ex.—*John Collins*, Middle-yard, Great Queen-street, Lincoln's-inn-fields, Middlesex, wheelwright, Aug. 10 at 11, Court of Bankruptcy, London, and ac.—*David W. Webb*, Gosport, Southampton, scrivener, Aug. 16 at half-past 1, Court of Bankruptcy, London, and ac.—*George Hanson*, Bristol, victualler, Aug. 14 at 11, District Court of Bankruptcy, Bristol, and ac.; Aug. 15 at 11, div.—*Rich. Paris*, Ragland, Monmouthshire, innkeeper, Aug. 17 at 11, District Court of Bankruptcy, Bristol, and ac.—*John Senley*, Birkenhead, Cheshire, blacksmith, Aug. 8 at 11, District Court of Bankruptcy, Liverpool, and ac.—*R. D. Evans*, Wrexham, Denbighshire, draper, Aug. 8 at 12, District Court of Bankruptcy, Liverpool, and ac.; Aug. 11 at 12, div.—*H. Dale*, Birkenhead, Cheshire, builder, Aug. 8 at 11, District Court of Bankruptcy, Liverpool, and ac.—*James Mackay*, Liverpool, tailor, Aug. 8 at 11, District Court of Bankruptcy, Liverpool, and ac.; Aug. 11 at 11, div.—*J. Beckett*, Liverpool, ironmonger, Aug. 10 at 11, District Court of Bankruptcy, Liverpool, and ac.—*M. Cavood*, Leeds, Yorkshire, iron founder, Aug. 10 at 10, District Court of Bankruptcy, Leeds, and ac.; Aug. 11 at 10, div.—*T. Storry*, Scarborough, Yorkshire, printer, Aug. 10 at 10, District Court of Bankruptcy, Leeds, and ac.; Aug. 11 at 10, div.—*J. Greenwood*, Haworth, Bradford, Yorkshire, worsted spinner, Aug. 10 at 10, District Court of Bankruptcy, Leeds, and ac.; Aug. 11 at 10, div.—*J. Gane*, Bridgend, Stonehouse, Gloucestershire, dyer, Aug. 11 at 11, District Court of Bankruptcy, Bristol, div.—*Chas. L. Roberts*, Manchester, and New York, North America, merchant, Aug. 10 at 11, District Court of Bankruptcy, Manchester, fin. div.—*Alex. M. Donald*, Newcastle-upon-Tyne, confectioner, Aug. 9 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Lyon Samuel*, Bury-st., St. Mary-axe, London, silversmith, Aug. 16 at 1, Court of Bankruptcy, London.—*Chas. Lee Jones* and *Robert Cole*, Oxford-street, Middlesex, cheescambers, Aug. 10 at 12, Court of Bankruptcy, London.—*John H. Parker*, Castle and Falcon-yard, Aldersgate-street, London, currier, Aug. 10 at 11, Court of Bankruptcy, London.—*John Parker*, Oxford, brewer, Aug. 16 at 12, Court of Bankruptcy, London.—*John Mayer*, Cheltenham, Gloucestershire, printer, Aug. 14 at 12, District Court of Bankruptcy, Bristol.—*John Wood* and *Henry Wood*, Huddersfield, Lancashire, woollen manufacturers, Aug. 9 at 11, District Court of Bankruptcy, Manchester.—*Harry Bentley*, Salford, Lancashire, roller maker, Aug. 10 at 11, District Court of Bankruptcy, Manchester.—*Edwin Phillips*, Shrewsbury, Shropshire, baker, Aug. 10 at half-past 10, District Court of Bankruptcy, Birmingham.—*Jos. Lowe*, Lenton, Nottinghamshire, lace maker, Aug. 11 at 11, District Court of Bankruptcy, Nottingham.—*John Harrison*, Nottingham, stove grate manufacturer, Aug. 11 at



1, District Court of Bankruptcy, Nottingham.—*T. Rooney*, Liverpool, tailor, Aug. 8 at 11, District Court of Bankruptcy, Liverpool.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Aug. 8.*

*Jos. Sargent*, Beaufort, Llangynider, Brecon, innkeeper.—*James Keymer*, Lawrence-lane, Cheapside, London, warehouseman.—*Wm. Ridgway*, Hanley and Shelton, Staffordshire Potteries, Staffordshire, manufacturer of earthenware.—*Edw. Evans*, Dorking, Surrey, stone mason.—*Joseph Baker* and *John Baker*, Fore-st., London, machinists.—*John Reay* the younger and *Henry Reay*, Mark-lane, London, wine merchants.—*B. Bowen*, Bristol, coal merchant.—*Joshua Clarke*, Inckley, Leicestershire, hosier.—*Edward Rogers*, Liverpool, licensed victualler.—*Griffith Evans*, Maes y Nandy, Tallyllin, Merionethshire, cattle dealer.—*Henry S. Searle*, Queen's-lace, Kennington, Surrey, dealer in surgical instruments.—*Fm. A. Barton*, Coventry, surgeon.

#### FIATS ANNULLED.

*Edward Norris*, Manchester, commission agent.—*J. Cates* the younger, Beaumont-street, Saint Marylebone, Middlesex,urgeon.

#### SCOTCH SEQUESTRATIONS.

*James Taylor*, Arbroath, brewer.—*Wm. Abbott*, Glasgow, coach proprietor.—*Alex. Black*, storekeeper at Shott's Iron Works, Lanarkshire.—*Robert Johnston*, Glasgow, baker.

#### DECLARATION OF INSOLVENCY.

*Wm. Dash*, Egham, Surrey, tailor, July 26 at 10, County Court of Surrey, at Chertsey.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Ralph B. Edmondson*, St. Helen's, Lancashire, working class stainer, July 26 at 12, County Court of Lancashire, at Saint Helen's.—*Thos. Job* the younger, Kingston-upon-Hull, painter, Aug. 18 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*John Wheat*, Cottingham, Yorkshire, grocer, Aug. 18 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Hannah Bottomley*, Halifax, Yorkshire, flour dealer, Aug. 2 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Thos. Pullen*, Kingston-upon-Hull, joiner, Aug. 18 at 0, County Court of Yorkshire, at Kingston-upon-Hull.—*Thos. Carroll*, Kirkdale, Lancashire, grocer, July 31 at 10, Liverpool District County Court, at Liverpool.—*R. Robinson*, Lancashire, provision dealer, July 28 at 12, County Court of Lancashire, at Manchester.—*Wm. Gibbins*, Manchester, green cooper, July 28 at 12, County Court of Lancashire, at Manchester.—*John F. Cartner*, Oakhill, Ashwick, Somersetshire, iron, Aug. 11 at 10, County Court of Somersetshire, at Wells.—*Jas. Hyland*, Headcorn, Kent, tailor, Aug. 4 at 10, County Court of Kent, at Maidstone.—*Richard Pack*, Maidstone, Kent, shoe maker, Aug. 4 at 10, County Court of Kent, at Maidstone.—*Jos. Cornhill*, Oare, Kent, baker, July at 10, County Court of Kent, at Canterbury.—*Mary Elizabeth Merham*, Canterbury, Kent, perfumer and hair dresser, July 31 at 10, County Court of Kent, at Canterbury.—*Bert Whinham*, Kingston-upon-Hull, hat maker, Aug. 18 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Raham Abbott*, Kingsthorpe, Northamptonshire, beer seller, July 31 at 2, County Court of Northamptonshire, at Northampton.—*Marshall Dunn*, Humber-bank, Kingston-upon-Hull, fishmonger, Aug. 18 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Rob. Wright*, Kingston-upon-Hull, schmaker, Aug. 18 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*W. Gent*, Chorley, Lancashire, tailor, Aug. 11 at 9, County Court of Lancashire, at Chorley.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

July 31 at 10, before Mr. Commissioner PHILLIPS.  
*Emanuel Van Vliet*, Sherrard-st., Golden-sq., Middlesex, coat maker.

Aug. 1 at 11, before Mr. Commissioner HARRIS.  
*W. Davis*, Ernest-st., Hampstead-road, Middlesex, painter.

—*James Bass*, York-place, Wandsworth-road, Surrey, out of business.—*Geo. G. Gouldstone*, Praed-st., Paddington, Middlesex, stone mason.—*Andrew Davies*, Star-street, Edgeware-road, Paddington, Middlesex, harness maker.—*David Brown*, Little Chapel-st., Wardour-st., Soho, Middlesex, eating-house keeper.

Aug. 2 at 10, before Mr. Commissioner LAW.

*George Cary*, De Beauvoir-grove, Kingland, Middlesex, merchant's clerk.—*John Lee*, Acton-st., Bagnigge-wells-road, Middlesex, tailor.

Aug. 3 at 11, before the CHIEF COMMISSIONER.

*Geo. G. Bullock*, Gerrard-street, Soho, Middlesex, portrait painter.—*Rob. Barnby*, Baker's-row, Clerkenwell, Middlesex, mathematical instrument case maker.—*Wm. Hailes*, Hampshire-st., Lambeth, Surrey, labourer.

Saturday, July 15.

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*William C. Clayton*, Esq., Castle-st., Holborn, London, No. 59,461 T.; *Edward Jones* and *Thos. Morel*, assignees.—*Thos. Bigham*, Wigan, Lancashire, check manufacturer, No. 69,613 C.; *John Poole*, assignee.—*Thos. C. Davies*, Bristol, farmer, No. 64,110 C.; *John Mercy*, assignee.—*P. Stonier*, Linton, Herefordshire, farmer, No. 69,576 C.; *T. Bennett* and *C. Tranter*, assignees.

Saturday, July 15.

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Geo. M. Mowbray*, Wood-st., Cheapside, London, out of business: in the Debtors Prison for London and Middlesex.—*William Melton*, Woodbine-cottages, Holly-street North, Dalston, Middlesex, ship owner: in the Debtors Prison for London and Middlesex.—*Thos. Bell*, Britannia-st., Gray's-inn-road, Middlesex, looking-glass maker: in the Debtors Prison for London and Middlesex.—*Edw. P. Mainwaring*, Post-st., Belgrave-sq., Middlesex, out of business: in the Queen's Prison.—*Thos. Cook*, Wardour-st., Soho, Middlesex, picture frame manufacturer: in the Queen's Prison.—*Thos. H. Record*, Rotherhithe-street, Rotherhithe, Surrey, licensed victualler: in the Queen's Prison.—*Thos. Scarnell*, Queen's-road, Holloway, Middlesex, clerk to a stone mason: in the Debtors Prison for London and Middlesex.—*Josiah Sharpe*, Elizabeth-terrace, Hackney-road, Middlesex, in no business: in the Debtors Prison for London and Middlesex.—*Joseph Newman*, Bridge-house-place, Newington-causeway, Surrey, clerk to a builder: in the Gaol of Horse-monger-lane.—*Thos. F. Birch*, York-buildings, Bermondsey New-road, Surrey, out of business: in the Gaol of Surrey.—*Wm. Lubbock*, New Church-street, Lisson-grove, Middlesex, coffee-shop keeper's assistant: in the Debtors Prison for London and Middlesex.—*Jas. G. Beckerleg*, Strand, Middlesex, general agent: in the Debtors Prison for London and Middlesex.—*Thos. G. Webb*, Windsor-court, Monkwell-st., Silver-st., London, lace roach manufacturer: in the Debtors Prison for London and Middlesex.—*John Hodges* the younger, Charles-street, Hackney-road, Bethnal-green, Middlesex, cabinet maker: in the Debtors Prison for London and Middlesex.—*Joseph Phillips Cozent*, Manchester-buildings, Walworth-road, Surrey, tailor: in the Queen's Prison.—*Godfrey Young*, Francis-street, Newington, Surrey, appraiser: in the Gaol of Surrey.—*Robert Douglas*, Esher, Surrey, a retired lieutenant-colonel of artillery and colonel in the army: in the Queen's Prison.—*Edw. Allport*, Queen-sq., Bartholomew-close, London, button dealer: in the Debtors Prison for London and Middlesex.—*Chas. Edw. Bryson*, Basinghall-st., London, accountant: in the Debtors Prison for London and Middlesex.—*John Clark*, King-street, Grosvenor-square, Middlesex, in no business: in the Debtors Prison for London and Middlesex.—*Cornelius Winter Prior*, Camberwell-green, Camberwell, Surrey, tea dealer: in the Debtors Prison for London and Middlesex.—*Chas. F. Revell*, Weymouth-terrace, Hackney-road, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Edw. Rashleigh*, Gray's-inn-place, Gray's-inn, Middlesex, land surveyor: in the Queen's Prison.—*Nich. Purcell*, Lower Tooting, Surrey, manager of a wax candle manufactory: in the Queen's Prison.—*Henry Bent*, Dudley, Worcestershire, bellows maker: in the Gaol of Worcester.—*George Evans*, Cheltenham, Gloucestershire, out of business: in the Gaol of Gloucester.—*John*



*Halland*, Newcastle-upon-Tyne, waterman: in the Gaol of Newcastle-upon-Tyne.—*Thos. Liddell*, Newcastle-upon-Tyne, tailor: in the Gaol of Newcastle-upon-Tyne.—*Rich. Crago*, Liskeard, Cornwall, stone mason: in the Gaol of Bodmin.—*Geo. Savage*, Bristol, victualler: in the Gaol of Bristol.—*J. Wm. Walker*, Birmingham, mounter: in the Gaol of Coventry.—*Jos. Richardson Rhodes*, Briggate, Leeds, Yorkshire, out of business: in the Gaol of York.—*John Wm. Watson*, Leeds, Yorkshire, provision dealer: in the Gaol of York.—*Edwin Harvey Bunting*, Bourton-on-the-Hill, Gloucestershire, out of business: in the Gaol of Gloucester.—*William Beerton*, Hedingham, Essex, turner: in the Gaol of Chelmsford.—*Rich. Wallbank*, Birmingham, dealer in roll metals: in the Gaol of Coventry.—*Chas. Davenport*, Sheffield, Yorkshire, saw manufacturer: in the Gaol of Sheffield.—*William Howard*, Gressenhall, Norfolk, cattle dealer: in the Gaol of Norwich.—*Francis Webb*, St. Saviour, Norwich, coal seller: in the Gaol of Norwich.—*Jos. Collinge*, Moor Hey, Greenacres-moor, Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*David Sampson Davies*, Kirkdale, Liverpool, bookkeeper: in the Gaol of Lancaster.—*Miles Mayall*, Chatmos, near Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*Henry Armstrong*, Liverpool, out of business: in the Gaol of Lancaster.—*Wm. Bates*, Liverpool, furniture broker: in the Gaol of Lancaster.—*James A. Walsh*, Bolton-le-Moors, Lancashire, in no trade: in the Gaol of Lancaster.—*Jas. Brookes*, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*Jas. Bradbury*, Ardwick, Manchester, out of business: in the Gaol of Lancaster.—*Ed. Critchley*, Crosby, near Liverpool, auctioneer: in the Gaol of Lancaster.—*John Mason*, Liverpool, bricklayer: in the Gaol of Lancaster.—*Jas. Heywood Hemingway*, Liverpool, merchant: in the Gaol of Lancaster.—*David Taylor*, Salford, Lancashire, candle wick manufacturer: in the Gaol of Lancaster.—*George Hassell Worthen*, Manchester, hair dresser: in the Gaol of Lancaster.—*Wm. Blackburn*, Westgate, Wakefield, Yorkshire, publican: in the Gaol of York.—*James Haigh*, Lepton, near Huddersfield, Yorkshire, farmer: in the Gaol of York.—*Geo. Wood* the younger, Armley, near Leeds, Yorkshire, wheelwright: in the Gaol of York.—*Matthew Sutcliffe*, Leeds, Yorkshire, tailor: in the Gaol of York.—*Abraham Greenwood*, Sowerby, near Halifax, Yorkshire, innkeeper: in the Gaol of York.—*Wm. Law*, Scholes, near Dewsbury, Yorkshire, card maker: in the Gaol of York.—*Giles Lodge*, Leeds, Yorkshire, provision dealer: in the Gaol of York.—*Wm. Henry Benson*, Mansfield-st., Kingsland-road, Middlesex, dealer in cigars: in the Gaol of Aylesbury.—*John Goodacre*, Loughborough, Leicestershire, linen manufacturer: in the Gaol of Leicester.—*John Cole*, Rochester, Kent, boot and shoe maker: in the Gaol of Maidstone.—*James Peche*, Cranbrook, Kent, retail dealer in flour: in the Gaol of Maidstone.—*John Perkins*, Sheffield, Yorkshire, wood turner: in the Gaol of Radford Peverel.—*John Owen*, Hulme, Manchester, tobacconist: in the Gaol of Lancaster.—*John Ramsbottom*, Fecit, within Walmersley cum Shuttleworth, near Bury, Lancashire, operative cotton spinner: in the Gaol of Lancaster.—*Wm. L. Foreman*, Cranbrook, Kent, veterinary surgeon: in the Gaol of Maidstone.

(On Creditor's Petition).

*Thomas Newberry*, Honiton, Devonshire, farmer: in the Gaol of St. Thomas the Apostle.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

July 31 at 11, before Mr. Commissioner HARRIS.

*Hagen Larsen Knudsen*, Beer-lane, Great Tower-st., London, commission-agent.

Aug. 1 at 11, before the CHIEF COMMISSIONER.

*Robert Thomas Perkins*, Mount-st., Portugal-st., Grosvenor-square, Middlesex, out of business.—*David Southon* the elder, Shalford-common, near Guilford, Surrey, dealer in coals.—*John Balle*, Great Yarmouth, Norfolk, master mariner.

Aug. 2 at 10, before Mr. Commissioner LAW.

*Gilbert Smith*, Church-st., Deptford, Kent, out of business.—*Hen. Deacon*, Clement's-inn, Strand, Middlesex, coal merchant.—*Hen. Wm. Hemsworth*, Clement's-inn, St. Mary-le-Strand, Middlesex, out of business.—*Wm. Smith*, North-place, Highgate, Middlesex, dealer in pigs.

Aug. 2 at 11, before the CHIEF COMMISSIONER.

*Duncan Douglass*, Well-st., Spitalfields, Middlesex, baker. At the County Court of Worcestershire, at WORCESTER, Aug. 9.

*John Bill*, Worcester, coal dealer.—*Thos. Bury*, Dudley, butcher.—*Timothy Smith*, Dudley, field blacksmith.—*Harry Bent*, Dudley, out of business.

At the County Court of Gloucestershire, at BRISTOL, Aug. 3 at 11.

*Geo. Savage*, Bristol, out of business.

At the County Court of Devonshire, at EXETER, Aug. 4 at 10. *Abraham Keatenberg*, Plymouth, bill broker.

At the County Court of Norfolk, at NORWICH, Aug. 3. *Francis Webb*, Norwich, coal seller.—*Wm. Howard*, Gressenhall, cattle dealer.—*Chas. Wm. Wright Brett*, Little Cressingham, farmer.

At the County Court of Cornwall, at BODMIN, Aug. 2 at 10. *Richard Crago*, Liskeard, stone mason.

At the County Court of Kent, at MAIDSTONE, Aug. 4. *Wm. Liberty Foreman*, Cranbrook, out of business.—*Henry Vere Huntley*, Knt., Tunbridge-wells, commander of her Majesty's royal navy, on half-pay.

At the County Court of Yorkshire, at KINGSTON-UPON-HULL, Aug. 18 at 10.

*Thos. Lovlee*, Grimsby, Lincolnshire, out of business.—*I. Wing*, Hull, bookkeeper.—*Jas. Munro Scott*, Kingston-upon-Hull, house painter.—*Ed. Hall*, Kingston-upon-Hull, out of business.—*Jacob Nibbe*, Hamburg, ship owner.

FRIDAY, JULY 21.

BANKRUPTS.

EDWARD HAGEN and HENRY HAGEN, Mill-street, Bermondsey, Surrey, merchants, dealers and chapmen. July 31 at 2, and Sept. 9 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Marten & Co., Mining-lane.—Fiat dated July 18.

JOSEPH HOLDSWORTH, Whitechapel-road, Middlesex, carpenter and builder, dealer and chapman. Aug. 2 at 1, and Sept. 9 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Norton & Son, 1, New-st., Bishopsgate.—Fiat dated July 17.

CHARLES WILLIS, King-street-terrace, New North-road, Islington, Middlesex, licensed victualler, wine and brandy merchant, dealer and chapman. Aug. 2 at half-past 1, and Sept. 9 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Harpur, Kennington-cross.—Fiat dated July 13.

JANE BOWDLER, widow, Shrewsbury, Shropshire, jeweller, dealer and chapwoman, July 29 and Aug. 29 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Mottram & Co., Birmingham; Swann & Byrne, Southampton-buildings, London.—Fiat dated July 11.

JOHN MATTHEWS and CHARLES DECIMUS MATTHEWS, Chipping Norton, Oxfordshire, and Chipping Campden, Gloucestershire, bankers and grocers, Aug. 1 and Sept. 5 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Wilkins & Co., Bourton-on-the-Water; Gillam & Thomas, Birmingham.—Fiat dated July 12.

ABRAHAM HOLMES, Manningham, Bradford, Yorkshire, worsted spinner and commission agent, dealer and chapman. Aug. 3 and Sept. 8 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Pickup, Bradford; Bond & Barwick, Leeds; Gregory & Sons, Clement's-inn, London.—Fiat dated July 14.

WILLIAM TODD, Whitehaven, Cumberland, ironmaster, dealer and chapman, Aug. 3 at half-past 10, and Sept. 1 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. W. & J. Lamb, Whitehaven; Griffith & Crighton, Newcastle-upon-Tyne; Gregory & Co., Bedford-row, London.—Fiat dated July 13.

WILLIAM ANGUS, Gateshead, Durham, banker, dealer and chapman, Aug. 9 at half-past 10, and Sept. 13 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Wilson, Alnwick; Hall & Ridley, Newcastle-upon-Tyne; Meggison & Co., 3, King's-road, Bedford-row, London.—Fiat dated July 11.

## MEETINGS.

**Wm. S. Warwick** and **Thos. W. Clagett**, Billiter-square, London, merchants, Aug. 3 at 12, Court of Bankruptcy, London, pr. d.—**Thos. Raybould**, Brockmoor, Kingswinford, Staffordshire, miller, Aug. 5 at half-past 10, District Court of Bankruptcy, Birmingham, ch. ass.—**John Neaves**, Colles-terrace, Islington, Middlesex, plumber, Aug. 1 at 12, Court of Bankruptcy, London, last ex.—**Wm. Saul**, Brook-street, Gloucester-road, Bayswater, Middlesex, furnishing ironmonger, Aug. 3 at 12, Court of Bankruptcy, London, last ex.—**Noah Hingley**, Cradley, Worcestershire, and Liverpool, chain trace manufacturer, Aug. 8 at 11, District Court of Bankruptcy, Birmingham, last ex.—**Joseph Howard**, Glossop, Derbyshire, cotton spinner, Aug. 4 at 1, District Court of Bankruptcy, Manchester, last ex.—**Tryall Holcroft**, Manchester, silk manufacturer, Aug. 3 at 12, District Court of Bankruptcy, Manchester, last ex.—**Jas. Warmington**, Tottenham, Middlesex, farmer, Aug. 11 at 12, Court of Bankruptcy, London, aud. ac.—**William Isaac Dawson**, Lime-st., London, and Belinda-terrace, Hackney, Middlesex, cigar merchant, Aug. 11 at 1, Court of Bankruptcy, London, aud. ac.—**Robert Hughes**, Liverpool, laceman, Aug. 11 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—**Wm. Craven**, Birkenhead, and Poulton cum Spital, Cheshire, road maker, Aug. 11 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—**Henry Thomas Newton**, Derby, Derbyshire, liquor merchant, Aug. 11 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—**Eaas Dibb**, Idle, Calverley, Yorkshire, grocer, Aug. 17 at 10, District Court of Bankruptcy, Leeds, aud. ac.; Aug. 18 at 11, div.—**Wm. Wingfield**, Masbrough, Rotherham, Yorkshire, common brewer, Aug. 12 at 10, District Court of Bankruptcy, Sheffield, aud. ac.; at 11, div.—**Geo. Smith**, Great Preston, Yorkshire, grocer, Aug. 18 at 10, District Court of Bankruptcy, Leeds, aud. ac.—**Thos. Helliwell**, Halifax, Yorkshire, stock broker, Aug. 17 at 10, District Court of Bankruptcy, Leeds, aud. ac.; Aug. 18 at 11, div.—**J. Collins**, Middle-yard, Great Queen-st., Lincoln's-inn-fields, Middlesex, wheelwright, Aug. 11 at 11, Court of Bankruptcy, London, div.—**Robert Fletcher**, Great Winchester-st., London, and Sheffield, Yorkshire, manufacturer of steel, Aug. 11 at 1, Court of Bankruptcy, London, div.—**John Smith Maling**, Scarborough, Yorkshire, joiner, Aug. 18 at 11, District Court of Bankruptcy, Leeds, div.—**Henry Garthwaite**, Hopton, Mirfield, Yorkshire, manufacturer of fancy goods, Aug. 18 at 11, District Court of Bankruptcy, Leeds, div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

**James Warmington**, Tottenham, Middlesex, farmer, Aug. 1 at 12, Court of Bankruptcy, London.—**Fred. Finney**, Tottenham, Middlesex, pastry cook, Aug. 11 at 12, Court of Bankruptcy, London.—**Robert Thompson**, Basingstoke, Southampton, stone mason, Aug. 11 at half-past 11, Court of Bankruptcy, London.—**Thos. Riddale** the younger, Mil-m, next Gravesend, Kent, ironmonger, Aug. 14 at half-past 1, Court of Bankruptcy, London.—**Chas. John Edwards**, Great Sutton-st., Clerkenwell, Middlesex, currier, Aug. 12 at 1, Court of Bankruptcy, London.—**Wm. Sage**, ew Brentford, and Hampton, Middlesex, tallow chandler, Aug. 14 at half-past 12, Court of Bankruptcy, London.—**Jerry Shaw**, Gerrard-street, Islington, Southampton-row, Russell-square, and Sloane-st., Chelsea, Middlesex, china saler, Aug. 12 at 1, Court of Bankruptcy, London.—**Rich. night**, Lewes, Sussex, butcher, Aug. 12 at 2, Court of Bankruptcy, London.—**David Simons**, Trowbridge, Wiltshire, general dealer, Aug. 21 at 11, District Court of Bankruptcy, Bristol.—**Jas. Stockham**, Bristol, licensed victualler, Aug. 22 at 11, District Court of Bankruptcy, Bristol.—**J. eafe**, Cadoxton, Glamorganshire, grocer, Aug. 17 at half-past 11, District Court of Bankruptcy, Bristol.—**Geo. God-m**, Brailes, Warwickshire, farmer, Aug. 22 at 11, District Court of Bankruptcy, Birmingham.—**Wm. Henry Hyde**, ewcastle-under-Lyme, and Hanley, Stoke-upon-Trent, Staffordshire, printer, Aug. 22 at 11, District Court of Bankruptcy, Birmingham.—**John Bewan**, Bridestowe, Devonshire, inner, Aug. 17 at 1, District Court of Bankruptcy, Exeter.—**Anthony Harrison**, Bootle cum Linacre, near Liverpool, inner, Aug. 11 at 11, District Court of Bankruptcy, Liver-pool.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Aug. 11.*

**John Capel**, Bouverie-st., Fleet-st., London, coal merchant.—**Emil Pauli**, Lawrence Pountney-hill, London, merchant.—**Geo. Umphray**, Parraborough, Cumberland, merchant.—**Wm. Plucknet Micklam**, Fleet-st., London, tobaccoconist.—**John Wesley Hooper**, White-cottage, Holloway-road, Islington, Middlesex, statuary.—**Chas. Cousins**, Shepherd's-place, Lee's-mews, Grosvenor-square, Middlesex, corn merchant.—**John Cotton**, Manchester, spindle maker.—**Thos. Holt**, Bury, Lancashire, rope manufacturer.—**Wm. Jolley**, Charing-cross, Westminster, Middlesex, poulterer.—**Hen. Wm. Damsell**, Bisley, Gloucestershire, grocer.—**Wm. Ashbee**, Tonbridge, Kent, grocer.—**Geo. Dyer Rose**, Duke-st., Smithfield, London, plumber.—**Jas. Riley**, Mount-place, Walworth, Surrey, cheese-monger.—**John Porter**, Wormwood-st., London, cheese factor.—**Henry Roese**, Salisbury-st., Strand, Middlesex, and Liverpool, merchant.—**Henry A. Hart**, Devonshire-street, Queen-square, Middlesex, linen draper.

## FIAT ANNULLED.

**William Edensor** and **Thomas Humphreys**, Liverpool, merchants.

## PARTNERSHIP DISSOLVED.

**Fred. Keddell**, **Thos. Baker**, and **J. H. Grant**, Lime-st., London, attornies and solicitors.

## SCOTCH SEQUESTRATIONS.

**Alexander Leighton**, Dundee, baker.—**Thomas Penman**, Glasgow, grain merchant.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

**Benjamin Kirry**, Cumner, Berkshire, blacksmith, July 25 at 2, County Court of Oxfordshire, at Oxford.—**T. Edwards**, Newcastle, Llangattock vibon avel, Monmouthshire, farmer, Aug. 18 at 11, County Court of Monmouthshire, at Mon-mouth.—**Richard Fisher** and **Wm. Fisher**, Abingdon, Berkshire, carpet manufacturers, July 22 at 12, County Court of Berkshire, at Abingdon.—**Isaac Spurgin**, Liverpool, assistant to a draper, July 31 at 10, Liverpool District County Court, at Liverpool.—**Rich. G. Goatman**, Berrow, Worcestershire, wheelwright, Aug. 10 at 10, County Court of Worcestershire, at Upton-upon-Severn.—**D. Jones**, Penbrigog, Mold, Flintshire, corn dealer, Aug. 14 at 1, County Court of Flintshire, at Mold.—**Benjamin Croft**, Bowling, near Bradford, Yorkshire, shopkeeper, Aug. 1 at 11, County Court of Yorkshire, at Bradford.—**Joseph Turtle** the elder, Staveley, Derbyshire, wood turner, Aug. 9 at 11, County Court of Derbyshire, at Chesterfield.—**John Hughes**, Liverpool, publican, Aug. 4 at 10, County Court of Cheshire, at Birkenhead.—**Rich. Wm. Davies**, Birkenhead, Cheshire, ironmonger, Aug. 4 at 10, County Court of Cheshire, at Birkenhead.—**Joseph Smith**, Great Sutton, Eastham, Cheshire, milkman, Aug. 4 at 10, County Court of Cheshire, at Birkenhead.—**Henry Narrowsay**, Exeter, painter, Aug. 4 at 10, County Court of Devonshire, at Exeter.—**Henry Parkes**, Northfield, Worcestershire, out of business, July 27 at 10, County Court of Warwickshire, at Birmingham.—**Thomas Booth**, Bakewell, Derbyshire, joiner, Aug. 3 at 11, County Court of Derbyshire, at Bakewell.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Aug. 4 at 10, before Mr. Commissioner LAW.*

**George Taylor**, Charlotte-row, Holloway, Islington, Middlesex, baker.—**Richard Cheshire**, St. Martin's-le-Grand, London, commercial traveller.

*Aug. 4 at 10, before Mr. Commissioner PHILLIPS.*

**John Newman**, Fox-lane, Shadwell, Middlesex, master mariner.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Aug. 4 at 10, before Mr. Commissioner LAW.*

**Wm. Hall** the elder, River-terrace, Sydney-street, Islington, Middlesex, potatoe salesman.—**E. K. Jervis**, Davies-st.

Berkeley-square, Middlesex, gentleman.—*Charles Dowding* the elder, White Hart-place, Lower Kennington-lane, Surrey, seller of bread and flour.—*Robert Douglas*, Clay-gate, near Esher, Surrey, colonel in the army.

*Aug. 4 at 10, before Mr. Commissioner PHILLIPS.*

*George M. Mowbray*, Wood-st., Cheapside, London, out of business.—*Geo. Hen. Putney*, Globe-road, Mile-end, Middlesex, timber dealer.—*Henry Wright*, Rydar-terrace, Shepherdess-walk, City-road, Middlesex, not in any business.—*Hen. Jenner*, Gregory-street, Pimlico, Middlesex, clerk to an inventor of a chemical railway whistle.—*Edward William W. Bell*, Bloomfield-street, Finsbury, Middlesex, occasional clerk in the Admiralty.

*Aug. 7 at 11, before Mr. Commissioner HARRIS.*

*Joseph Fair*, Marlborough-row, Carnaby-st., Golden-sq., Middlesex, carman.—*Thos. Bell*, Britannia-st., Gray's-inn-road, Middlesex, looking glass maker.—*Wm. Beckwith* the younger, York-place, Kingsland-road, Middlesex, accountant. At the County Court of Lancashire, at LANCASTER, Aug. 4 at 10.

*James A. Walsh*, Bolton-le-Moors, in no business.—*John Ramsbottom*, Walmersley cum Shuttleworth, near Bury, woolen carder.—*Miles Mayall*, Chatmoor, near Oldham, out of business.—*Joseph Collinge*, Oldham, out of business.—*Peter Vernon*, Newton in the Willows, out of business.—*J. Bradbury*, Ardwick, Manchester, out of business.—*G. Jones*, Liverpool, shopman to a provision dealer.—*Jas. H. Hemingway*, Liverpool, merchant.

*Aug. 5, at the same hour and place.*

*Joseph Moss*, Lancaster, slater.—*Wm. Ogden*, Greenacres-moor, near Oldham, cotton doubler.—*John Hadfield*, Greenacres-moor, cotton doubler.—*Th. Foster*, Manchester, grocer.—*Chas. Jas. Fox*, Liverpool, master mariner.—*James Smith*, Preston, bricklayer.—*Eli Hollingworth*, Ashton-under-Lyne, cigar dealer.—*Wm. Beardsall*, Manchester, out of business.—*Wm. Bidder*, Manchester, tailor.—*David H. Davies*, Liverpool, bookkeeper.—*Rob. Sumner*, Preston, labourer.—*Richard Lee*, Manchester, earthenware dealer.—*Jas. Siddelley*, Stockport, joiner.—*Thomas Holt*, Ainsworth, quarryman.—*Henry Higginbotham*, Crumpsall, near Manchester, plumber.—*Thos. Percival*, Manchester, cotton spinner.—*Wm. Ryder*, Droylsden, near Ashton-under-Lyne, brewer.—*Hen. Burton*, Liverpool, builder.

*At the County Court of Kent, at MAIDSTONE, Aug. 4.*

*Richard Collins*, Knockholt, wood broker.—*T. B. Green*, Maidstone, law stationer.—*John Cole*, Rochester, shoe maker.—*James Peché*, Cranbrook, miller.—*John Ford*, Greenwhich, engineer.—*John Owen*, Manchester, tobaccoconist.—*W. Bates*, Liverpool, cabinet maker.—*George H. Worthen*, Stockport, hair dresser.—*John Mason*, Liverpool, bricklayer.—*Henry Armstrong*, Liverpool, amateur performer.—*James Brookes*, Hulme, out of business.—*David Taylor*, Stockport, candle wick manufacturer.—*Edward Davies*, Manchester, licensed victualler.—*John Singleton*, Preston, out of business.—*Elijah Stanley*, Hulme, shoe maker.

*At the County Court of Devonshire, at the CASTLE OF EXETER, Aug. 4 at 10.*

*Charles Rew Canes*, Exeter, carpenter.—*Roger Walter*, Bradworthy, farmer.

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# The Jurist

No. 603—VOL. XII.

JULY 29, 1848.

PRICE 1s.

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LONDON, JULY 29, 1848.

WE return to the subject of reform in equity pleading and practice, for the purpose of considering the effect of existing orders and practice, with reference to that which, in the Memorial of the Metropolitan and Provincial Law Association, is proposed to be done by bringing causes to a hearing on petition. It has been suggested to us, that the same effect as that which is proposed by the solicitors to be attained through the medium of a petition, may be attained by the machinery provided by the 52nd and subsequent Orders of 1845, relating to the filing of a traversing note. It will be recollected that, by the 52nd Order, if a defendant has not pleaded, answered, or demurred, not demurring alone, within the proper time, the plaintiff may file a traversing note, which, being served on the defendant, will have the same effect as if the defendant had filed a full answer, or further answer, traversing the whole bill, or such parts of the bill as the note relates to. The traversing note is not the effect of a denial on oath of the allegations of the bill, (*Martin v. Norman*, 2 Hare, 596), but amounts simply to a refusal to admit them, and puts the plaintiff to prove his case. The cause being in this state, issue may be joined by the plaintiff filing replication; and then it is said, that, if the parties can agree, or have agreed beforehand, the cause may be heard on admissions; and that thus all the advantage proposed by the untried machinery of petitions, (untried, at least, for such a purpose), would be obtained by the machinery already existing. If the question were merely whether, by arrangement out of court, existing practice may be moulded so as to dispense with much of the machinery of a contested suit, there would certainly not be much difficulty in acceding to the suggestion of trying the traversing note before attempting any further innovation. If, indeed, that were the only

question, there are other modes, also, in which the existing practice might be so twisted as to dispense with much of the machinery of a contested case. For instance, if a bill is prepared with the approbation of all parties as to the facts, so as to raise the questions of law on which a decision is desired, a demurrer might, in many cases, enable the parties to obtain all they seek by the suit; or answers merely submitting the rights of the defendants might be put in, and at the hearing the defendants might be instructed to admit all the allegations of the bill. But the question is not merely whether, by an irregular use, or even by a regular use, of proceedings intended for one purpose, another purpose may be obtained, but whether it is not more convenient that the practice should be intended for the end to which it is applied; and that parties should be proceeding, not by evading rules, but under and in accordance with them. No one has ever attempted in Chancery proceedings to take irregular proceedings, legal cross-roads as it were, without regretting that he had done so once, and vowing that he would never do so a second time. The reason is obvious. A proceeding intended for one purpose may, by apt and cunning bending, be applied to the performance of another purpose. But the subsequent steps that have to be taken, for carrying out fully the one purpose or the other, may be so different, that they will in the one case be consistent with, and in the other inconsistent with, the principle of the proceeding. Hence, in the one case, all will go on, from the beginning to the end, smoothly and regularly; in the other there will be frequent obstructions, more or less difficult to be overcome. We doubt, on these grounds, whether the existence of the machinery provided by the Traversing-note Orders, is a sufficient reason for rejecting the consideration of the proposal made in the Memorial referred to, for introducing a proceeding by petition.

tion; admitting, at the same time, that, in many cases, the proceeding by traversing note and admissions, may be found to answer perfectly well for the hearing of a cause.

Before concluding this subject, we will offer for the consideration of Chancery practitioners a few observations on the machinery which may be requisite for carrying into effect *viva-voce* examination for the hearing of a Chancery suit. To a uniform practice of examination *viva-voce* at the hearing, this objection presents itself: that from the nature of Chancery business, and in particular from the great length to which the proceedings sometimes extend, the period of the coming on of a cause to be heard is much more uncertain than even at law; and that if witnesses were to be brought to London, as they must be, from the time when a cause may be in the day's paper, and kept there until the cause is actually heard, or till, on the ground of its standing over or otherwise, they can be safely remanded, enormous expense would be occasioned. The remedy which has, we believe, been long suggested for this is, that there should be a special examining judge or officer, before whom the examination of witnesses in all causes should be taken *viva-voce*, and the depositions taken down and preserved in writing for the use of the judge who is to try the cause. This plan would have some advantages, and would be open to some objections. It would possess the principal advantage of the proceeding by *viva-voce* evidence, that of suggesting to the examiner himself a course of examinations resulting from unexpected answers. But it would fail to give to the judge deciding the case that which at law is found also of such great utility, the opportunity of observing the demeanour of the witness. Of the value of this nothing need be said; it is too well and generally admitted to require argument. But it appears to us not absolutely essential that either of the two plans—that of taking all evidence at the hearing of the cause, or taking it all preliminarily before an examining judge, should be adopted. It might well be left to the parties to take it either preliminarily before an examining judge, or at the hearing before the judge hearing the cause, as they should think most for their advantage; checking the power of oppression that the proceedings, by way of keeping witnesses in town, might give to a wealthy suitor, by allowing him in costs, if successful, only such charges for attendance of witnesses as he would have had to pay if he had examined his witnesses before the examining judge. Of course it would be essential to any system, assuming the advantage of *viva-voce* evidence, that the judge hearing the cause, should have power to require any witness to be examined *viva-voce* before him. This could occasion no material expense, because the judge could always fix a specific time for the examination of the witness or witnesses, and appoint the cause to be heard *peremptorily* on that day.

The Queen has been pleased to appoint Lemuel A. Wilnot, Esq., to be her Majesty's Attorney-General for the province of New Brunswick.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed John Farley Rutter, Gent., of Shaftesbury, Dorsetshire, to be a Master Extraordinary in the high Court of Chancery.

## Rebstein.

*An Index to the Statute Law of England, to the Close of the Session 10 & 11 Vict. (1847). By GEORGE STAMP. 12mo. Pp. 380.*

Unlike the *Iliad* in a nutshell, this performance is a feat of compression as useful as it is astonishing. Nothing short of seeing the thing done would have convinced us that the existing statute law of England could be indexed to any useful purpose in a small pocket volume. Never, since the adventure of the Eastern Fisherman, has the essence of so vast a fog been condensed into so small a vessel. We have tested the completeness of the Index by numerous random references, and have detected no omission except such as the author fairly confesses to in his preface; and we have generally found the object of our search under the most appropriate and obvious head—at least that which appeared so to us—a point whereon, recollecting the extraordinary puzzles frequently appended to reports and treatises under the name of indexes, we do not expect any uniformity of opinion.

The explanation of Mr. Stamp's success must be better given than in his own words, which will suffice at once the merit of his plan, and the good sense which was necessary to the execution of it:—

"One, and the principal, means by which the materials have been condensed into so small a compass has been the making of the book an Index, not to THE STATUTES, but to THE PRESENT STATUTE LAW. It were difficult to estimate the extent to which the observance of this distinction has reduced the bulk of the work, without, as I think, diminishing its utility. A long array, under nearly every head, of all the acts, past and present, on the subject to which it refers, might, no doubt, occasionally be found useful, but I am satisfied that such an overloading of a mere index, by the intermixture of extinct and existing laws, would, from its tendency to confuse more than counterbalance the occasional advantage. With some exceptions, therefore, the statutes, or parts of statutes which have been repealed, have not been noticed. The exceptions are cases where laws, although repealed, still possess some lasting interest. An example on each side will illustrate the distinction. In criminal law, for instance, the repealed statutes are of no import to the practitioner of the present day, and have, therefore, been omitted—while repealed laws relating to real property still affect titles, and have been on that account retained. In a few instances, too, references have been given to statutes no longer in force, either on the ground of the historical interest they possess, or because they shew the progress of the law to its present state. Under the head PARLIAMENT, for example, are several acts of the former, and under the head ARREST, some of the latter, class. Under every title, however, whether the repealed statutes are included or not, care has been taken so to frame the references, that the existing law on the subject may be readily traced.

"Another great help to conciseness has been the omission, with very few exceptions, of the statutes which relate exclusively to Scotland or Ireland. The Index having been intended as a compendium of English statute law, and with a view to the requirements of an English practice, it was felt that the acts relating to the other portions of the United Kingdom would be a needless incumbrance, and ought to be omitted. For the same reason but few of the statutes relating to the colonies have been noticed. Such of the English statutes too as are but of local or personal application, although printed among the public general statutes, have been excluded.

"A third material retrenchment has been the omis-

sion, with some exceptions, of the statutes which concern, not the public generally, but particular classes only. The laws for regulating various branches of manufacture and particular trades, and the minute provisions of the excise laws, as applicable to the different subjects of excise regulations, are examples of this class. There are some statutes, however, which although referring immediately to particular branches of industry, yet connect themselves closely with the ordinary concerns of life, and to such, by way of exception, a reference has been given. The acts under the titles *BREAD, ALHOUSES, BUILDING, &c.*, are instances of this kind. The legislation affecting a few other particular avocations has involved in its discussion the great questions of humanity; and the statutes on those subjects, from the interest they thus possess, have been included. I allude to the acts under the heads *FACTORIES, CHIMNEY SWEEPERS, COLLIERIES, &c.* To use the words of Sir William Evans, in the Preface to his valuable collection of statutes, and which are equally applicable to such a work as the present, "In forming a collection of this kind, it is difficult to fix the precise limits between the acts which it would be desirable to admit, and those which it is proper to exclude, and the decision must necessarily involve a certain degree of arbitrary discretion upon which no two judgments would exactly coincide; but upon the great majority of cases there will probably not be any material difference of opinion; and I hope it will not be found, upon a review of the tables of contents, that many acts of general practical utility have been omitted, or that the bulk of the work has been much increased by those which could have been conveniently dispensed with." I may add, that the range of subjects admitted into the present index is considerably wider than that adopted by Sir William Evans, and his learned editors, in the work to which I have alluded. It may also be proper to observe, that no acts which otherwise fell within the scope of the present work have been excluded, on the ground merely that they have become obsolete."

The omission of the statutes which concern particular classes only is perhaps to be regretted. Those statutes might have been briefly referred to, without increasing the book by many pages. On the next important question, the mode of referring to the selected statutes, Mr. Stamp observes:—

"The first object at which I have aimed is to make the book an index, not of dry words merely, but of subjects, by such a disposition of the matter as that, either by direct notices or by references to other titles, each head should afford a clue to the entire existing statute law affecting the particular subject. In this, as in a former particular, a degree of arbitrary discretion is necessarily involved, but I trust the arrangement of subjects will be sufficiently intelligible, and that most of the matter will be found in the place or places where an English lawyer would be most likely to look for it.

"Next to the arrangement of the matter came the question, with what degree of particularity it would be proper to detail it. On this point it was difficult to act upon any unvarying rule. It will be remembered that the work is but an index, and that (compared with the bulk of the statute book, from which it has been extracted) on the most concise scale. To have given an epitome of the statute law on such a scale would have been impossible, and, if possible, would have been comparatively useless. No mere epitome of an act of Parliament can be relied on, and on every important occasion reference must necessarily be had to the act itself. Still it has been felt, that, for many purposes, details going somewhat beyond a naked reference to each statute might be usefully em-

ployed. With more or less particularity, therefore, according to the importance of the subject, or its capability of being so handled, such short details have been given; and in almost every case in which the effect of an enactment could be stated in a few words, it has been so stated. I believe it will be found that, for many purposes, the work may thus be used as a legal *hand-book*, without the necessity of referring to the statute-book itself. The plan adopted with regard to details has led, in some instances, to what may possibly be regarded as an anomaly, and which it may, therefore, be well to explain. It will be best illustrated by an example. Under the head *TURNPIKES*, the notice of the last General Turnpike Act, with its lengthy and important provisions, occupies a space of but two lines, while some of the subsequent and much shorter acts by which it is amended, are given at greater length, by the introduction of particulars. The cause of this apparent anomaly is simply this: The General Turnpike Act is so long, and its provisions so multifarious, that it were vain to attempt to abridge it, but many of the later acts are such as to allow of their design being indicated in a few words. And however unseemly at the first glance, it may be doubtful whether the arrangement thus necessitated be not, on the whole, the most convenient. The practitioner or the student, who needs to refer to the provisions of the General Turnpike Act, must of necessity examine the act itself as the foundation of the present law, and for that purpose a mere clue to the statute is sufficient. But the acts by which the law relating to turnpikes has been since, in some way or other, altered, are no less than fifty; and it may be a great convenience to the student to see, not merely where those acts may be found, but to have the particular object of each, wherever practicable, indicated. He may be seeking information on a single point, and, by the help of such an indication, it may suffice to examine five of the subsequent statutes instead of the fifty. What is here said of the turnpike acts is only an example, there are numerous other instances in which the same remarks would apply. The considerations thus suggested were decisive of the general plan which has been pursued, namely, wherever it was practicable, and consistent with the proposed limits of the work, to state shortly what the law is; in all other cases to shew, by a simple reference, where the law may be found."

Part of the wonder excited by the first comparison of the dimensions of this Index with those of the Statutes at Large, is removed by the following explanation:—

"The statute law of this country is not in a creditable state. It bears the plainest marks of hasty and ill-considered legislation, it is extremely inartificial, and has become involved to a most inconvenient degree; but I question whether, after all, at any time during the last thirty years, the body of existing statute law has been in a much narrower compass than now. Session after session indeed has added its volume to the already overgrown mass, but session after session has also, by the process of repeal and consolidation, struck off something that was cumbersome and superfluous from that mass. The extent to which this has been carried is perhaps scarcely appreciable, except by those whose pursuits have led to a very close examination of the statute book. The consolidation of the jury laws and the bankrupt law in 1826, of different sections of the criminal law in 1827 and 1828, of the post-office laws in 1837, and the repeated consolidations of the laws of customs, shipping, and navigation, may be mentioned as examples, in which, by direct repeal, innumerable old and confused enactments have been swept away, and replaced by a more intelligible code. And it is not by direct repeal alone

'that the bulk of the efficient statute law of the country has been reduced. The 36th section of the 3 & 4 Will. 4, c. 27, for instance, which abolished a long list of real and mixed actions, virtually struck off from the statute-book all the countless provisions of the ancient statutes referring to such actions, which provisions, however unusual those actions had become, were up to that time in full vitality.'

Such is Mr. Stamp's Index, the smallest and the most useful guide to the statute book that has yet been seen.

### Imperial Parliament.

#### HOUSE OF LORDS.

Thursday, July 27.

The Lord Chancellor moved the second reading of the Charity Trust Regulation Bill. The object of the Bill was to provide that charities under 30l. a year should be subjected to the jurisdiction of the judges of the county courts, not altering the law which was applicable to those charities at present.

The Bill was read a second time and committed.

#### HOUSE OF COMMONS.

Wednesday, July 26.

A Bill to make Life Policies assignable at Law was read a second time and committed.

The Appeals in Criminal Cases Bill was also read a second time.

### London Gazette.

TUESDAY, JULY 25.

#### BANKRUPTS.

THOMAS EARLE, Castle-street, Long-acre, Middlesex, funeral carriage master, dealer and chapman, Aug. 3 at 11, and Sept. 1 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Smith, 5, New-inn.—Fiat dated July 17.

CHARLES LANGLEY, Little Moorfields, Cripplegate Without, London, licensed victualler, Aug. 1 and Sept. 1 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Catternes, 33, Mark-lane, London.—Fiat dated July 24.

GEORGE PARKER, St. Martin's-lane, and Great Newport-st., Soho, Middlesex, chemist, druggist, and licensed victualler, dealer and chapman, Aug. 1 at 11, and Sept. 1 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Clarke, George-st., Mansion-house, London.—Fiat dated July 24.

RICHARD WEBB, Royal Hospital-row, Chelsea, Middlesex, licensed victualler, Aug. 1 and Sept. 1 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Dimmock & Burbey, 11, Clement's-lane, Lombard-street, London.—Fiat dated July 19.

ANN DREW, Portugal-street, Lincoln's-inn-fields, Middlesex, stationer, (carrying on business with James Wodder-spoon, at 16 and 17, Portugal-street aforesaid, as stationers and account book manufacturers), Aug. 7 at half-past 1, and Sept. 4 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Rivolta, 10, Hart-street, Bloomsbury-square. Fiat dated July 17.

MATTHEW DEATH, Hadleigh, Suffolk, boot and shoe maker and furniture broker, dealer and chapman, July 31 at 11, and Sept. 9 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Smith, 15, Furnival's-inn.—Fiat dated July 22.

FELIX LIEVEN BAUWENS, Croydon, Surrey, stearine and candle manufacturer, Aug. 3 at 1, and Sept. 9 at half-past 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Catten, Coleman-street.—Fiat dated July 22.

JAMES MUNRO M'KENZIE and JAMES FRASER, Pancras-lane, London, warehousemen, Aug. 3 at 12, and Sept. 7 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Reed & Co., Friday-street, Cheapside.—Fiat dated July 22.

JOSEPH LOWE and THOMAS FARNELL READ SHAW, Birmingham, factors, dealers and chapmen, (trading under the style or firm of Lowe, Brothers, Shaw, & Co.), Aug. 5 and 29 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Mottam & Co., Birmingham.—Fiat dated July 20.

THOMAS MERRILL and CHARLES BENSON, Salford, Lancashire, type foundry, dealers and chapmen, (carrying on business in Salford aforesaid, under the firm of Merrill & Benson), Aug. 7 and 28 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Hampson & Son, Manchester; Gregory & Co., Bedford-row, London.—Fiat dated July 15.

EDWARD JONES, Bristol, snuff and tobacco manufacturer, Aug. 8 and Sept. 19 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Short & Co., Bristol; White & Co., Bedford-row.—Fiat dated July 18.

GEORGE WILLIAM CORRIE, Plymouth, Devonshire, wine, spirit, ale, and porter merchant, dealer and chapman, Aug. 10 at 1, and Sept. 13 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Little, Devonport; Stogdon, Exeter; Soles & Turner, Aldermanbury, London.—Fiat dated July 18.

MARY RILEY, Sheffield, Yorkshire, tobacconist, dealer and chapman, Aug. 5 and Sept. 16 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Wake, Sheffield; Walter & Pemberton, Symond's-lane.—Fiat dated July 18.

SQUIRE BLAND, Carlton, Rothwell, Yorkshire, maker, rope maker, dealer and chapman, Aug. 11 and Sept. 15 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Bulmer, Leeds; Williamson & Co., Great James-street, London.—Fiat dated July 18.

#### MEETINGS.

Wm. Hoole and John Lockyer, St. James's-walk, Clerkenwell, Middlesex, wine merchants, Aug. 17 at 12, Court of Bankruptcy, London, pr. d.—Wm. Tomlin, Charing-cross, Middlesex, carpet warehouseman, Aug. 8 at 12, Court of Bankruptcy, London, last ex.—John Hustable, Frome, Somersetshire, silversmith, Aug. 29 at 11, District Court of Bankruptcy, Bristol, last ex.—James Mitchell, Monkwearmouth Shore, Durham, ship owner, Aug. 11 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—Richard Smith, Preston, Lancashire, corn merchant, Aug. 9 at 11, District Court of Bankruptcy, Manchester, last ex.—Mark Kirk, Nottingham, builder, August 25 at 11, District Court of Bankruptcy, Nottingham, last ex.—Wm. Nelson East, Bury St. Edmund's, Suffolk, watch maker, Aug. 22 at 2, Court of Bankruptcy, London, aud. ac.—R. B. Webb, Bury St. Edmund's, Suffolk, draper, Aug. 22 at 1, Court of Bankruptcy, London, aud. ac.—Jireh Tourne, George-street, Spitalfields, Middlesex, engineer, Aug. 16 at half-past 12, Court of Bankruptcy, London, aud. ac.—Richard Wilson, Hartlepool, Durham, shipowner, Aug. 17 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—Peter Hansen, Newcastle-upon-Tyne, merchant, Aug. 18 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—Edw. C. Blacker and Jas. N. Dunford, Newbiggin by the Sea, Northumberland, brewers, Aug. 16 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Aug. 17 at 11, fin. div.—Thomas Fox, George Rippon, C. A. Wawn, and William Lishman, West Cornforth, and Thrislington, near West Cornforth, Durham, lime burners, Aug. 16 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac. sep. est. of C. A. Wawn and W. Lishman.—Anthony Harrison, Friars Goose Alkali Works, near Gateshead, Durham, alkali manufacturer, Aug. 16 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac. Aug. 17 at half-past 11, fin. div.—P. J. Antill, Newcastle-upon-Tyne, wine merchant, Aug. 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Aug. 17 at 1, fin. div.—Rich. Wilson, Hartlepool, Durham, shipowner, Aug. 18 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

Lewis George Jullien, Harley-street, Cavendish-square, Middlesex, music seller, Aug. 17 at half-past 11, Court of



Bankruptcy, London.—*Geo. S. Naish* and *Thos. I. Glennie*, Farrington-street, Snow-hill, London, general ironmongers, Aug. 22 at half-past 1, Court of Bankruptcy, London.—*W. Edwards*, Tottenham, and *Wenlock-road*, City-road, Middlesex, tailor, Aug. 22 at half-past 2, Court of Bankruptcy, London.—*Jirah Towne*, George-street, Spitalfields, Middlesex, engineer, Aug. 16 at half-past 12, Court of Bankruptcy, London.—*Wm. P. Beecham*, Hawkhurst, Kent, banker, Aug. 16 at 11, Court of Bankruptcy, London.—*James Waller*, New Kent-road, Newington, Surrey, bookseller, Aug. 16 at 2, Court of Bankruptcy, London.—*Geo. Wm. Dean*, High-st., Southwark, Surrey, jeweller, Aug. 16 at half-past 2, Court of Bankruptcy, London.—*Benjamin Yeates*, Monmouth, draper, Aug. 21 at 11, District Court of Bankruptcy, Bristol.—*Jas. Pugh*, Monmouth, tailor, Aug. 18 at 11, District Court of Bankruptcy, Bristol.—*George Young*, Bristol, out of business, Aug. 18 at 11, District Court of Bankruptcy, Bristol.—*Wm. Herling*, Stobhouse, Durham, ship owner, Aug. 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Richard Wilson*, Hartlepool, Durham, ship owner, Aug. 18 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*C. A. Wawn*, and *W. Lishman*, West Cornforth, and Thringlinton, near West Cornforth, Durham, lime burners, Aug. 16 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Jonathan Peniston*, Liverpool, drysalter, Aug. 15 at 11, District Court of Bankruptcy, Liverpool.—*W. Potter*, Birkenhead, Cheshire, and Liverpool, merchant, Aug. 15 at 12, District Court of Bankruptcy, Liverpool.—*John Tomkinson*, Liverpool, and Runcorn, Cheshire, stone mason, Aug. 18 at 11, District Court of Bankruptcy, Liverpool.—*E. Roberts*, Denbigh, carrier, Aug. 15 at 12, District Court of Bankruptcy, Liverpool.—*S. Williamson*, Liverpool, joiner, Aug. 15 at 11, District Court of Bankruptcy, Liverpool.—*C. Robey*, Shelton, Stoke-upon-Trent, Staffordshire, earthenware manufacturer, Aug. 22 at 11, District Court of Bankruptcy, Birmingham, div.—*Jos. Pritchard*, Harewood, Herefordshire, innkeeper, Aug. 19 at half-past 10, District Court of Bankruptcy, Birmingham.—*Fred. Harris*, Hill, Leominster, Herefordshire, cattle dealer, Aug. 19 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Aug. 15.*

*Wm. E. Cope*, Melbourn, near Derby, draper.—*Chas. C. Wilson*, Daventry, Northamptonshire, scrivener.—*E. Cahan*, Strand, Middlesex, tailor.—*T. F. Triebner*, Old Broad-street, London, Russia broker.—*Wm. Bainbridge*, Corrie-place, Old Kent-road, Surrey, and Lombard-street, Chelsea, Middlesex, grocer.—*George Spearman*, Leeds, Yorkshire, silk mercer.—*John Sheppard*, Shirley, Southampton, common brewer.—*Lary Ann Leggett*, Liverpool, hotel keeper.—*J. T. Phipps*, Darlington, Durham, draper.—*Griffith Evans*, Maes y Pandy, Llyllin, Merionethshire, cattle dealer.—*John B. Browne*, Newcastle-under-Lyne, Staffordshire, wine merchant.

#### FIATS ANNULLED.

*John Shepard Mayfield*, Ware, Hertfordshire, builder.

#### PARTNERSHIP DISSOLVED.

*Thomas Horwood* and *Wm. H. Griffin*, Austin-friars, Old road-street, London, attornies and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Charles Finlay*, Edinburgh, tailor.—*James Gibson*, Kirkcaldy, Stewarton, bonnet manufacturer.—*John Macfarlane*, Glasgow, horse dealer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Rebecca Haynes*, Ratcliffe-upon-Trent, Nottinghamshire, licensed victualler, Aug. 18 at 9, County Court of Nottinghamshire, at Bingham.—*Thos. Dunk*, Canterbury, Kent, out of business, July 31 at 12, County Court of Kent, at Canterbury.—*Robert Aspland* the elder, Soham, Cambridgeshire, butcher, Aug. 16 at 12, County Court of Cambridgeshire, at Soham.—*Rob. F. Jaynes*, Frampton, Dorsetshire, carpenter, Aug. 16 at 2, County Court of Dorsetshire, at Dorchester.—*Wm. Roberts*, Mold, Flintshire, grocer, Aug. 14 at 1, County Court of Flintshire, at Mold.—*John Christian* and *Thos. Wilkinson*, Stockport, Cheshire, tailors, Aug. 4 at 12,

County Court of Cheshire, at Stockport.—*Thomas Filkin*, Bilston, Staffordshire, blacksmith, July 31 at 12, County Court of Staffordshire, at Wolverhampton.—*Reverend Lionel Buller*, Cambridge, clerk, Aug. 2 at 3, County Court of Cambridgeshire, at Cambridge.—*Henry Payne*, Cambridge, out of business, Aug. 2 at 3, County Court of Cambridgeshire, at Cambridge.

*Saturday, July 22.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Benjamin Beaver*, Glossop, Derbyshire, superintendent of railway works, No. 53,888 C.; *John Tellott*, new assignee, in place of *Edwin Eaton*, removed.—*William Nichols*, Bristol, butcher, No. 50,100 C.; *Thomas Chinn*, assignee.—*Thomas Renoden*, Swansea, Glamorganshire, builder, No. 69,506 C.; *Henry Knight Eaton* and *John Richardson*, assignees.—*Edw. Clarke*, Liverpool, joiner, No. 69,632 C.; *John Horrocks* and *David Evans*, assignees.—*Wm. Parsons*, Half Moon-street, Piccadilly, Middlesex, attorney at law, No. 59,945 T.; *Samuel Pulsford* and *Joseph Smith*, assignees.—*Edward T. Gedge*, Upper Marylebone-st., Marylebone, Middlesex, tobacco dealer, No. 59,966 T.; *Charles Lambert*, assignee.

*Saturday, July 22.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*James Pelton*, Upper Saint Martin's-lane, Middlesex, brass founder: in the Debtors Prison for London and Middlesex.—*Wm. Bennett*, Globe-wharf, Surrey-canal-bridge, Old Kent-road, Surrey, cowkeeper: in the Gaol of Surrey.—*The Rev. J. M. Bastard*, B.A., Kemp-terrace, Woolwich-common, Kent, clerk: in the Debtors Prison for London and Middlesex.—*Wm. Mowatt*, Marshall-street, London-road, Surrey, horse dealer: in the Queen's Prison.—*George Hen. Putney*, Globe-road, Mile-end, Middlesex, packing case maker: in the Debtors Prison for London and Middlesex.—*Edward Clarke*, Compton-st., Clerkenwell, Middlesex, copper smith: in the Debtors Prison for London and Middlesex.—*Edmund Francis*, Park-lane, Piccadilly, Middlesex, horse dealer: in the Debtors Prison for London and Middlesex.—*Wm. Webb*, Earl-street, Edgware-road, Middlesex, painter: in the Debtors Prison for London and Middlesex.—*Thomas Cook*, Groton, Suffolk, farming bailiff: in the Debtors Prison for London and Middlesex.—*Abraham Cole*, Tooley-st., Southwark, Surrey, clerk to an attorney: in the Queen's Prison.—*John Pegrum*, Robert-st., Brixton-wash-way, Brixton-road, Surrey, builder: in the Gaol of Surrey.—*Rebecca Abell*, James's-place, Hackney-road, Middlesex, assistant to a straw hat manufacturer: in the Debtors Prison for London and Middlesex.—*Jas. Rhodes*, Catherine-street, New-town, Poplar, Middlesex, stone mason: in the Debtors Prison for London and Middlesex.—*Thos. Ramsden* the younger, Matilda-st., Old Bethnal-green-road, Middlesex, paper stainer: in the Debtors Prison for London and Middlesex.—*Jas. Dennett* the younger, Temple-st., Hackney-road, Middlesex, paper stainer: in the Debtors Prison for London and Middlesex.—*Jas. Steere*, Guildford, Surrey, clock maker: in the Debtors Prison for London and Middlesex.

*(On Creditor's Petition).*

*John Ball*, George-st., Camberwell, Surrey, carpenter: in the Gaol of Surrey.

*(On their own Petitions).*

*Wm. Beardsall*, Manchester, plumber: in the Gaol of Lancaster.—*Wm. Bates*, Lenton, Nottinghamshire, lace maker: in the Gaol of Radford Peverel.—*Richard Collins*, Knockholt, Kent, wood broker: in the Gaol of Maidstone.—*John Ford*, Lewisham, Kent, horsekeeper to Messrs. Penn & Co., Greenwich: in the Gaol of Maidstone.—*Charles Coates*, Bradford, Yorkshire, chemist: in the Gaol of York.—*John Slinger*, Lancaster, stone mason: in the Gaol of Lancaster.—*Edward Davies*, Miles Platting, Oldham-road, Manchester, licensed victualler: in the Gaol of Lancaster.—*John Singleton*, Preston, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Richard Lee*, Manchester, earthenware dealer: in the Gaol of Lancaster.—*Rob. Sumner*, Preston, Lancashire, provision shopkeeper: in the Gaol of Lancaster.—*James Siddelley*, Stockport, Cheshire, joiner: in the Gaol of Lancaster.—*Geo. Horwood*, King Stanley, Gloucestershire, cloth dresser: in the Gaol of Gloucester.—*Geo. Hoddinott*, Westbury, Leigh, Wiltshire, farm labourer: in the Gaol of Fisher-

ton.—*R. G. Kerle*, Pawlett, near Bridgewater, Somersetshire, farmer: in the Gaol of Wilton.—*Joseph Bate*, St. Helen's, Lancashire, one of the firm of the Eccleston Flint Glass Company: in the Gaol of Lancaster.—*Wm. Bidder*, Manchester, tailor: in the Gaol of Lancaster.—*Chas. Jas. Fox*, Liverpool, master mariner: in the Gaol of Lancaster.—*Eli Hollingworth*, Ashton-under-Lyne, Lancashire, cigar dealer: in the Gaol of Lancaster.—*Jas. Smith*, Preston, Lancashire, bricklayer: in the Gaol of Lancaster.—*Caleb S. Davenport*, Longsight, near Manchester, japanner: in the Gaol of Lancaster.—*Thomas Foster*, Manchester, baker: in the Gaol of Lancaster.—*Robt. Stuart*, Bowness, Windermere, Westmoreland, swiller: in the Gaol of Appleby.—*Hen. Nathan*, Fishguard, Pembrokeshire, curate of Fishguard: in the Gaol of Haverfordwest.—*John Humble*, Bishopwearmouth, Durham, ship owner: in the Gaol of Durham.—*Geo. A. Green*, Liverpool, licensed victualler: in the Gaol of Lancaster.—*Moses Cryer*, Wroughton, Wiltshire, butcher: in the Gaol of Fisherton Anger, Wilts.—*Robt. Merrett*, Newcastle-upon-Tyne, cook: in the Gaol of Newcastle-upon-Tyne.—*William Harris*, Birmingham, market gardener: in the Gaol of Coventry.—*Thos. Sheath*, Birmingham, currier: in the Gaol of Coventry.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

[In our last week's Gazette, p. 304, under the head "County Court of Kent, at Maidstone, Aug. 4," there should have been inserted, before "John Owen," in the 4th line, the head "County Court of Lancashire, at Lancaster, Aug. 4," which omission arose from an error in the London Gazette.]

*At the County Court of Warwickshire, at COVENTRY, Aug. 15.*

*John Wm. Walker*, Birmingham, moulder of earthen-ware.

*At the County Court of Yorkshire, at YORK CASTLE, Aug. 8 at 10.*

*David Unwin*, York, tailor.—*John Powell*, York, out of business.—*W. Lupton*, Northgate, Bradford, out of business.—*Sam. Crabtree*, Leeds, eating-house keeper.—*J. Mallison*, Saddleworth, out of business.—*Wm. Rhodes*, Cleckheaton, near Leeds, out of business.—*Thos. Wilcock*, Windhill, near Bradford, out of business.—*Robt. Clay*, Huddersfield, lodging-house keeper.—*George Graydon*, Pudsey, near Leeds, cloth weaver.—*Geo. Gath*, Northgate, Bradford, tea dealer.—*Joseph Sunderland*, High Binns, Haworth, Bradford, wool comber.—*Thos. Barmby*, Stonegate, out of business.—*Jos. R. Rhodes*, Briggate, Leeds, out of business.—*Geo. Wood* the younger, Armley, near Leeds, wheelwright.—*John Jefferson*, Scarborough, out of business.—*Geo. Spence*, Bradford, shopkeeper.—*Sam. Bateson*, Yeadon, near Leeds, out of business.—*John Ingleson*, Leeds, provision dealer.—*John W. Watson*, Leeds, machine maker.—*S. Crowther*, Lindley-moor, near Halifax, innkeeper.—*Wm. Blackburn*, Westgate, Wakefield, publican.—*Joseph Blackburn*, Stanley cum Wrenthorpe, near Wakefield, out of business.—*J. Haigh*, Lepton, near Huddersfield, farmer.—*Giles Lodge*, Leeds, out of business.—*John Graves*, Harlethorpe, near Bubwith, labourer.—*Matthew Sutcliffe*, Leeds, tailor.—*William Law*, Scholes, near Dewsbury, card maker.—*Chas. Coates*, Bradford, out of business.—*Abraham Greenwood*, Cotton Stones, Sowerby, near Halifax, innkeeper.

*At the County Court of Essex, at CHELMSFORD, Aug. 10 at 12.*

*James Gilder*, Thaxted, labourer.—*Wm. Everton*, Sible Hedingham, turner.

*At the County Court of Sussex, at PETWORTH, Aug. 11.*

*Geo. Lewis*, Broadwater, near Worthing, in no business.

*At the County Court of Nottinghamshire, at NOTTINGHAM, Aug. 17.*

*John Parkin*, Park, Sheffield, wood turner.—*Wm. Bates*, Lenton, bobbin net machine owner.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Thomas Wood*, deceased, Wolverhampton, attorney at law, Deakin & Dent's, Wolverhampton: 11s. 4d. in the pound.

FRIDAY, JULY 28.

#### BANKRUPTS.

**FREDERICK SALDORF**, Plymouth, Devonshire, merchant, dealer and chapman, (trading under the style or firm of *F. Saldorf & Co.*), Aug. 8 and Sept. 9 at 2, District Court of Bankruptcy, London: Off. Ass. Green; Sols. Hisham & Co., Basinghall-street.—Fiat dated July 24.

**THOMAS SPRING**, Bristol, grocer, bookbinder, dealer and chapman, Aug. 10 and Sept. 21 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Ayre, Bristol; Boykett, Chancery-lane.—Fiat dated July 21.

**FRANCIS JAMES FERNS**, Liverpool, stock, share, and insurance broker, Aug. 15 and Sept. 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Holden, Liverpool; Knightley & Co., Chancery-lane.—Fiat dated July 21.

**THOMAS GILBERTSON**, Birkenhead, Cheshire, tea dealer, Aug. 15 and Sept. 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Mahby & Townshend, Liverpool; Chester & Co., Staples-in, London.—Fiat dated July 22.

#### MEETINGS.

*John Wright*, Brinscall-hall, within Wheelton, Lancashire, calico printer, Aug. 8 at 12, District Court of Bankruptcy, Manchester, pr. d.—*Wm. Henderson*, Wolverhampton, Staffordshire, tin plate manufacturer, Aug. 10 at half-past 3, District Court of Bankruptcy, Birmingham, last ex.—*John Broadbent* and *Jas. Hughes*, Walmersley-cum-Shuttoworth, Lancashire, paper makers, Aug. 9 at 11, District Court of Bankruptcy, Manchester, last ex.—*Wm. Sugden*, Thames-place, Gravel-lane, Southwark, Surrey, stone mason, Aug. 11 at 11, Court of Bankruptcy, London, and ac.—*Sam. Clegg*, *Thos. Mather* the younger, and *Kenneth Pringle*, Elan Iron Works, within West Derby, Lancashire, founders, Aug. 22 at 12, District Court of Bankruptcy, Liverpool, and ac.—*John Warmington*, Tottenham, Middlesex, farmer, Aug. 18 at 12, Court of Bankruptcy, London, div.—*Frederick Ricklets* and *Trevemen James*, Moorgate-st., London, merchants, Aug. 19 at 11, Court of Bankruptcy, London, div.—*Harry William Damsell*, Biale, Gloucestershire, grocer, Aug. 22 at 11, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Vincent Hen. Hallpike*, Cromer-st., Gray's-inn-road, Middlesex, piano-forte maker, Aug. 18 at half-past 11, Court of Bankruptcy, London.—*John B. Swann*, Brentwood, Essex, innkeeper, Aug. 19 at half-past 12, Court of Bankruptcy, London.—*Charles Radenhorst*, Birmingham, eating-house keeper, Aug. 22 at 11, District Court of Bankruptcy, Birmingham.—*John Adams*, Longton, Stoke-upon-Trent, Staffordshire, Aug. 29 at 11, District Court of Bankruptcy, Birmingham.—*Samuel Pratt*, Coventry, Warwickshire, licensed victualler, Aug. 29 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Aug. 18.*

*Jas. Strange*, Abingdon, Berkshire, wine merchant.—*John S. Stopford*, Austin-frirs, London, merchant.—*Edw. Wain* the younger, Myddleton-place, Sadler's-wells, Middlesex, licensed victualler.—*John Birch*, Liverpool, grocer.—*Wm. J. Bussell*, Bilston, Staffordshire, innkeeper.—*Wm. Jos. Ayres*, Aveley, Essex, manufacturer of agricultural machines.—*Henry W. Hughes*, Marylebone-street, Regent-street, Middlesex, plumber.—*Wm. Gribbon*, Leeds, Yorkshire, dealer in glass.—*D. J. Elster* and *J. G. Elster*, Threadneedle-st., London, merchants.—*W. H. Pease*, Ingram-court, Fenchurch-street, Lime-st., London, wine merchant.

#### FIATS ANNULLED.

*Edward Bailey*, Mount-street, Grosvenor-square, Middlesex, upholsterer.—*Thos. Cooper*, Tottenham-court-road, Middlesex, baker.

#### PARTNERSHIP DISSOLVED.

*Wm. Everest* and *Wm. Thomas Manning*, Hatton-garden, Middlesex, and Epsom, Surrey, attorneys and solicitors and Parliamentary agents.

## SOOTH SEQUESTERATIONS.

*John Caldwell*, Auchans, Kilbarchan, Renfrewshire, farmer.  
*Peter Garland*, Burntisland, grocer.—*Jos. Outram*, Glasgow, and Halifax, Nova Scotia, commission merchant.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Robert Bedford*, Aberueth, Monmouthshire, retailer of beer, Aug. 24 at 10, County Court of Monmouthshire, at Tredegar.—*John Styles*, Pontypool, Monmouthshire, cooper, Aug. 29 at 10, County Court of Monmouthshire, at Pontypool.—*Wm. Humphrey*, Chepping Wycombe, Buckinghamshire, butcher, Aug. 8 at 11, County Court of Buckinghamshire, at High Wycombe.—*James Quastel Potts*, Aug. 12 at 2, County Court of Kent, at Folkestone.—*Joshua Smith*, Northleach, Gloucestershire, cabinet maker, Sept. 22 at 10, County Court of Gloucestershire, at Northleach.—*John Taylor*, Wordale, Kingswinford, Staffordshire, butler, Aug. 14 at 12, County Court of Worcestershire, at Stourbridge.—*Nicholas Denty Jukes*, Shaftesbury, Dorsetshire, out of business, Aug. 21 at 12, County Court of Wiltshire, at Warminster.—*Stinson Hooley*, Preston, Lancashire, joiner, Aug. 7 at 10, County Court of Lancashire, at Preston.—*Sam. Woodward*, Birmingham, out of business, Aug. 10 at 10, County Court of Warwickshire, at Birmingham.—*Wm. James Hannam Goldring*, Eversley, Hampshire, and Coal-yard, Drury-lane, Middlesex, coach maker, Aug. 21 at 11, County Court of Hampshire, at Basingstoke.—*Benj. Berman*, Peterborough, Northamptonshire, rope maker, Aug. 18 at 12, County Court of Northamptonshire, at Peterborough.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Warwickshire, at COVENTRY, Aug. 15.*

*Thomas Sheath*, Birmingham, carrier.—*Wm. Harris*, Birmingham, road contractor.

*At the County Court of Gloucestershire, at GLOUCESTER, Sept. 11 at 10.*

*Edwin Harvey Burnings*, Bourton-on-the-Hill, out of business.—*George Evans*, Cheltenham, out of business.

*At the County Court of Kent, at DOVER, Aug. 16 at 10.*

*James Marshall*, Faversham, ironmonger.

*At the County Court of Buckinghamshire, at AYLESBURY, Aug. 16 at 12.*

*Wm. Hen. Benson*, Mansfield-street, Kingland-road, Middlesex, dealer in cigars.

The Queen has been pleased to appoint Robert Claxton, Esq., to be Chief Justice; James George Pignenit, Esq., to be Puisne Justice; and Henry J. Woodcock, Esq., to be her Majesty's Attorney-General, for the island of St. Christopher.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situated in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, July 29, 1848.

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AUGUST 5, 1848.

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LONDON, AUGUST 5, 1848.

It is often said, in reference to the minor criminal proceedings of our Courts, and particularly in reference to proceedings in the police courts, that there is one law for the rich and another for the poor; the utterers of the sentiment meaning thereby, that the rich have an advantage before the law. Whether this is true or not we shall not here stop to inquire; but certain it is that the proposition holds good in the higher branches of our civil judicature, and that there is one law for the rich and another for the poor, in this sense, that the hopelessly poor have a power of annoyance and oppression conceded to them, which makes rich men tremble at the thoughts of defending against a pauper. The amount of harassment and expense that may be occasioned by a pauper suitor to a dives opponent, would indeed be almost inconceivable to any but professional men, who see continually before their eyes the way in which the protection thrown by the custom of English law round poor suitors, works in practice.

A person hopelessly poor has, as is well known, the right to sue or defend without costs, and is entitled to have a counsel and attorney assigned to him. He has also, in common with every other suitor, the right to dispense with both counsel and attorney, and to conduct his own case in person. The combination of these two privileges operates in a most pernicious manner, not only upon the rights of the parties opposed in litigation to paupers, but upon those of the public. The way it works is this: at the commencement of a suit, a pauper suitor is generally well pleased and ready to avail himself of the gratuitous professional services that the practice of the Courts, aided by the liberality of the Profession, offers him. He likes to launch his case, and probably then means to conduct it throughout, in a regular manner. While the case is thus proceeding under

the advice and sanction of counsel, there is at least some guarantee that the pauper's opponent will not be continually harassed with applications to the Court, on the face of them hopeless, or nearly so, and, therefore, productive to him of quite unnecessary expense. But if, after a while, the result of the proceedings shews to the pauper suitor's legal advisers that he has, as very frequently happens in pauper suits, no reasonable ground for proceeding, then, instead of doing what, under such circumstances, a dives suitor usually does, namely, yielding to the decree of fate, and compromising or otherwise putting an end to the suit, the pauper suitor usually attributes to the error of his counsel that which depends on the inherent weakness of his case, and, relying on his own prowess, and defying all lawyers, takes his suit into his own hands. Henceforth there is neither peace nor safety for his unfortunate opponent. He is harassed by all sorts of motions, petitions, and other interlocutory applications, by which he may lose, but cannot gain. That they are hopeless is usually not seen by the pauper suitor, who, excited by the ardour of litigation and the opportunity of display, forces them on, in spite of any gratuitous advice that he may still, perhaps, occasionally receive, reckless of the result, which he, as well as his hapless opponent, knows cannot hurt him if he fails, because he pays no costs, but may much hurt his opponent, if, by some unforeseen chance, he should succeed. Thus much for the injuries that the opponent of a pauper suitor may sustain at his hands. The oppression that he may exercise against the public consists in the fearful waste of public time, and the delay to the business of other suitors, that he has it in his power to inflict, by occupying the attention of Courts of justice with frivolous applications, conducted with an almost ostentatious disregard of all attempt at brevity. To no one is so much indulgence extended by the Courts

as to the pauper suitor conducting his suit in person. Irrelevant argument, the tedious reading of rambling evidence verbatim, iterations, and all manner of modes of consuming time, which in any counsel would be instantly repressed, if, indeed, counsel could be found sufficiently ignorant and indiscreet to attempt them, are suffered by the judge when they proceed from a pauper suitor appearing in person, not because he believes such indulgence to be really deserved, but partly in deference to the notion sanctified into a sort of constitutional principle, that the subject has a right to sue or defend in person, and must, while so doing, be indulgently treated, and partly because to check the redundancies and impertinences of such persons is a task which the most able judges find beyond their powers. The injustice thus done to the opponents of pauper suitors and to the public, by means of reckless waste of judicial time, is enormous.

And on what, after all, does the imagined right of pauper suitors to work such evils rest? Why should it be in the power of any man, simply because he has nothing, to proceed in the business of litigation, without regard to those rules that are made for the general convenience and the general saving of time? We confidently assert, that the excessive indulgence shewn to pauper suitors is a blot upon our system of judicature, and that mercy to them ought not to be obtained at the expense of cruelty to every body else. Nor is it necessary that mercy to them should be so obtained; as much as they are fairly entitled to, might well be combined with justice to their opponents and to the public. For this purpose, however, it would be requisite to discard the popular notion, that every man is entitled to defend his own cause in person—a notion more attractive in theory than just or beneficial in practice. Every man is entitled to protection in the assertion of his rights or what he believes to be his rights. But he is not of necessity entitled to choose his own mode of proceeding; and there is no more reason why he should be permitted to proceed in person, and in so doing, through ignorance and irresponsibility, to break down all the guards interposed by the rules of practice for the express purpose of preventing waste of time, than that he should be allowed to choose to take his case to the wrong Court.

Suitors, then, we say, ought not to be permitted to appear in person; on the other hand, they ought to be provided, if they cannot themselves procure it, with legal assistance; and if that cannot be procured without pecuniary equivalent, a fund should be provided by the State for the purpose. We apprehend, however, that there would not be any need of any such provision. With a little arrangement, pauper cases might be so distributed among the Profession, as not to make it a hardship on any one to take his turn; and it would be a point of honour with those undertaking such cases to protect the client to the utmost, subject only, as in the case of dives clients, to the duty that counsel and attorneys owe to the Court, to common sense, and to their own reputation.

MEMBER RETURNED TO SERVE IN PARLIAMENT.—The Hon. Francis Baring, for the borough of Thetford, in the room of the Hon. William Baring, now Lord Ashburton, called up to the House of Peers.

## THE SYSTEM OF LAW REPORTS.

In the pages of a cotemporary\* there is an able article on the subject of the present state of Law reporting. Agreeing with the writer in much of what he says as to the defects that exist in our modern system of reporting, we do not, however, agree with him in casting the blame of it so exclusively on the reporters; nor do we agree with his extreme sympathy with the wrong sustained by the Profession at the hands of the reporters.

"The system of reporting," says the writer in *The Law Magazine*, "as now carried on is become a serious evil and calls loudly for reform. Instead of a collection of judicial decisions, with the facts necessary to support them, and the grounds upon which they are made, carefully and briefly set out, we have volumes upon volumes of reported cases, in which the points important to be known bear but a small proportion to the mass of useless, undigested matter with which the volumes are filled. The inconveniences of such a system are evident, instead of having to read through a few pages, and obtaining a clear comprehension of a particular point, we have to wade through an enormous quantity of matter, which, so far from throwing additional light upon the subject, confuses, by the numerous doubts and difficulties by which each case is surrounded; the consequence is, we do not obtain that certainty in the law which it should be the object of all reports to accomplish. Besides this, a considerable expense is thereby entailed upon us, to whom these reports are necessary. The price of a volume increases in proportion to its size, and so we have to pay largely for that with which we should be only too glad to dispense, were we not compelled to put up with it for the sake of the small quantity of valuable matter it contains, and which one ought to have in a more convenient form, and at a much cheaper rate. Nor is this all; but from causes which we shall afterwards explain, we are compelled to provide ourselves with other volumes containing a greater portion of the same matter, so that on the whole we are forced to pay annually a much larger sum for reports than either there is any occasion for, or we have any inclination to indulge in. The mischief is obvious, and very generally felt. A reformation is wanted, though it would seem difficult to carry out in proportion to the extent and inveteracy of the evil, but if we can do anything towards it by the suggestions we are about to offer, we shall be well satisfied."

No doubt the law reports of the present time are, with few creditable exceptions, not what reports should be. Some are a mere statement of the nature of the case, too crudely set out to shew the points of it, followed by the names of the counsel, a list of the cases, and the judgment verbatim. Others are habitually a recapitulation of the pleadings, of the arguments at great length, and a statement of the judgments at great shortness. Others are little more altogether than marginal notes should be. No one can read the reports and not see that there is much to reform in the whole system. But the question is, on whom lies the burthen of the duty,

\* *Law Magazine*, August, 1848, p. 1.

—to whom should be attributed the chief blame? We say fearlessly, not to the reporters, but to the Profession generally. The reporters are but the suppliers of the literary wants of the Profession: they furnish such a supply as their judgment suggests, and they find it taken off their hands. Hence they infer reasonably, that it is suited to the taste of the Profession, since they cannot think men so foolish as to continue buying and reading what they do not want or find useful. To ask, however, of *hardship* imposed on the Profession by the reporters is ridiculous. If the reports are not satisfactory, the Profession need not buy them, and the *fair* is at an end. If, knowing what they are, they buy them, it is their choice, and they have nothing to complain of. The public might just as well complain of the hardship of Mr. Turner choosing to paint everything yellow, or of Rubini choosing to sing in a tremulous voice. Reports are simply books, which A. writes and which B. may buy or not, as it pleases him. B. has a full right to criticise; but he has no right to talk of any wrong being done to him, because A. does not write as well as he could wish.

Discarding this question, let us proceed to inquire what is the cause of reporting being conducted as it is. We apprehend there are several causes. One is, the mode in which reporters are selected; another is, the mode in which reporting is remunerated; a third is, the want of accommodation afforded to reporters by those who have the means of procuring for them the perusal of the papers in a cause. As to the first cause, reporters should be selected in one of two ways. The first is wholly with reference to their legal and literary ability by the judge of the Court, in which case they should be *bonâ fide* official persons, removable for neglect by the power that appointed them: no reports but theirs should be permitted to be cited; and, so far as the Court has power, it should prevent any other reports being taken. This, we apprehend, is a mode which, whether good or not, would ill assort with the taste and notions of the times, and could not be carried into effect. Such a perfect and official monopoly, with its consequent responsibilities, being impracticable, the only other mode in which the best attainable reports can be obtained is, by discarding all attempts at authoritative appointment of reporters, and leaving reporting as completely open as professional business, or general legal composition.

We have discarded the first system; we have not yet arrived at the second. Reporters are now selected by a sort of intermediate system,—partly monopoly, partly free; the result is, that while there is no responsibility to the Court, or in the reporter recognised as the reporter of the Court, there is, by a sort of tacit understanding among the Profession, an idea that Mr. A., the reporting reporter, is an exclusively authorised person; and whether he turns out to be an able reporter or not—whether he is diligent or not—it is not the etiquette for any other gentleman at the Bar to compose and publish reports while Mr. A. continues his. Nay, were he to do so, the very men who are continually abusing Mr. A.'s reports, and complaining of being *obliged* to buy bad reports, would refuse to buy any others, and would consider the new reporter as a person wanting in professional delicacy. In effect, at present, a reporter is elected as if his office were not to be a monopoly. In reality, it is a monopoly, without responsibility.

The second cause of bad reporting is, as we have said, the mode of remuneration. Every one who knows anything of reporting knows that the reporter's remuneration is measured by the number of sheets composing his production, just as the conveyancer's remuneration is measured by the number of folios of his draft. We are far from saying or believing that any counsel will make his reports long merely for the purpose of swelling his remuneration. But we

say of this, as we have frequently said of drafting, that counsel have no inducement offered to their feelings of self-interest, to expend extra time in abbreviating. Reporters, we believe, do, as it is, spend much time in pruning, that is, literally in diminishing their incomes. But it is too much to expect of them that they should sacrifice themselves wholly for the public good; and while the Profession grumble at the high price of reports, and will persist in measuring the price they are content to pay for books by their size, it is not for them to censure reporters for not being as short as they might be, by bestowing on their already laborious task double the labour they do apply.

The third cause that we have pointed out is of a purely practical kind, but it is not without its operation in increasing the difficulty of producing good reports.

The removal of all these causes is in the hands of the Profession, not of the reporters. Let the production of reports be as fully, as freely open to every Barrister, as are the selection of a subject for, and the composition of, any other literary work. Let the Profession buy reports as they would pictures, not comparing the price with the size, but with the quality, and we should soon find, with reports as with other books, that the best men would obtain, by the manifestation of their superiority, exclusive possession of the field, and would retain their places as favourite reporters so long as they continued to execute their tasks ably and diligently, and no longer.

### London Gazette.

TUESDAY, AUGUST 1.

#### BANKRUPTS.

CHARLES HUMFREY the younger, Cambridge, banker, and Manor-st., Camberwell, Surrey, merchant, dealer and chapman, (carrying on trade at the latter place under the name, firm, style, or description of Manning & Co.), Aug. 10 at 1, and Sept. 8 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Goren, 29, South Molton-street, Hanover-sq.—Fiat dated July 31.

SAMUEL PRICE, St. John's-wood-terrace, Regent's-park, Middlesex, and Fish-street-hill, London, underwriter, Aug. 16 and Sept. 13 at 11, Court of Bankruptcy, London: Off. Ass. Stanfeld; Sol. Breese, 45, Lincoln's-inn-fields.—Fiat dated July 11.

EDWARD GAMALIEL WINTHROP, Avenue-road, Regent's-park, Middlesex, and Fish-street-hill, London, underwriter, Aug. 16 and Sept. 13 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Breese, 45, Lincoln's-inn-fields.—Fiat dated July 11.

FRANCIS WEBSTER, Cook's-mill-green, Writtle, Essex, innkeeper and victualler, dealer and chapman, Aug. 8 at half-past 1, and Sept. 9 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Rawlings, Romford, Essex.—Fiat dated July 27.

HENRY CARPENTER, Cranbourn-st., Leicester-square, Middlesex, oil merchant, wax chandler, dealer and chapman, Aug. 9 and Sept. 16 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Goren, South Molton-st.—Fiat dated July 31.

JOSEPH WILSON, Green's-end, Woolwich, Kent, assistant to a grocer and cheesemonger, dealer and chapman, Aug. 8 at 11, and Sept. 16 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Silvester, Great Dover-street.—Fiat dated July 31.

JOHN REGINAL COUSINS, Ramsgate, Isle of Thanet, Kent, chemist and druggist, dealer and chapman, Aug. 9 at 2, and Sept. 16 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Stevens & Co., Queen-street, Cheapside.—Fiat dated July 26.

EDMUND APPELYARD, Farringdon-street, London, bookseller, publisher, dealer and chapman, Aug. 8 at 2, and Sept. 21 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Hyde, Ely-place.—Fiat dated Aug. 1.



**THOMAS SPIRING**, (and not Thomas Spring, as advertised in the London Gazette of the 28th July last), Bristol, grocer, bookbinder, dealer and chapman, Aug. 10 and Sept. 21 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Ayre, Bristol; Boykett, Chancery-lane.—Fiat dated July 21.

**THOMAS WALDRON**, Old-hill, Rowley Regis, Staffordshire, grocer, dealer and chapman, Aug. 12 and Sept. 2 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Smith, Birmingham; Weeks, Took's-court, Lincoln's-inn, London.—Fiat dated July 25.

**WILLIAM DAWE**, Holy Trinity, Exeter, plasterer and builder, Aug. 10 at 1, and Sept. 13 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Lambert, the Close, Exeter; Fox, Finsbury-circus, London.—Fiat dated July 26.

**FRANCIS HORN RENDELL**, Torquay, Devonshire, builder, plumber, painter and glazier, dealer and chapman, Aug. 10 at 1, and Sept. 13 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Terrell, Exeter; Clowes & Co., Temple, London.—Fiat dated July 24.

**GEORGE WASHINGTON WAKEMAN**, Nantwich, Cheshire, upholsterer, Aug. 15 and Sept. 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Harper & Co., Whitechurch; Tyrer, Liverpool; Messrs. Vincent, Temple, London.—Fiat dated July 21.

**JAMES HOWARD**, Liverpool, grocer, baker, provision and flour dealer, dealer and chapman, Aug. 15 and Sept. 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Parsons, Liverpool; Kirk, Symond's-inn, London.—Fiat dated July 27.

**CHARLES DUTTON**, Tarvin, Cheshire, joiner, dealer and chapman, Aug. 11 and Sept. 8 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Hodgson, Birmingham; Vincent, 9, King's-bench-walk, Temple, London.—Fiat dated July 28.

**JOHN JACKSON the elder**, Stockport, Cheshire, tailor, draper, dealer and chapman, Aug. 15 and Sept. 4 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Vaughan & Co., Stockport; Bower & Son, 46, Chancery-lane, London.—Fiat dated July 25.

**JOHN JACKSON the younger and PETER JACKSON**, Heaton Norris, Lancashire, drapers, dealers and chapmen, (carrying on business at Heaton Norris and at Crewe, Cheshire), Aug. 15 and Sept. 4 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Vaughan & Co., Stockport; Bower & Son, Chancery-lane, London.—Fiat dated July 25.

**CHARLES MASON**, Longsight, Lancashire, paper manufacturer, dealer and chapman, Aug. 11 and 31 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Fogg, Manchester; Wathan & Phillips, 18 A, Basinghall-st., London.—Fiat dated July 28.

#### MEETINGS.

*Richard Bulmer and Jos. Bulmer*, South Shields, Durham, ship builders, Aug. 24 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, ch. ass.—*John E. Jones*, Waterloo-place, Pall-mall, Middlesex, engineer, Aug. 12 at 2, Court of Bankruptcy, London, last ex.—*Jas. Hudson*, Lark-hall-lane, Clapham, Surrey, boarding-house keeper, Aug. 12 at 11, Court of Bankruptcy, London, last ex.—*Robert Jones*, Edenfield, Tottington Higher End, Lancashire, cotton spinner, Aug. 11 at 11, District Court of Bankruptcy, Manchester, last ex.—*Jas. B. Gordon*, Church-row, Limehouse, Middlesex, cooper, Aug. 22 at 12, Court of Bankruptcy, London, aud. ac.—*G. Wm. M'Arthur Reynolds*, Wellington-street North, Strand, Middlesex, publisher, Aug. 22 at half-past 2, Court of Bankruptcy, London, aud. ac.—*James Waller*, New Kent-road, Newington, Surrey, bookseller, Aug. 23 at 2, Court of Bankruptcy, London, aud. ac.—*Thos. Clapham*, Liverpool, wholesale butcher, Aug. 22 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*John Rowlett*, Liverpool, merchant, Aug. 22 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*John Miller*, Liverpool, saddler, Aug. 22 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Fred. Elphick*, Castle-street East, Oxford-market, Middlesex, glass cutter, Aug. 23 at 1, Court of Bankruptcy, London, div.—*Thos. Partridge and John Jordan*, Luton, Bedfordshire, wine merchants, Aug. 23 at 12, Court of Bankruptcy, London, div.—*Chas. Crudgington and Thos. Southall*, Lea-brook Iron-works, Tipton,

Staffordshire, iron masters, Aug. 24 at 11, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Hen. T. Smith and John Hewitt*, Liverpool, tailors, Aug. 23 at 11, District Court of Bankruptcy, Liverpool, div.—*Michael M'Dierrit*, Liverpool, merchant, Aug. 22 at 11, District Court of Bankruptcy, Liverpool, div.—*John B. Falkner*, Liverpool, share broker, Aug. 22 at 11, District Court of Bankruptcy, Liverpool, div.—*Peter Hansen*, Newcastle-upon-Tyne, merchant, Aug. 25 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Alex. Beattie*, Forton, Alverstoke, Southampton, coal merchant, Aug. 24 at 12, Court of Bankruptcy, London.—*F. T. Smith and Abraham Smith*, Cambridge-heath Nursery, Bickney, Middlesex, seedsmen, Aug. 23 at 2, Court of Bankruptcy, London.—*Thomas Blenkarn*, Chancery-lane, Middlesex, bookseller, Aug. 23 at half-past 2, Court of Bankruptcy, London.—*John Joseph Parker*, Phoenix-wharf, Macclesfield-street North, City-road-basin, Middlesex, coal merchant, Aug. 26 at 12, Court of Bankruptcy, London.—*Rob. Barr*, Back-street, Manchester-sq., Middlesex, upholsterer, Aug. 22 at half-past 11, Court of Bankruptcy, London.—*Geo. W. M'Arthur Reynolds*, Wellington-street North, Strand, Middlesex, publisher, Aug. 22 at half-past 2, Court of Bankruptcy, London.—*Edmund Townsend*, Hungerford-market, Colvernor-street West, Pimlico, Middlesex, fishmonger, Aug. 22 at 12, Court of Bankruptcy, London.—*Edward T. Brink*, Burling-gardens, Blackheath-hill, Kent, carpenter, and *Barr Lloyd*, Ravensbourne-hill Limekilns, near Greenwich, Kent, carpenter, Aug. 23 at 11, Court of Bankruptcy, London.—*W. Plumley*, Bristol, poulterer, Aug. 24 at 11, District Court of Bankruptcy, Bristol.—*Anthony Tregerthen*, Brynmawr, Llanelly, Brecon, grocer, Aug. 31 at 11, District Court of Bankruptcy, Bristol.—*John Deeley*, Tipton, Staffordshire, iron founder, Aug. 24 at 11, District Court of Bankruptcy, Birmingham.—*John Lloyd*, Liverpool, boot manufacturer, Aug. 24 at 11, District Court of Bankruptcy, Liverpool.—*Gasper Weiss*, Liverpool, music seller, Aug. 25 at 11, District Court of Bankruptcy, Liverpool.—*Moses Lomas*, Liverpool, licensed victualler, Aug. 22 at 11, District Court of Bankruptcy, Liverpool.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Aug. 22.*

*John Pink*, Westbourne-park-villa, Paddington, Middlesex, architect.—*W. Anderson*, Chester-le-Street, Durham, optician.—*Geo. W. Atwood*, America-square, London, merchant.—*Wm. B. Brodie and Charles G. Brodie*, Salisbury, Wilts, bankers.—*Thos. C. Knight*, Fort-st., Spital-sq., Middlesex, undertaker.—*Francis Geo. Klingelhoefer*, Old-Broad-st., London, merchant.—*Wm. Killard*, Swindon, Wiltshire, ins-keeper.—*John Wiles*, Wotton-under-edge, Gloucestershire, builder.—*William Humphreys*, Bow-street, Covent-garden, Middlesex, tavern keeper.—*Thomas Browne*, Limerick, Ireland, wholesale draper.—*Westman Dickinson*, Clayton Ws. Yorkshire, corn dealer.—*John Alex. Andrews*, Liverpool-terrace, Liverpool-road, Middlesex, out of business.

#### SCOTCH SEQUESTRATIONS.

*Wm. M'Grigor and Alex. Lyon M'Gregor*, Washington, Perthshire, cattle dealers.—*James Marshall*, Edinburgh, bookseller.—*Wm. Macleish*, Muirhead, Perthshire, farmer.—*D. M'Intyre & Co.*, Glasgow, bakers.—*Alex. Hutchison*, Dundee, hatter.—*John Stobo*, Glasgow, draper.—*Donald Baker M'Gregor*, Edinburgh, merchant.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thomas Brett*, Yeovil, Somersetshire, tailor, Sept. 8 at 10, County Court of Somerset, at Yeovil.—*Wm. Berry*, Almondsbury, Yorkshire, beer retailer, Aug. 17 at 10, County Court of Yorkshire, at Huddersfield.—*Wm. Howard Bolton*, Longdon-upon-Tern, Shropshire, farmer, Aug. 18 at 10, County Court of Shropshire, at Wellington.—*Thos. Lawrence*, Halifax, Yorkshire, fruiterer, Aug. 17 at 10, County Court of Yorkshire, at Halifax.—*James Slater*, Hebden-bridge, Yorkshire, butcher, Aug. 17 at 10, County Court of

Yorkshire, at Halifax.—*John Claridge*, Redditch, Worcestershire, out of business, Aug. 22 at 10, County Court of Worcestershire, at Redditch.—*Joseph Carter*, Wellington, Shropshire, shoemaker, Aug. 18 at 10, County Court of Shropshire, at Wellington.—*Wm. Barker*, West Derby, Lancashire, assistant to a draper, Aug. 7 at 10, Liverpool District County Court, at Liverpool.—*Elizabeth Day*, Low-hill, within West Derby, Lancashire, confectioner, Aug. 7 at 10, Liverpool District County Court, at Liverpool.—*John Bannan*, Manchester, licensed victualler, Aug. 11 at 3, County Court of Lancashire, at Manchester.—*Richard Robinson*, Manchester, provision dealer, Aug. 11 at 3, County Court of Lancashire, at Manchester.—*Wm. Gibbins*, Manchester, green grocer, Aug. 11 at 3, County Court of Lancashire, at Manchester.—*Richard Ambler*, Manchester, confectioner, Aug. 11 at 3, County Court of Lancashire, at Manchester.—*James Woodcock*, Manchester, tailor, Aug. 11 at 3, County Court of Lancashire, at Manchester.—*Geo. Gilbert*, Birmingham, stamper, Aug. 30 at 1, County Court of Warwickshire, at Birmingham.—*Wm. Deebank*, Birmingham, retailer of ale, Aug. 30 at 1, County Court of Warwickshire, at Birmingham.—*Wm. Pennell* the younger, clerk in her Majesty's Gun-wharf, at Portsmouth, Aug. 17 at 11, County Court of Hampshire, at Portsmouth.—*Robert Barrow*, Prescot, Lancashire, licensed victualler, Aug. 16 at 12, County Court of Lancashire, at St. Helens.—*John Brown*, Bridgton, Somersetshire, yeoman, Sept. 8 at 10, County Court of Somersetshire, at Yeovil.—*Thos. Moore*, Nether-ton, Almondsbury, Yorkshire, shopkeeper, Aug. 17 at 10, County Court of Yorkshire, at Huddersfield.

*The following Person, who, on her Petition filed in the Court, has obtained an Interim Order for Protection from Process, is required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

Aug. 8 at 10, before Mr. Commissioner LAW.

*Mary Renshaw*, widow, Charrington-st., Ossulton-street, Somers'-town, Middlesex, lodging-house keeper.

Saturday, July 29.

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*John Whitelock* the elder, Rodney-terrace, Greenwich, Kent, attorney at law, No. 59,851 T.; *Henry Ponsford*, assignee.—*Ann Prichard*, Wauanauad Llanbeddroch, Anglesey, farmer, No. 68972 C.; *Hugh Thomas*, assignee.—*John Casement*, Liverpool, painter, No. 69,049 C.; *Thomas Trappes* and *Thomas M'Donald*, assignees.—*Sarah Wilkes*, Birmingham, milliner, No. 69,196 C.; *Isaac Ford*, assignee.—*James Sunderland*, Ivegate, Bradford, Yorkshire, innkeeper, No. 69,198 C.; *John Cludery*, assignee.—*John Byrne*, Liverpool, blacksmith, No. 69,382 C.; *Edward Marshall*, assignee.—*James Upton*, Akey, near Sedbergh, Yorkshire, cotton spinner, No. 69,449 C.; *John Swainson* and *Thomas Waring*, assignees.—*Benjamin Leversedge*, Lincoln, furniture broker, No. 69,520 C.; *Richard Sutton Harvey* and *Robert Gardener Hill*, assignees.—*Samuel Griffith*, Runcorn, Cheshire, letter-press printer, No. 69,495 C.; *Henry Simpson*, assignee.—*Ed. Gedye*, Skinner-street, Shoreditch, Middlesex, tailor, No. 59,535 T.; *Edward Wrench*, assignee.—*Jane James*, Newport, Monmouthshire, innkeeper, No. 62,665 C.; *Joseph Davies*, assignee.—*Adamson Holgate*, Ivegate, Bradford, Yorkshire, tea dealer, No. 69,703 C.; *Henry Wade*, assignee.—*Joe Cliffe*, Bay-hall, near Huddersfield, Yorkshire, out of business, No. 69,733 C.; *Robert Spivey* and *Thomas Shires*, assignees.—*Chas. Wm. Wright Brett*, Little Cressingham, Norfolk, farmer, No. 69,804 C.; *Robert Bailey*, assignee.—*Sampson Cooper*, Diglis, Worcestershire, coal merchant, No. 69,662 C.; *Henry Eberhardt*, assignee.—*Richard Gibbon*, Cae pant tywyll, Merthyr Tydvil, Glamorganshire, grocer, No. 69,739 C.; *John Ansell*, assignee.

Saturday, July 29.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Robert Evans*, James's-place, Thomas-street, Camberwell

New-road, Surrey, linen draper: in the Gaol of Surrey.—*H. Tipper*, Princes-street, Broad Sanctuary, Westminster, Middlesex, commission agent: in the Gaol of Surrey.—*John Schmitt*, White Hart-place, Kennington-lane, Surrey, baker: in the Gaol of Surrey.—*Adam Mather*, Charles-street, Hatton-garden, Middlesex, gas fitter: in the Debtors Prison for London and Middlesex.—*M. A. West*, High-street, Poplar, Middlesex, widow, out of business: in the Debtors Prison for London and Middlesex.—*John Boucher Moody* the elder, Bermondsey-street, Bermondsey, Surrey, gas fitter: in the Debtors Prison for London and Middlesex.—*Edw. Dennis*, Princes-street, Hanover-sq., Middlesex, hatter: in the Debtors Prison for London and Middlesex.—*Joseph Mash*, Upper Charlton-street, Fitzroy-square, Middlesex, potato dealer: in the Debtors Prison for London and Middlesex.—*John Fras. Bouchette*, Clipstone-street, Fitzroy-square, Middlesex, surveyor: in the Debtors Prison for London and Middlesex.—*R. Wildon Morris*, De Beauvoir-square, Kingsland, Middlesex, in no trade: in the Debtors Prison for London and Middlesex.—*Josiah W. Chubb*, Rutland-street, Pearson-street, Kingsland-road, Middlesex, dairyman: in the Debtors Prison for London and Middlesex.—*George F. Cousins*, Union-cottages, Park-road, Old Kent-road, Surrey, jobber in the Funds: in the Queen's Prison.—*John Richardson*, Smith-street, Marlborough-road, Chelsea, Middlesex, bricklayer: in the Queen's Prison.—*Henry Chapman*, Stonecutter-street, Farringdon-st., London, and Luton, Bedfordshire, straw plait dealer: in the Debtors Prison for London and Middlesex.—*George Sutherland* the elder, Albany-place, Commercial-road East, Middlesex, coal merchant: in the Debtors Prison for London and Middlesex.—*Robert Cook*, Newgate-market, Newgate-street, London, skin salesman: in the Debtors Prison for London and Middlesex.—*Benjamin Markwell*, Kenton-street, Brunswick-square, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Samuel Smith*, Worship-street, Finsbury, Middlesex, fruit salesman: in the Debtors Prison for London and Middlesex.—*John Pace*, Lonsdale-square, Islington, Middlesex, merchant: in the Queen's Prison.—*Thomas Westcott*, Stratford, Essex, foreman to a paper maker: in the Queen's Prison.—*Wm. Lawrence*, Flookburgh, near Cartmel, Lancashire, butcher: in the Gaol of Lancaster.—*Peter M'Lean*, Newton-heath, near Manchester, blacksmith: in the Gaol of Lancaster.—*James Marshall*, Faversham, Kent, ironmonger: in the Gaol of Dover.—*Henry F. H. Anderson*, Worcester, carver: in the Gaol of Worcester.—*Robert Jones*, Bala, Merionethshire, tailor: in the Gaol of Dolgelly.—*Benj. Mills*, Kingston-upon-Hull, tailor: in the Gaol of Kingston-upon-Hull.—*Henry Houson*, Manchester, bookkeeper: in the Gaol of Lancaster.—*Jonathan Cropper*, Sheffield, Yorkshire, saw grinder: in the Gaol of Sheffield.—*Chas. Hindle*, Blackburn, Lancashire, furniture broker: in the Gaol of Lancaster.—*E. Catherall*, Hulme, Manchester, commercial traveller: in the Gaol of Lancaster.—*Thomas P. Davies*, Great Crosby, near Liverpool, never in any business: in the Gaol of Lancaster.—*John Harrison*, Bolton-le-Moors, Lancashire, grocer: in the Gaol of Lancaster.—*Rachel Carden*, Liverpool, out of business: in the Gaol of Lancaster.—*Wm. Franklin*, Liverpool, sail maker: in the Gaol of Lancaster.—*Thos. M. Nicholson*, Manchester, tailor: in the Gaol of Lancaster.—*R. Bennett*, Manchester, attorney at law: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Devonshire, at the CASTLE OF EXETER Aug. 18 at 10.*

*George Robins Gliddon*, Exeter, share broker.

*At the County Court of Somersetshire, at TAUNTON, Aug. 15.*

*Thomas Baker*, Coate, Martock, near Ilminster, labourer.—*R. G. Kerle*, Pawlett, near Bridgwater, farmer.

*At the County Court of Yorkshire, at KINGSTON-UPON-HULL, Aug. 18 at 10.*

*Benj. Mills*, Kingston-upon-Hull, tailor.—*W. Signeorth*, Kingston-upon-Hull, out of business.—*R. I. Lattin*, Kingston-upon-Hull, out of business.

*At the County Court of Yorkshire, at SHEFFIELD, Aug. 18 at 10.*

*Charles Davonport*, Sheffield, saw manufacturer.

*At the County Court of Westmoreland, at APPELEY, Aug. 25 at 11.*

*Robert Stuart, Bowness, Windermere, swiller.*

*At the County Court of Pembrokeshire, at HAVERFORDWEST, Aug. 17 at 2.*

*The Rev. Henry Nathan, Fishguard, clerk.*

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#### FRIDAY, AUGUST 4.

##### BANKRUPTS.

**WILLIAM SHARP**, Wisbech St. Peter's, Isle of Ely, Cambridgeshire, common brewer and licensed victualler, dealer and chapman, Aug. 11 at half-past 11, and Sept. 15 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Woodward, March, Isle of Ely; Woodward, 27, Bouverie-street, Fleet-st.—Fiat dated Aug. 3.

**ANN ANDERSON**, Clare-court, Drury-lane, Middlesex, tavern keeper and victualler, Aug. 11 at half-past 1, and Sept. 15 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Prichard, 4, Great Winchester-st., London.—Fiat dated July 22.

**JOHN GIBBS**, Lewes, Sussex, boot and shoe maker, dealer and chapman, Aug. 17 at 1, and Sept. 15 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Rickards & Walker, 29, Lincoln's-inn-fields, London.—Fiat dated July 31.

**JAMES BLAKE**, West Cowes, Isle of Wight, Southampton, builder, Aug. 14 at half-past 1, and Sept. 15 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Holme & Co., 10, New-inn.—Fiat dated Aug. 3.

**CHARLES STAPLES**, Southampton, plumber, painter, and glazier, dealer and chapman, Aug. 11 and Sept. 15 at half-past 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Pain & Hatherley, 83, Basinghall-st., London.—Fiat dated Aug. 3.

**JOHN GATTRELL**, Lymington, Hampshire, upholsterer, Aug. 17 and Sept. 15 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Barber, 11, Furnival's-inn.—Fiat dated Aug. 1.

**WILLIAM FREDERICK FENTON**, West Smithfield, London, lead and glass merchant, dealer and chapman, Aug. 23 at half-past 11, and Sept. 13 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Vandercomb & Co., 23, Bush-lane, Cannon-st.—Fiat dated July 31.

**HENRY WILLIAM HEWES**, Colchester, Essex, baker and confectioner, Aug. 12 at 11, and Sept. 23 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Archer, 33, Gracechurch-st.—Fiat dated Aug. 3.

**EDMUND APPLEYARD**, Farringdon-street, London, bookseller, publisher, dealer and chapman, Aug. 8 at 2, and Sept. 21 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Hyde, Ely-place.—Fiat dated Aug. 1.

**THOMAS WICKENDEN**, Harp-lane, Tower-street, London, wine merchant, dealer and chapman, (trading under the style and firm of Thomas Wickenden & Co.), Aug. 17 at 1, and Sept. 23 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Stroughill, 7, Coleman-st., London.—Fiat dated Aug. 3.

**WILLIAM MENADUE**, Liskeard and Camborne, Cornwall, watch maker and ironmonger, dealer and chapman, Aug. 17 at 1, and Sept. 13 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Exeter; Keddell & Co., 34, Lime-street, London.—Fiat dated July 31.

**WILLIAM REYNOLDS RICKMAN**, Clement's-lane, London, insurance broker and commission agent, dealer and chapman, Aug. 12 at half-past 2, and Sept. 23 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Randel, Birchlin-lane.—Fiat dated Aug. 2.

**THOMAS DANIEL**, Barlham, Staffordshire, clay merchant, dealer and chapman, Aug. 29 and Sept. 12 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Cooper, Congleton, Cheshire; Smith, Birmingham.—Fiat dated July 29.

**WILLIAM TOWNLEY** the younger, Manchester, stock and share broker, dealer and chapman, Aug. 15 and Sept. 4 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Cope & Faulkner, Manchester; Smith, 33, Lincoln's-inn-fields, London.—Fiat dated Aug. 1.

**WILLIAM SMITH** the younger, Stockton, Durham, manufacturer of earthenware, Aug. 18 at half-past 10, and Sept. 27 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Hoyle, Newcastle-upon-Tyne; Crosby & Compton, 3, Church-court, Old Jewry, London.—Fiat dated July 21.

#### MEETINGS.

*Edward Benton, Tottenham-court-road, Middlesex, press-broker, Aug. 18 at 1, Court of Bankruptcy, London: Off. Ass. Richard Ellerbeck, Pilkington, Lancashire, cotton-wool, Aug. 14 at 12, District Court of Bankruptcy, Manchester, last ex.—Stephen Davies, Times-wharf, Pimlico, Middlesex, coal merchant, Aug. 25 at 11, Court of Bankruptcy, London, aud. ac.; Aug. 26 at half-past 12, div.—Thomas Wright, Poland-street, Oxford-street, Middlesex, builder, Aug. 5 at 11, Court of Bankruptcy, London, aud. ac.—Thomas Crowther, Liverpool, wine merchant, Aug. 29 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Aug. 31 at 11, div.—John Johnson, Chelmsford, Essex, grocer, Aug. 25 at 1, Court of Bankruptcy, London, div.—Fras. J. Smith, Eccleshall, Staffordshire, currier, Aug. 29 at half-past 10, District Court of Bankruptcy, Birmingham, div.—G. Meek, Birmingham, hardwareman, Aug. 29 at half-past 10, District Court of Bankruptcy, Birmingham, div.*

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*James Price, New Windsor, Berkshire, grocer, Aug. 26 at 11, Court of Bankruptcy, London.—Charles Burrows, Phoenix-wharf, Macclesfield-street North, City-road-basin, Middlesex, coal merchant, Aug. 26 at 12, Court of Bankruptcy, London.—Gervase Stanley, Blackfriars-road, Surrey, ironmonger, Aug. 26 at 1, Court of Bankruptcy, London.—Jas. Covert, Kenton, near Harrow, Middlesex, schoolmaster, Aug. 26 at 1, Court of Bankruptcy, London.—George Alletson the younger, Calder Dye-works, Wakefield, Yorkshire, dyer, Oct. 9 at 12, District Court of Bankruptcy, Leeds.—Wm. Watson, Ebbw Vale, Yorkshire, ironmonger, Oct. 9 at 11, District Court of Bankruptcy, Leeds.—Thos. Ketland Adams, Birmingham, gun manufacturer, Sept. 5 at 11, District Court of Bankruptcy, Birmingham.*

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Aug. 25.*

*Wm. Lee and Joseph Lee, Sunderland, Durham, iron-founders.—P. Kight, South-street, Manchester-square, Middlesex, cheesemonger.—J. Bumby, Manchester, cattle dealer.—Thomas Patchett, Manchester, wine merchant.—R. Wm. Bligh, Plymouth, Devonshire, hosier.—Wm. Stevens, Taunton, Somersetshire, saddler.—Theophilus Fulm the younger, Hereford, grocer.—Wm. Lancaster, Liverpool, ship owner.—Thomas Wright, Poland-street, Oxford-street, Middlesex, builder.—Hugh Jones Evans, Penrygloddfa, Llanfihoch, Montgomeryshire, grocer.—Wm. Craven, Birkenhead and Poulton-cum-Spital, Cheshire, road maker.*

#### FIATS ANNULLED.

*Samuel Kimberly and Bryant Organ, West Bromwich, Staffordshire, soda water manufacturers.—G. Payne, Henry's-cottages, New Peckham, Surrey, and Minorities, London, wholesale clothier.*

#### SOOTON SEQUESTRATION.

*Thomas Lawrie, Edinburgh, grain dealer.*

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Jas. Weaver*, Bath, butcher, Aug. 12 at 12, County Court of Somersetshire, at Bath.—*Henry Seale*, Lyncombe and Tidcombe, Bath, market gardener, Aug. 19 at 12, County Court of Somersetshire, at Bath.—*Thos. Hen. Spencer*, Bath, atty, Aug. 12 at 12, County Court of Somersetshire, at Bath.—*Allen Davies*, Shifnal, Shropshire, labourer, Aug. 17 at 10, County Court of Shropshire, at Madeley.—*William Noel*, Coble Dean, Chirton, Northumberland, steam boat builder, Aug. 25 at 10, County Court of Northumberland, at North Shields.—*George Welch*, Wincham, near Chard, Somersetshire, innkeeper, Sept. 19 at 1, County Court of Somersetshire, at Chard.—*R. Hobson*, Denton Chare, Newcastle-upon-Tyne, furniture broker, Aug. 18 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—*John King*, sle of Ely, Cambridgeshire, innkeeper and farrier, Aug. 19 at 12, County Court of Cambridgeshire, at Ely.—*William Edward Williams*, Weston super Mare, Somersetshire, glazier and painter, Aug. 19 at 10, County Court of Somersetshire, at Weston super Mare.—*Edw. Jones*, Liverpool, labourer, Aug. 4 at 10, Liverpool District County Court, at Liverpool.—*James Heavey*, Liverpool, stevedore, Aug. 14 at 10, Liverpool District County Court, at Liverpool.—*Isaac Spurgin*, Liverpool, assistant to a draper, Aug. 14 at 10, Liverpool District County Court, at Liverpool.—*Richard Tombs*, Cheltenham, Gloucestershire, brewer, Sept. 20 at 10, County Court of Gloucestershire, at Cheltenham.—*Nicholas Connett*, Honiton, Devonshire, cheese dealer, Aug. 16 at 10, County Court of Devonshire, at Honiton.—*Henry Snell*, Luppitt, Devonshire, butcher, Aug. 16 at 10, County Court of Devonshire, at Honiton.—*James Hyett Price*, Treforest, near Cardiff, Glamorganshire, publican, Aug. 26 at 10, County Court of Glamorganshire, at Cardiff.—*Mark Marks*, Cardiff, Glamorganshire, auctioneer, Aug. 26 at 10, County Court of Glamorganshire, at Cardiff.—*A. Fletcher*, Bradford, Yorkshire, shoemaker, Aug. 15 at 11, County Court of Yorkshire, at Bradford.—*Lydia Spencer*, widow, Padsey, Yorkshire, cloth manufacturer, Aug. 15 at 11, County Court of Yorkshire, at Bradford.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Northumberland, at NEWCASTLE-UPON-TYNE, Aug. 18 at 10.*

*Robert Merritt*, Newcastle-upon-Tyne, cook.

*At the County Court of Yorkshire, at SHEFFIELD, Aug. 23 at 12.*

*Jonathan Cragger*, Sheffield, saw grinder.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 3, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situated in Fetter Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and published at No. 3, CHANCERY-LANE, in the Parish of St. Dunin in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, August 5, 1848.

# The Jurist

No. 605—VOL. XII.

AUGUST 12, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench .....	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Bail Court .....	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court .....	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act. ....	{ W. PATERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARRETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Cases in Bankruptcy ....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, AUGUST 12, 1848.

THE important and beneficial statute, known as Lord Denman's Act, for improving the Law of Evidence, (6 & 7 Vict. c. 85), expressly provides against such a construction of its provisions as would render competent "any party to any suit, action, or proceeding individually named in the record." It does not render them incompetent, but leaves them exactly in the position which they occupied before its enactment, and therefore they must be considered with reference to that position, whenever the question of their competency arises.

The question cannot be raised so long as they retain their original character of parties to the record, without the intervention of any change in such character. One of several plaintiffs cannot be dropped by the way, or undergo such an alteration as ever to be admissible to the witness box in his action; but one of several defendants has the power of suffering judgment by default, and is liable to a nolle prosequi, or a separate verdict, and by one of these means it sometimes happens that he loses his interest in the action so far as to be rendered a competent witness.

A person is not disqualified merely because he is a party to the record, but only where he is such party, and has an interest in the event. Take away the interest and he becomes qualified, though his name may remain upon the record. The language of Tindal, C. J., in *Worrall v. Jones* (7 Bing. 398) is very clear on this point. "No case has been cited, nor can any be found, in which a witness has been refused, upon the objection in the abstract that he was a party to the suit. On the contrary, many have been brought forward, in which parties to the suit, who suffered judgment by default, have been admitted as witnesses against their own interest."

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In the present article, we propose to consider the effect of a judgment by default in rendering one of several defendants a competent witness.

In actions ex contractu, it is clear that he cannot be made a witness for his co-defendant, as in such cases, if the plaintiff fail against one, he fails against all, even against such as have let judgment go by default. The witness, therefore, would have a direct interest in causing such failure.

But for this very reason, it would seem that he should be a competent witness for the plaintiff in actions ex contractu. He now comes to establish his co-defendant's, and therefore his own, liability; if his co-defendant be not liable, the witness escapes altogether; if he be found to be liable, the utmost which the witness can look for from him is contribution; and accordingly, it was held in *Pipe v. Steel and Harvey*, (2 Q. B. Rep. 733), that in such a case he may be called for the plaintiff.

In actions ex delicto, it was uncertain until lately whether a defendant, having suffered judgment by default, was a competent witness for his co-defendant; but it is now decided, that, in such case, he is not competent. (*Thorpe v. Barber*, 17 Law Journ., N. S., C. P., 113). The decision proceeded upon the ground, that the same jury who try the issue between the plaintiff and the defendant who has pleaded, also assess the damages against the defendant who has suffered judgment by default, and he has a direct interest in reducing such damages to the smallest possible amount. He appears to be incompetent, even though he be called for another purpose than that of reducing the damages: it was said by Williams, J., "Whatever may have been the professed intention for calling the co-defendant, he was inadmissible as a witness, for his evidence must have affected the amount of the damages. I should be sorry to add to those inconvenient and in-

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malous cases, in which it has been decided that a witness may be called for one purpose, but not for another."

In ejectment, the damages being merely nominal, where a defendant has suffered judgment by default for such part as is claimed against him, he probably would be held competent for his co-defendant. (See Bull. N.P. 285, 286).

It has been ruled at Nisi Prius that a defendant who has suffered judgment by default in an action of tort, is not a competent witness for the plaintiff. (*Chapman v. Graves*, 2 Camp. 333, n.). But the reasons given for the decision are unsatisfactory, being, first, that the witness was called to *inculpate* the defendant, which merely amounts to a statement that he was called for the plaintiff; and, secondly, that, as a general rule, a party to the record was not admissible. We have seen, however, from *Worrall v. Jones*, that no such rule exists; and, indeed, this case of *Chapman v. Graves* is said by Maule, J., in *Thorpe v. Barber*, to have been overruled by *Worrall v. Jones*. Also in *Doe v. Green*, (4 Esp. 198), Lord Ellenborough admitted for the plaintiff, the evidence of a defendant who had suffered judgment by default in ejectment. It is difficult to see any direct interest which a defendant has in fixing his co-defendant in an action of tort. There is no contribution between wrong-doers.

## BRITISH COPYRIGHT IN FOREIGN WORKS.

By the statute 8 Ann. c. 19, (extended to Ireland by the 41 Geo. 3, c. 107, and altered and amended by the 54 Geo. 3, c. 156), the copyright or "sole liberty of printing and reprinting" for a certain term was secured to "the authors of books then published, and also to the author of any book or books already composed, and not printed or published, or that shall hereafter be composed, and his assignee or assignees." The place of publication is not mentioned, but it has never been doubted that publication within the realm was intended\*. The statute of Anne imposed penalties on persons printing, reprinting, or importing "any such books" without license. The 41 Geo. 3, c. 107, s. 1, increased the penalties imposed by the statute of Anne, and also gave to the proprietors of the copyright a special action on the case. But by the 7th section it was also enacted, that it should not be lawful to import for sale any printed book "*first* composed, written, or printed and published in the United Kingdom, and reprinted in any other country," under certain penalties, with a proviso, that no person should be liable to such penalties for importing books which had not been reprinted in the United Kingdom for twenty years, or books forming the part of a collection, of which the greater part should have been *first* composed or written abroad. The case of *simultaneous publication* at home and abroad was not provided for. The 54 Geo. 3, c. 156, s. 3, repeats the prohibition on importation contained in sect. 1 of the 41 Geo. 3, c. 107.

A temporary act of 12 Geo. 2, c. 36, (continued by

\* The 41 Geo. 3, c. 107, passed immediately after the union with Ireland, expressly mentions copyright in the United Kingdom, but prohibits piracy in any part of the British dominions in Europe.

various acts, the last being the 29 Geo. 3, c. 55), contained an enactment similar to that in the 7th section of the 41 Geo. 3, c. 107. This was afterwards incorporated in the 34 Geo. 3, c. 20, (an act for granting an excise on paper, &c.), sect. 57. Before the repeal of that act by the 2 & 3 Vict. c. 23, the enactment had appeared in the prohibitory clauses of the Customs Acts. See 3 & 4 Will. 4, c. 52, s. 58, 5 & 6 Vict. c. 47, s. 23, (where the exception as to books not printed within twenty years, or imported as part of a collection, is abolished, and a previous notice of the copyright and its duration is required to be given to the Commissioners of Customs), 8 & 9 Vict. c. 86, s. 63. Importation of pirated copies into the Colonies is prohibited by the 8 & 9 Vict. c. 93, s. 9.

The statute of Anne, as modified by the 54 Geo. 3, c. 156, continued in force until the 1st July, 1842, when it was repealed by the 5 & 6 Vict. c. 45, except so far as might be necessary for carrying on suits then pending, or "for enforcing any cause of action or suit, or any right or contract then subsisting."

The stat. 5 & 6 Vict. c. 45, s. 3, enacts, "that the copyright in every book which shall after the passing of this act be published," shall endure for the term therein mentioned. The place of publication is not mentioned, but the 6th section, requiring a copy of every book printed after the passing of the act to be delivered at the British Museum within one month after publication within the bills of mortality, or three months after publication in any other part of the United Kingdom, or twelve months after publication in any other part of the British dominions, (explained to mean all the colonies, settlements, and possessions of the Crown), and also the 15th section, giving a remedy by action on the case for piracy committed in any part of the British dominions, clearly shew that the whole of the British dominions was intended to be made one district for the purposes of copyright. Sect. 29, which extends the operation of the act to every part of the British dominions. And see 10 & 11 Vict. c. 96. The 17th section of the Copyright Act, 5 & 6 Vict. c. 45, prohibits the importation for sale or hire into any part of the United Kingdom, or any other part of the British dominions, of any printed book *first* composed or written, or printed and published in any part of the United Kingdom wherein there shall be copyright. This clause is taken from the earlier acts, and seems to assume that the copyright conferred by the act arises only where there is a first publication within the United Kingdom; but it cannot, we conceive, control the effect of the general words of the 3rd section, as explained by the 6th, 15th, and 29th.

So far as concerns the works of foreign authors the two acts seem to require the same construction. Publication in the United Kingdom (or, now, in any British possession) by the author or his assignee is the origin and foundation of the copyright under each of the acts. The various enactments expressly forbidding the importation of foreign reprints of works *first* composed or written or printed and published in this country, do not apply to infringements of the copyright in such works by reprints in this country, but it is an important question whether those enactments (i. e. sect. 7 of the 41 Geo. 3, c. 107, and sect. 17 of the 5 & 6 Vict. c. 45) do not put a construction upon the general clauses conferring copyright.



right, and shew that no copyright was intended to be created in any work not first composed or written or printed and published in this country. In *Chappell v. Purday* (14 Mees. & W. 321) the Court suggested that that might be the effect of the 7th section of the 41 Geo. 3, c. 107, that the protection was co-extensive with the right to be secured. But, as we have seen that the 17th section of the 5 & 6 Vict. c. 45, cannot reasonably be held to control the 3rd, so as to confine its operation to the limit in respect of place mentioned in the 17th, so it should not, we think, have any such operation with respect to the time then mentioned. Before, however, we proceed to the cases, we must mention another enactment, which has been until recently overlooked, probably, because it forms part of a statute the main provisions of which have not yet been called into operation,—the International Copyright Act. The 14th section of the first International Copyright Act, 1 & 2 Vict. c. 89, (31st July, 1838), enacted that "The author of any book to be after the passing of this act first published out of her Majesty's dominions, or his assignees, shall have no copyright therein within her Majesty's dominions, otherwise than such (if any) as he may become entitled to under this act." Now if it was already the law that there could be no copyright without a first publication here, this enactment, which impliedly allows of a copyright in works published here and abroad simultaneously, was not only superfluous, but inaccurately expressed,—as it seems to have been also in not distinguishing between the United Kingdom and the British Colonies. A similar provision is contained in the act now in force, 7 & 8 Vict. c. 12, s. 19.

In *D'Almaine v. Boosey*, (1 You. & C., Exch., 288), it was decided, under the statute of Anne, that a foreign composer residing abroad might assign his copyright, reserving to himself the right of publication abroad, so as to entitle his assignee to perfect a copyright for this kingdom, by publishing here before any publication abroad. This case was followed in *Bentley v. Foster*, (10 Sim. 329).

In *Clementi v. Walker*, (2 B. & A. 861), the work in question was published in France on the 17th June, 1814. In the next month the author came to England, and by *parol* assigned the copyright for England for a valuable consideration to the plaintiffs, who published in September, but did not procure an assignment in writing until 1822, the copy complained of having been sold in 1818. It was held that the *parol* assignment being invalid by the English law, (*Power v. Walker*, 1 Camp. 9), the publication in September, 1814, could not be considered as a publication by or on account of the assigns of the author or the author himself. And Bayley, J., in delivering judgment, after advertising to the 12 Geo. 2, c. 36, and 41 Geo. 3, c. 107, s. 7, said, "Upon this view of the several statutes, it appears to me, that the Legislature contemplates publications here, and here only, and that they contemplate such publications only where they are capable of advancing literature here, viz. before the work is published here by a person who has obtained it fairly and bona fide under a previous publication by the author in a foreign country." "The case is reduced to this, whether an author who first publishes abroad, and instead of using due diligence to publish here, forbears to publish until some other person fairly and without blame publishes here, and insists on his privilege, and at a distance of time to a publication which has taken place here, and treat the continuance of that publication as piracy, and we are of opinion that he cannot. Whether the act of printing and publishing abroad makes the work at once publici juris, it is not necessary now to decide, but we have no doubt that it becomes publici juris if the author does not take prompt measures to publish here." The positive enactment of the International Copyright Act seems to have reduced the inquiry in cases of this

sort to a simple question of time, without reference to the fact or possibility of any intermediate publication here by a third person.

In *Guichard v. Mori*, (9 Law Journ., N. S., Ch., 227), there was also considerable delay in publishing here after publication abroad, and the plaintiff failed, although the first publication here was made by him.

In *Chappell v. Purday*, (4 You. & C. 485), the circumstances were substantially the same as those in *Clementi v. Walker*, and the Court refused to interfere by injunction. The title to the work there in question was afterwards tried by action, (*Chappell v. Purday*, 14 Mees. & W. 303, better reported 9 Jur. 495), and it was held that there was no copyright. Pollock, C. B., said, "The result seems to be, that if a foreign author, not having published abroad, first publishes in England, he may have the benefit of the statutes; but that no case has decided, that, if the author first published abroad, he can afterwards have the benefit of it by first publishing here." "Upon the whole, then, we think it doubtful whether a foreigner, not resident here, can have an English copyright; and we think he certainly cannot if he has first published his work abroad before any publication in England." In that case, a prior publication abroad by the author's assignee there, being by one who had a lawful right of publishing, was held sufficient to defeat the British copyright. It is to be inferred that a wrongful publication abroad would not have that effect.

In *Cocks v. Purday*, (C. P., May 12, 1848), a foreign author, resident abroad, assigned his work to H., also resident abroad, who assigned the copyright for England, which assignments were sufficient, according to the *lex loci*, to pass a copyright. These assignments were made after the passing of the 5 & 6 Vict. c. 45. The jury found that the publication took place simultaneously in England and abroad. The Court held that the plaintiff was entitled, on the ground that it was clear, upon authority as well as principle, that a first publication here was sufficient to confer a copyright, and that there was nothing in a contemporaneous publication abroad to defeat such right. To defeat an English copyright, a prior publication abroad must be proved. The Court also held, that the assignments, being valid by the law of the country where they were made, were sufficient to make the plaintiff an "assign" within the meaning of the 3rd section of the act.

The effect of the 17th section of the stat. 5 & 6 Vict. c. 45, does not appear to have been considered in the above case; but it is probable that the decision will be sustained. If, as is the case in America, the laws of the principal continental states do not render first publication essential to the acquisition of a copyright, the point is not of much importance.

In a recent case at Nisi Prius, (*Boosey v. Purday*, 28th June, 1848\*), Pollock, C. B., ruled, that a fraction of a day was not to be disregarded in determining the question of priority, so that a publication at Milan at 9 A.M. was sufficient to prevent a copyright in the same work being acquired by a publication in London, which the witnesses said commenced by an exposure for sale at 11 or 12. Copies were received by the publisher from the printer on the preceding day.

We think this a needlessly harsh decision. The nature of the subject and the usage of the trade were not sufficiently considered: a book is said to be published on a certain day, but not at a certain hour of that day; and it is published on that day if it is at the publisher's shop ready to be sold to those coming to inquire for it. It is usually announced for publication before the day has arrived; and if it is actually ready on the day, it is published on the day, although not a copy

\* A report of the trial of this case from the shorthand writer's notes has been published by Mr. Elsworth.

may be sold or shewn to any one. It is, therefore, impossible to fix the moment or hour of publication. Putting a copy into the shop window, or entering the work at Stationers' Hall, on which some stress was laid, is certainly not essential to publication.

In the same case a question arose as to the evidence of title. The stat. 5 & 6 Vict. c. 65, provides (sect. 7) that a book of registry shall be kept at Stationers' Hall, wherein may be registered the proprietorship in the copyright of books, &c., and assignments thereof, and that an official copy of any entry in such registry "shall be *prima facie* proof of the proprietorship or assignment of copyright or license as therein expressed," but subject to be rebutted by other evidence. Persons wilfully making false entries are punishable, and a remedy is given to persons aggrieved by any entry. The 13th section provides for the registry of proprietorship of copyrights existing when the act passed. The entry is to be made on the *ex parte* application of the person claiming the copyright, and when made it is to be *prima facie* evidence of his title, subject to be rebutted. Now, when the author's name is on the title-page, and he is the proprietor, such an entry is superfluous, and, therefore, an entry of proprietorship by some one claiming as assignee must have been intended. If a person who has no title procures himself to be registered as proprietor, how is his *prima facie* title under the registry to be rebutted? It is evidence of his title at the date of the entry. It cannot, therefore, be rebutted by shewing, that, at some time prior to the entry, some other person was entitled, for non constat that his title has not determined; and in the case supposed there must necessarily have been a time when some other person, namely, the author, was entitled. The *prima facie* case made by the entry can, therefore, only be rebutted by proof of a subsequent alienation by the person registered as proprietor, or by proof that the alleged copyright never existed at all in any person, (as by shewing a prior publication abroad), or that it has determined. If another person is entitled to the copyright, his only remedy is to apply to the court or a judge for an order to expunge the entry under sect. 14, which will be granted, we presume, if the registered proprietor do not regularly prove his title. This provision, and that which makes the wilful procuring of a false entry a misdemeanor, are quite sufficient to prevent any ill use being made of the enactment, which thus, in a very efficient and unobjectionable manner, relieves the plaintiff from the trouble and expense of proving his proprietorship in all cases where that fact is not in dispute. We are, therefore, at a loss to understand why the Chief Baron should, on the trial of *Boosey v. Purday*, have treated the enactment as so unreasonable and absurd as to be incapable of operation; so that the plaintiff was driven to prove every step by which the copyright passed from the author to him.

G. S.

### London Gazettes.

TUESDAY, AUGUST 8.

#### INSOLVENT.

**SAMUEL GLOVER**, Park-street, Grosvenor-sq., Middlesex, builder.

#### BANKRUPTS.

**JOHN GATRELL**, Lynton, Hampshire, upholsterer, Aug. 17 and Sept. 15 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Barber, 11, Farnival's-inn.—Fiat dated Aug. 1.

**JOSEPH HUBBARD**, Dorking, Surrey, linen draper, dealer and chapman, Aug. 17 and Sept. 22 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Hardwick & Davidson, Weaver's-hall, Basinghall-street, London.—Fiat dated July 27.

**GEORGE WEBSTER**, Hedge-row, Islington, Middlesex, licensed victualler, Aug. 18 at half-past 1, and Sept. 22 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Hileary, 63, Fenchurch-street, London.—Fiat dated Aug. 3.

**THOMAS JAMES CHAMPION**, Tunbridge-wells, Kent, boot and shoe maker, dealer and chapman, Aug. 19 at half-past 12, and Sept. 23 at 2, Court of Bankruptcy, London: Off. Ass. Green; Sol. Scarman, Gresham-rooms, Basinghall-street.—Fiat dated Aug. 5.

**JAMES STEERE**, Guildford, Surrey, watch and clock maker, jeweller, dealer and chapman, Aug. 19 at 1, and Sept. 25 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Spyer, Broad-street-buildings.—Fiat dated July 2.

**JOSEPH PEACE SHUTTLEWORTH**, Birmingham, mathematical instrument maker, dealer and chapman, Aug. 21 at half-past 10, and Sept. 19 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Ryland, Birmingham.—Fiat dated Aug. 1.

**THOMAS WAKEFIELD**, Lenton, Nottinghamshire, merchant and manufacturer, dealer and chapman, Aug. 25 and Sept. 22 at 10, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Parsons, Nottingham.—Fiat dated July 29.

**JAMES CRESCENT SHAW**, Bristol, carrier and vintager, Aug. 22 and Sept. 19 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Peters & Abbott, Bristol; Jones & Co., Crosby-square.—Fiat dated Aug. 1.

**DAVID TURNER**, Sheffield, Yorkshire, innkeeper, dealer and chapman, Aug. 19 and Sept. 30 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Ryland, Sheffield; Moss, Serjeant's-inn, London.—Fiat dated Aug. 2.

**CHARLES LOWE SWAINSON** and **JOHN BIRCHWOOD**, Manchester, manufacturers, dealers and chapman, (trading under the firm of Swainson and Birchwood), Aug. 21 and Sept. 12 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Baker, Manchester; Pettendreich & Co., Gray's-inn, London.—Fiat dated July 2.

**THOMAS GILLESPIE FERGUSON**, HENRY TAYLOR, and **GEORGE FREDERICK MANDLEY**, Manchester, commission merchants, (under the firm of Ferguson and Taylor), Aug. 21 and Sept. 8 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, Cheapside, London.—Fiat dated Aug. 4.

#### MEETINGS.

*Jas. Stuart Dobson*, Harlow, Essex, surgeon, Aug. 22 at 2, Court of Bankruptcy, London, pr. d.; Aug. 29 at 11, and ac.—*John Hosking* the elder, Canterbury-place, Union-road, Saint Mary, Newington, Surrey, grocer, Aug. 31 at half-past 12, Court of Bankruptcy, London, and ac.—*Thos. Brown*, Red Lion-street, Whitechapel, Middlesex, plumber, Aug. 21 at 1, Court of Bankruptcy, London, and ac.—*Geo. Murphy*, Church-st., Camberwell, Surrey, plumber, Aug. 29 at 2, Court of Bankruptcy, London, and ac.—*Henry Roxby*, Lime-street, London, ship broker, Aug. 30 at 11, Court of Bankruptcy, London, and ac.—*Richard Lane*, Lisson-grove North, Middlesex, corn dealer, Aug. 30 at 12, District Court of Bankruptcy, London, and ac.—*Henry Holdaway*, Petersfield, Southampton, brewer, Aug. 29 at half-past 2, Court of Bankruptcy, London, and ac.—*Joel Gee*, Dukinfield, Cheshire, cotton spinner, Sept. 5 at 12, District Court of Bankruptcy, Manchester, and ac.; div. Sept. 6 at 12, div.—*William Goodman Henfrey*, Coventry, Warwickshire, druggist and grocer, Aug. 31 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.—*Abel Quartermann*, Oxford, grocer, Aug. 29 at 11, Court of Bankruptcy, London, div.—*Andrew Ball*, Wells, Somersetshire, innkeeper, Aug. 31 at 11, District Court of Bankruptcy, Bristol, div.—*Maria Ham*, Wells, Somersetshire, milliner, Aug. 31 at 11, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Richard Jewson*, Great Winchester-street, London, merchant, Aug. 31 at 1, Court of Bankruptcy, London.—*John Hosking* the elder, Canterbury-place, Union-road, St. Mary, Newington, Surrey, grocer, Aug. 31 at half-past 12, Court of Bankruptcy, London.—*Henry Gibbs*, Oxford, grocer, Sept. 1

11, Court of Bankruptcy, London.—*Wm. Clay*, Cheapside, London, warehouseman, Aug. 31 at 1, Court of Bankruptcy, London.—*George Murphy*, Church-street, Camberwell, Surrey, plumber, Aug. 29 at 2, Court of Bankruptcy, London.—*Jerry Rosby*, Lime-street, London, ship broker, Aug. 30 at 1, Court of Bankruptcy, London.—*Richard Lane*, Lisson-rove North, Middlesex, corn dealer, Aug. 30 at 12, Court of Bankruptcy, London.—*James Stuart Dobson*, Harlow, Essex, urgeon, Aug. 29 at 11, Court of Bankruptcy, London.—*E. Pluckrose*, Kingsland-road, Middlesex, tea dealer, Aug. 9 at 12, Court of Bankruptcy, London.—*William Webber*, Beltenham, Gloucestershire, grocer, Sept. 5 at 11, District Court of Bankruptcy, Bristol.—*Henry Jakeways*, Pontypool, Monmouthshire, licensed victualler, Sept. 5 at 11, District Court of Bankruptcy, Bristol.—*Joseph Gates*, Bristol, licensed victualler, Aug. 30 at half-past 11, District Court of Bankruptcy, Bristol.—*John Henry Howard*, Cheltenham, Gloucestershire, oil merchant, Aug. 30 at 12, District Court of Bankruptcy, Bristol.—*Michael Merritt*, Pensford, Somersetshire, farmer, Aug. 30 at 11, District Court of Bankruptcy, Bristol.—*John S. Whitaker*, Salford, Lancashire, wine dealer, Aug. 31 at 12, District Court of Bankruptcy, Manchester.—*Ryall Holcroft*, Manchester, silk manufacturer, Aug. 31 at 2, District Court of Bankruptcy, Manchester.—*Henry Heywood*, Manchester, auctioneer, Sept. 5 at 11, District Court of Bankruptcy, Manchester.—*Samuel Cooke*, Manchester, timber merchant, Sept. 6 at 11, District Court of Bankruptcy, Manchester.—*George Francis*, Liverpool, tailor, Aug. 29 at 1, District Court of Bankruptcy, Liverpool.—*Chas. James Lemfrey*, Leamington-priors, Warwickshire, victualler, Sept. 11, District Court of Bankruptcy, Birmingham.

It is allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Aug. 29.

*Thos. Jones*, Botwright-buildings, Hackney-road, Middlesex, grocer.—*Wolfe Ansell*, Pontypool, Monmouthshire, furniture broker.—*Thomas Smith*, Bristol, timber dealer.—*Rich. Longton*, Stoke-upon-Trent, earthenware manufacturer.—*Wm. Hurst Ford*, Barford, Oxfordshire, innkeeper.—*Geoffrell*, Belper, Derbyshire, innkeeper.—*William Blount*, Ripley, Derbyshire, grocer.—*John Child*, Wakefield, Yorkshire, grocer.—*John Worsley*, Preston, Lancashire, cotton spinner.—*James Roughton*, Leicester, wine merchant.—*Chas. V. Mayne*, Leeds, Yorkshire, tobacco manufacturer.—*Robt. Artill*, High Holborn, Middlesex, saddler.—*Robt. Fletcher*, Great Winchester-street, London, and Rawson's-wharf, near befield, Yorkshire, manufacturer of steel.

#### FIAT ANNULLED.

*Josiah John Craske*, Lowestoft, Suffolk, linen draper.

#### PARTNERSHIP DISSOLVED.

*Geo. F. Peters* and *Henry Abbot*, Bristol, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Edgley, Emmerson, & Co.*, Glasgow, manufacturers.—*Ed. roughton*, Edinburgh, boarding-school keeper.—*Thomas Henderson Seton*, Glasgow, tavern keeper.—*Robert Johnston*, Aberdeen, ship owner.—*Neil Blair*, Glasgow, calico printer.—*Wm. Frier*, Edinburgh, corn merchant.—*Cochran & Co.*, Glasgow, tea merchants.—*Wm. Shackleton*, Aberdeen, wool applier.—*Thos. Chas. Burns*, deceased, Avondale, Stirling, sister to the signet.

#### DECLARATION OF INSOLVENCY.

*Wm. Russell Grover*, Bromley, Middlesex, out of business, Aug. 24 at half-past 11, Court of Bankruptcy, London.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Thomas McKinley*, Liverpool, labourer, Aug. 14 at 10, Liverpool District County Court, at Liverpool.—*J. Snape*, Liverpool, licensed brewer, Aug. 14 at 10, Liverpool District County Court, at Liverpool.—*Ed. Ashcroft*, Kirkdale, near Liverpool, warehouse keeper, Aug. 14 at 10, Liverpool District County Court, at Liverpool.—*Elias Evans*, Toxteth-ark, near Liverpool, joiner, Aug. 14 at 10, Liverpool District County Court, at Liverpool.—*Robert Woodall*, Scarborough, Yorkshire, painter, Aug. 29 at 12, County Court of Yorkshire, at Scarborough.—*Jacob Wanstall*, Dover, Kent,

out of employ, Aug. 16 at 10, County Court of Kent, at Dover.—*Philip Hen. Ireland*, Muckleton, Shawbury, Shropshire, farmer, Aug. 21 at 12, County Court of Shropshire, at Wem.—*Simeon Pointon*, Gillow-heath, Biddulph, Staffordshire, wheelwright, Aug. 22 at 10, County Court of Cheshire, at Congleton.—*John Rowley*, Chirk, Denbighshire, underground bailiff, Aug. 26 at 10, County Court of Denbighshire, at Ruabon.—*John Warner*, Henley-upon-Thames, Oxfordshire, whitesmith, Aug. 28 at 11, County Court of Berkshire, at Reading.—*James Fittall*, Ewell, near Dover, Kent, butcher, Aug. 16 at 10, County Court of Kent, at Dover.—*Wm. Jolley*, Claines, Worcestershire, out of business, Aug. 21 at 9, County Court of Worcestershire, at Droitwich.

Saturday, Aug. 5.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Thomas Rabson*, Town Malling, Kent, out of business, No. 69,586 C.; *G. Doggett*, assignee.—*Noah Laws*, Great Yarmouth, Norfolk, baker, No. 69,569 C.; *Thomas Hammond*, assignee.—*James Allen*, Market Harborough, Leicestershire, out of business, No. 69,591 C.; *Eli Lawrence* and *John Elson*, assignees.—*Wm. Swift*, Southampton, bricklayer, No. 67,175 C.; *Edwin Pritchard*, assignee.—*Zachariah Richardson*, Higher Ardwick, Manchester, out of business, No. 69,693 C.; *James Pollard*, assignee.—*Wm. Collins*, Norfolk-st., Poplar, Middlesex, architect, No. 59,946 T.; *Richard Rainshaw Rothwell*, assignee.—*George Gill*, Rufforth, near York, butcher, No. 69,724 C.; *Jos. Dempsey Holdforth*, assignee.

Saturday, Aug. 5.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Chas. Weelake*, Newport-court, Newport-market, Middlesex, foreman to a butcher: in the Queen's Prison.—*Alfred Davey*, Lewis-place, Kew-road, Richmond, Surrey, carpenter: in the Gaol of Horsemonger-lane.—*Christopher Smith*, Weymouth-terrace, Hackney-road, Middlesex, share agent: in the Debtors Prison for London and Middlesex.—*Michael Brady*, Brunswick-cottage, John-st., White Horse-lane, Stepney, Middlesex, draper: in the Debtors Prison for London and Middlesex.—*Richard Challenger*, Wington, near Bristol, Somersetshire, plumber and glazier: in the Debtors Prison for London and Middlesex.—*Samuel Yardley*, Lower Wood-street, Clerkenwell, Middlesex, builder and shop fitter: in the Debtors Prison for London and Middlesex.—*James Sedgwick*, George-street, Foley-place, Marylebone, Middlesex, grocer: in the Queen's Prison.—*John Clark*, Princes-st., Rotherhithe, Surrey, agent for the sale of flour: in the Gaol of Surrey.—*Chas. H. Broughton*, Ryde, Isle of Wight, Hampshire, out of business: in the Queen's Prison.—*Francis Brotherton*, Ludgate-street, London, clerk to a silk mercer: in the Debtors Prison for London and Middlesex.—*John Freeborn*, Castle-st., Falcon-sq., Aldersgate-st., London, licensed victualler: in the Debtors Prison for London and Middlesex.—*Edmund Clark* the elder, Erith, Kent, brewer: in the Debtors Prison for London and Middlesex.—*James R. Hunt*, Great Marlow, Buckinghamshire, tailor: in the Debtors Prison for London and Middlesex.—*Richard C. Nunn*, Victoria-grove, Morpeth-road, Grove-st., Hackney, Middlesex, builder: in the Queen's Prison.—*George Harness Elverson*, Red Lion-passage, Cloth Fair, West Smithfield, London, keeper of a canine infirmary: in the Debtors Prison for London and Middlesex.—*Wm. Beubrook*, Hambley-pl., Plough-road, Rotherhithe, Surrey, carpenter: in the Gaol of Horsemonger-lane.—*Thos. Bright*, Great St. Andrew-street, Seven-dials, fishing-tackle maker: in the Debtors Prison for London and Middlesex.—*Robert Hanks*, Chorlton-upon-Medlock, Manchester, commission agent: in the Gaol of Lancaster.—*Thos. Williams*, Three Crowns, Carmarthenshire, porter: in the Gaol of Carmarthen.—*Hen. Railton*, Brighton, Sussex, tailor: in the Gaol of Lewes.—*John Kirby*, Dodington, Isle of Ely, Cambridgeshire, groom: in the Gaol of Cambridge.—*James Croesgrove*, Thornley Colliery, Durham, grocer: in the Gaol of Durham.—*John Bird*, Liverpool, butcher: in the Gaol of Lancaster.—*G. B. Johnson*, Liscard, near Liverpool, share broker: in the Gaol of Lancaster.—*Geo. Lowe*, Heaton Norris, near Manchester, grocer: in the

Gaol of Lancaster.—*Samuel Stott*, Ending, near Rochdale, Lancashire, labourer: in the Gaol of Lancaster.—*Joseph Beaumont*, Leeds, Yorkshire, dealer in glass: in the Gaol of York.—*Jackson Tweddle*, Middlesbrough, Yorkshire, shoemaker: in the Gaol of York.—*George Goddard*, Hellingby, near Hailsham, Sussex, general shopkeeper: in the Gaol of Lewes.—*Wm. Medland*, St. Austell, Cornwall, brewer: in the Gaol of Bodmin.—*James Walsh*, Standishgate, Wigan, Lancashire, bookkeeper: in the Gaol of Lancaster.—*James Todd*, Abergavenny, Monmouthshire, land surveyor: in the Gaol of Monmouth.—*Thos. Dobson*, Leeds, Yorkshire, out of business: in the Gaol of York.—*Wm. Wells*, Bradford, Yorkshire, worsted spinner: in the Gaol of York.—*William Stewart*, Liverpool, dealer in chemical acids: in the Gaol of Lancaster.—*Thomas Redford*, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*Wm. Evan Edwards*, Pool-cottage, Poulton-cum-Seacombe, near Liverpool, bookkeeper: in the Gaol of Lancaster.—*Thos. Robinson*, Clitheroe, Lancashire, calico printer: in the Gaol of Lancaster.—*Saml. Rushbrook*, Ardleigh, Essex, labourer, in the Gaol of Chelmsford.—*James Paston*, Hothouse Gardens, Wimbledon, Surrey, market gardener: in the Gaol of Surrey.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Shropshire, at OSWESTRY, Aug. 23 at 12.*

*Geo. Davies*, Wern-mill, St. Martin's, miller.

*At the County Court of Hampshire, at CASTLE OF WINCHESTER, Aug. 23.*

*Jas. Heath*, Horton-heath, near Bishopstoke, wheelwright.

*At the County Court of Merionethshire, at DOLGELLY, Aug. 26.*

*Robert Jones*, Bala, tailor.

*At the County Court of Carmarthenshire, at CARMARTHEN, Aug. 23.*

*Thomas Williams*, Carmarthen, out of business.

## FRIDAY, AUGUST 11.

### BANKRUPTS.

**JAMES REID**, Hanover-court, Long-acre, and Ranelagh-mews, late of Upper Eaton-street, Finsbury, Middlesex, builder, Aug. 18 at half-past 11, and Sept. 25 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Hayes & Co., Craig's-court, Charing-cross.—Fiat dated Aug. 8.

**CHARLES POTTINGER**, Banbury, Oxfordshire, tailor and draper, Aug. 19 at 1, and Sept. 25 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Francillon, Banbury, Oxfordshire; W. & H. P. Sharp, 2, Veralamb-buildings, Gray's-inn.—Fiat dated Aug. 8.

**WILLIAM WILLIAMS**, Colchester, Essex, hat maker, dealer and chapman, Aug. 19 at 12, and Sept. 25 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Bell, 25, Ely-place, Holborn.—Fiat dated Aug. 7.

**HENRY COLENUIT**, Portsea, baker and grocer, and also of Portsmouth, Hampshire, furniture broker and ironmonger, dealer and chapman, Aug. 24 at half-past 1, and Sept. 25 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Messrs. Ford, Portsmouth; Low, 66, Chancery-lane, London.—Fiat dated Aug. 9.

**THOMAS SAMUEL DE VEAR**, Gravesend, Kent, currier and leather merchant, out of business, Aug. 24 at 1, and Sept. 29 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Cuttara, 33, Mark-lane, London.—Fiat dated Aug. 8.

**PAUL GARBANATI**, Newman-street, Oxford-street, Middlesex, carver and gilder, dealer and chapman, Aug. 23 at half-past 12, and Sept. 20 at 11, Court of Bankruptcy, London: Off. Ass. Stanfield; Sol. Whalley, 14, Gray's-inn-square.—Fiat dated Aug. 8.

**CHARLES HALL**, Hereford, linen draper, dealer and chapman, Aug. 23 and Sept. 19 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Pritchard, Hereford; Bloxham, Birmingham.—Fiat dated Aug. 3.

**WILLIAM PALMER**, Birmingham, maltster, dealer and chapman, Aug. 29 and Sept. 26 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Tarleton, Birmingham.—Fiat dated Aug. 8.

**JOHN GRINSELL**, Wolverhampton, Staffordshire, grocer and tea dealer, dealer and chapman, Aug. 22 and Sept. 19 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Mottram & Co., Birmingham.—Fiat dated Aug. 7.

**ALEXANDER ROWE**, Plymouth, Devonshire, grocer, dealer and chapman, Aug. 31 at 1, and Sept. 13 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Harman; Sols. Elworthy, Plymouth; Stogdon, Exeter; Sars & Gribble, Lombard-street, London.—Fiat dated July 3.

**JAMES AUSTIN**, Clist Honiton, Devonshire, builder, dealer and chapman, Aug. 22 and Sept. 13 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtel; Sols. Sanders & Kitson, or Stogdon, Exeter; Kaddell, Linea, London.—Fiat dated Aug. 4.

**THOMAS WILLIAMS**, Llanelgafai, Anglesey, draper and grocer, Aug. 22 and Sept. 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Evans & Son, Liverpool; Oliver, Old Jewry-chambers, London.—Fiat dated Aug. 5.

**HENRY HILLIAR** the younger, Birkenhead, Cheshire, innkeeper, dealer and chapman, Aug. 22 and Sept. 15 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Kent; Sols. Whitley, Liverpool; Sweeting & Co., Southampton-buildings, London.—Fiat dated Aug. 7.

**DAVID JONES**, Liverpool, linen draper, dealer and chapman, Aug. 22 and Sept. 29 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Aug. 7.

**JOSEPH ABRAHAM MORRIS**, Manchester, boot & shoe maker, dealer and chapman, Aug. 21 and Sept. 12 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Deardon, Manchester; Lofly & Co., King-street, Cheapside, London.—Fiat dated July 23.

### MEETINGS.

*Henry Gouger*, Great Winchester-street, London, merchant, Aug. 24 at 1, Court of Bankruptcy, London, p. d.—*Samuel Carroll*, Mincing-lane, London, broker, Aug. 26 at half-past 11, Court of Bankruptcy, London, last ex.—*Henry Holles*, Liverpool, tea dealer, Aug. 22 at 11, District Court of Bankruptcy, Liverpool, last ex.—*John Clarke*, R. Mitchell, *Joseph Phillips*, and *Thomas Smith*, Leicester, bankers, Sept. 8 at 11, District Court of Bankruptcy, Nottingham, and ac.—*James Galpin*, Broadwindsor, Dorsetshire, innkeeper, Sept. 6 at 11, District Court of Bankruptcy, Exeter, and ac. Feb. 7 at 1, div.—*Lemon Woolf* and *Moses Woolf*, Penzance, Cornwall, maltsters and victuallers, Sept. 6 at 11, District Court of Bankruptcy, Exeter, and ac.; Sept. 7 at 1, div.—*William John Dacres Millman*, Plymouth, Devonshire, baker, Sept. 6 at 11, District Court of Bankruptcy, Exeter, and ac. Sept. 7 at 1, div.—*Samuel Berry*, Barnstaple, Devonshire, grocer, Sept. 6 at 11, District Court of Bankruptcy, Exeter and ac.; Sept. 7 at 1, div.—*Thomas Wright*, Poland-street Oxford-st., Middlesex, builder, Sept. 1 at 11, Court of Bankruptcy, London, div.—*John Masson*, Lime-street-square, London, merchant, Sept. 2 at 11, Court of Bankruptcy, London, div.

### CERTIFICATES.

*To be allowed, unless cause be shown to the contrary on before the Day of Meeting.*

*Wm. Howitt*, Strand, Middlesex, bookseller, Sept. 1 at 1, Court of Bankruptcy, London.—*Wm. Wheatley*, Rarick, Sussex, wheelwright, Sept. 1 at 11, Court of Bankruptcy, London.—*Thos. Whitney*, Pantons-st., Haymarket, Middlesex, licensed victualler, Sept. 1 at 12, Court of Bankruptcy, London.—*John Neves*, Coles-terrace, Islington, Middlesex, plumber, Sept. 2 at 1, Court of Bankruptcy, London.—*Leonard S. Butler*, Ludgate-hill, London, and City-road-basin, Middlesex, stationer, Sept. 2 at 12, Court of Bankruptcy, London.—*Geo. McDowell*, Trinity-square, London, wine and spirit broker, Sept. 2 at 11, Court of Bankruptcy, London.—*Z. Bowden*, Werrington-st., Oakley-sq., St. Pancras, Middlesex, builder, Sept. 2 at 2, Court of Bankruptcy, London.—*Jas. Coop*, Radcliffe, Lancashire, timber merchant, Sept. 4 at 12, District Court of Bankruptcy, Manchester.—

*Thos. Cooper*, York, stock broker, Sept. 1 at 10, District Court of Bankruptcy, Leeds.—*Thomas Hill*, Tremadoc, and *Hen. Stock*, Portmadoc, Carnarvonshire, manufacturers of slate goods, Sept. 5 at 11, District Court of Bankruptcy, Liverpool.—*John Johnston*, Stamford, Lincolnshire, hosier, Sept. 8 at 11, District Court of Bankruptcy, Nottingham.—*Noah Hingley*, Cradley, Worcestershire, and *Liverpool*, cable manufacturer, Sept. 7 at half-past 11, District Court of Bankruptcy, Birmingham.—*John Boyce*, Birmingham, umbrella furniture manufacturer, Sept. 2 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Sept. 1.*

*Jos. Warmington*, Tottenham, Middlesex, farmer.—*Thos. Rooney*, Liverpool, tailor.—*Harry Bentley*, Salford, Lancashire, roller maker.—*Geo. Wilkins*, Bristol, builder.—*John Knight*, Waltham St. Lawrence, Berkshire, brewer.—*Robert Woolston*, Stamford, Lincolnshire, brick maker.—*Richard Stockley*, Ramsgate, Kent, upholsterer.

FIAT ANNULLED.

*Robert Johnston*, Savage-gardens, London, and *Aberdeen*, merchant.

#### SCOTCH SEQUESTRATIONS.

*Allan Gilmour*, Lochwinnoch, Renfrewshire, farmer.—*Gardiner & Castenach*, Glasgow, silk mercers.—*Jas. Moodie*, Esq., Cocklaw, Fifeshire, deceased.—*John Ballandens*, Perth, writer.—*Jas. Waddell*, Waulkmilton, Muiravonside, farmer.—*Alex. Shaw*, Tillochculty, Clackmannan, baker.—*Alex. Macenzie*, Dingwall, merchant.—*John Rankin*, Airdrie, grocer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Edwin Robinson*, Leeds, Yorkshire, bookkeeper to a share broker, Aug. 30 at 10, County Court of Yorkshire, at Leeds.—*Jos. Hopps*, Kirkstall, Headingley with Burley, Leeds, Yorkshire, bookkeeper, Aug. 30 at 10, County Court of Yorkshire, at Leeds.—*James Child*, Leeds, Yorkshire, retailer of beer, Aug. 30 at 10, County Court of Yorkshire, at Leeds.—*Matthew Delaney*, Saint Sidwell, Exeter, riding master, Aug. 18 at 10, County Court of Devonshire, at Exeter.—*J. Harding*, Nantwich, Cheshire, builder, Aug. 31 at half-past 11, County Court of Cheshire, at Nantwich.—*Wm. S. Meek*, Tarporley, Cheshire, surgeon, Aug. 31 at 11, County Court of Cheshire, at Nantwich.—*Jas. Ashton*, Northampton, upholsterer, Aug. 8 at 2, County Court of Northamptonshire, at Northampton.—*Wm. Weston*, Northampton, shoe maker, Aug. 28 at 2, County Court of Northamptonshire, at Northampton.—*Wm. Foolrick*, Byton, Baschurch, Shropshire, farmer, Aug. 22 at 0, County Court of Shropshire, at Shrewsbury.—*G. Benson*, Fyle Cop, Shrewsbury, Shropshire, tobacco dealer, Aug. 22 at 10, County Court of Shropshire, at Shrewsbury.—*John Palmer*, Shrewsbury, Shropshire, mercer's assistant, Aug. 22 at 10, County Court of Shropshire, at Shrewsbury.—*George reeman*, Kirkgate, Wakefield, Yorkshire, small shopkeeper, ug. 31 at 10, County Court of Yorkshire, at Wakefield.—*Arthur Watson*, Longtown, Arthurct, Cumberland, tea dealer, ug. 29 at half-past 9, County Court of Cumberland, at Carlisle.—*Simon Smyth*, St. Margaret's, Ipswich, Suffolk, baker, ug. 25 at 9, County Court of Suffolk, at Ipswich.—*Sarah Irnell*, Oxford, in no business, Aug. 24 at 2, County Court of Oxfordshire, at Oxford.—*Caleb Fordike*, Stradbroke, Suffolk, wheelwright, Aug. 21 at 2, County Court of Suffolk, at Eye.—*John Moore*, Claydon, Suffolk, baker, Aug. 26 at 2, County Court of Suffolk, at Ipswich.—*Abraham Borley*, piston, Suffolk, broom maker, Aug. 29 at 2, County Court of Norfolk, at Thetford.—*Donald M'Pherson*, Ipswich, Suffolk, dealer in tea, Aug. 25 at 9, County Court of Suffolk, at Ipswich.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*the County Court of Berkshire, at READING, Aug. 28 at 11.*

*Henry Seth Huggins*, Blewbury, near Wallingford, blacksmith.

*the County Court of Denbighshire, at RUTHIN, Aug. 29.*

*Robert Jones*, Ruthin, in no way of business.—*Edward Williams*, Ruthin, turner.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunston in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, August 12, 1864.

# The Jurist

No. 606—VOL. XII.

AUGUST 19, 1848.

PRICE 1s.

\* \* *The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—*

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Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
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		Cases in Bankruptcy ....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, AUGUST 19, 1848.

## MR. STEWART'S PROPOSAL FOR INSURING TITLES.

We have ourselves long entertained an idea relating to the means of assuring titles to land, which we have never hitherto committed to the pages of *THE JURIST*, because we do not consider it fitting for *THE JURIST* to indulge in investigations which may be thought by the Profession merely speculative. But we find that others as well as ourselves have entertained the idea, and have canvassed it, and put it fairly before the public; and conceiving still that it is one deserving of very serious consideration, we think the time has now arrived when in the pages of this Journal, we may properly call to it the attention of the Profession. The notion to which we allude is, that of applying the principle of ordinary insurance to titles; and it has been very recently ably explained and urged by Mr. Stewart in his Lectures on the Means of facilitating the Transfer of Land\*. As Mr. Stewart is the first who has had the courage publicly to broach this idea, and is, therefore, the person best entitled to the credit of its usefulness should it hereafter be adopted, we think we cannot do better than let him speak for himself in explanation of it, before we proceed to make our own comments.

After arguing in favour of a general registry, Mr. Stewart proceeds thus†:—"Is it possible, then, that the benefit of the register can be realised immediately without these disadvantages? Can any means be devised by which a living person, wishing to buy land, can be satisfied with the investigation which he there may make, without raking up the old title?—for that is the point to

arrive at. If not, many existing owners, I fear, will look but coldly on any plan of registry, the benefit of which is almost entirely prospective, and intended chiefly for the good of others. The doubts surrounding the question, the fears of disclosure, will press on them, and they will view, at all events, with no great desire, a scheme in which no immediate benefit is offered to themselves. And yet I need not tell you, that it is by the existing owners of property that any registry act must be passed. Can we then satisfy this all-important class, that they may derive immediate benefit from the register, and that it will greatly facilitate the transfer not only of the property of their successors, but of their own?

"I think it possible to secure this great advantage, by a method which will enable the existing owners of property to deal with their lands without this constant retrospective deduction of title which we have found to be so tedious and expensive—which will be attended with, at least, all the safety of the present system, and be much more speedy and cheap.

"I have already told you that the reiterated investigation of the title usually required by the present practice is the great cause of that expense and delay and risk. Now, it certainly would be of immense advantage if, in connexion with a registry of the land, there were one complete and final examination of the title, which should answer once for all, and not be attended with the disadvantages I have alluded to. Mark on what security we now buy land, and lend our money on land. It is lent wholly on the faith of the counsel's opinion that 'the title is a good one;' and the correctness of this opinion is found very rarely to be disproved by the result. At all events, this is the only security ever taken. Suppose, then, that after a certain time, and preparatory to being placed on the register, the title of the lands in which a dealing was intended

\* On the Means of Facilitating the Transfer of Land. In three Lectures. By James Stewart, of Lincoln's Inn, Barrister.

† Sect. II., p. 65.





to be made, was inspected by eminent counsel selected for the purpose, and that this examination was to be a final one, preparatory to being placed on the register. This would be something. The purchaser would be informed that the examination had taken place, and that the title had been declared a good one by Mr. B. or Mr. C. Now, if this had just occurred, it might very probably satisfy a purchaser under the existing system. It would, therefore, be not too much to expect that the same examination would satisfy a purchaser under any new system. But we must make sure. Now what is the proportion of good to bad titles in this country at the present time? I have heard it stated, by experienced professional men, that for ninety-nine good titles there is only one bad. And as to this, I find a very important passage in Sir Edward Sugden's Book on Vendors, who says in the last edition, 'that the present expense as to titles is, in forty-nine cases out of fifty, superfluous; but as every one may be in danger, all are guarded against it. The precaution has very much increased within the last twenty years, but not from any increased danger.' (Edit. 11, p. 986). Well, then, according to this last very high authority, one title in fifty only is bad. Now, if this be so,—and I believe there can be no doubt that a larger proportion than forty-nine in fifty are good,—does not the principle of insurance apply? This principle, which is constantly receiving extension, and with great benefit, is founded on the fact that, in a certain number of lives, a certain number of deaths only will take place within a given time; or that in a certain number of houses only a certain number will be destroyed by fire; or that in a certain number of ships only a certain number will be lost; and on these calculations some of the most profitable, easily conducted, and wealthy companies and businesses in the world have been established. Now, let us see whether it be not possible to extend the principle to the insurance of titles. Each of these different kinds of insurance had its battle to fight at the commencement, and do not let us reject this extension of the principle without careful inquiry. I wish, in the whole of the procedure that I propose, as much as possible to abide by the present practice of conveyancing, and to act according to existing rules. I will assume, then, that one of our large insurance offices, in whose means and stability the public would have perfect confidence, (and no other could do it at all), was willing to undertake assurances of this nature. Let us see what would be done. One source of the profits of these companies, as we all know, is lending out their money on mortgage. They have, therefore, a machinery for examining titles; that is, they take care to employ an able and experienced solicitor and conveyancer. Now, it is on the opinion of both these gentlemen that the company lend their money—they have no other safeguard. They advance their own money on the sole faith of this opinion; and sometimes very large sums indeed, on one title, 100,000*l.*, 200,000*l.*, and even, in a late case that came to my knowledge, 400,000*l.* on the title of one person. Now, if they would lend their own money on such a security, it is most obvious that they could guarantee the payment of another person's money on a similar certificate by the professional adviser that the title was a good one. If they lent their

money on a title that turned out bad, they would assuredly lose it; and if it was another person's money they could be no worse off, and might possibly be better. All these titles, then, that are good, are susceptible of being insured, with only a sufficient protection, by way of premium, (to be paid as I shall hereafter explain), against some one title in fifty, or, as I think, a larger proportion, which might, in spite of every care, turn out bad alike under the present law as under the new system. So far, you will see that we have adhered to the existing practice; and there is no shock done to any favour, or, if you please, prejudice towards existing habits. But see what an advantage is gained. The person whose title has thus been approved goes with it to the register. The title is thus insured for what the land will fetch in the market. No further examination of title is necessary: it is an insured title down to the 1st of January, 1848; and were a register in existence, it is a registered title ever afterwards. If it remains a sufficient time on the register, it becomes a title against all the world, and the insurance is at an end; if, on the other hand, the purchaser has got the unlucky fiftieth title, the black sheep, and he is turned out, at all events he gets back the money that he paid.

"But we have so far supposed that the title was of that class on which insurance societies lend their money—that is to say, marketable titles. Let us suppose that the title, when examined, turned out not a marketable title, but only what is called a *good holding title*. Might it be also insured? Undoubtedly; because, if the purchaser, although he had not what is technically called a marketable title, was not evicted, the company would be quite safe, although here, perhaps, a higher premium might be required. Here, then, are two classes of titles, under which the great bulk of the present titles may be ranged,—marketable titles and holding titles, and for this purpose you would thus get rid of the absurd distinction. What is to be done with a third-class title more or less defective? What is done now when there is a willing purchaser? An indemnity is given against the defect according to the nature of the defect. A bond or covenant, or charge on other land, or deposit of money. Thus the defective title is now cured. Cannot a company, acting in discharge of its proper duty, take an indemnity as well as an individual? I have thus provided for all these three usual classes of titles. And what is to be done with positively bad titles—can they be insured? Why, no; no more than the life of a man in a galloping consumption. They ought not to be transferred, and, as to them, the holder has no title, and ought not to be protected. But all technical blots—all that class of objections which are called 'conveyancer's crotchets,' and most of these objections which private acts of Parliament are obtained to cure, could be insured against with perfect safety: there would be an end to them for ever. If this were done, do you not see what a mass of technical objections which now effectually prevent the transfer of land would be got rid of? An insured title down to a certain period, and a registered title ever afterwards, would give you indeed free trade in land, if this is what is desired, and would, at all events, allow the real owner to do what he wanted with it.

"Let us inquire, therefore, a little more in detail into

he practicability of the plan. Three objects must be attended to:—the perfect solvency of the office; the reasonable profit of the office; and the regulation as to the payment of a sufficient premium, but no more.

"1. The solvency of the office. Now as to this, if we were in a foreign country, I should propose that, to secure this great national object, the government should take this responsibility; nor would it, as I am informed, be the first time that a free and important commercial state has taken a similar responsibility. I believe, that in the Free City of Hamburg,—a city closely connected with this country,—the duty of insurance of titles is sanctioned by that state, and any citizen may borrow money on his house to the extent of one half of its value, by a very simple process. The registered owner has merely to apply to the proper office, and, without any of the expense and trouble attending our mortgage system here, he obtains the money that he wants from any person willing to lend it, and to this extent its repayment is insured. I need not say that this is no small convenience to the citizens of a large trading town; nor can I see why Hamburg is to have it and not London, Liverpool, and Manchester; and I think we have a fair right to ask government for assistance, if we cannot otherwise get it done.

"But in this country we are not in the habit of applying to the government on these occasions. We do things for ourselves if we want them. Thus it is to individual enterprise calling into existence combined action, that we owe so many great undertakings, of which I need not remind you. It is, indeed, to the large existing companies that I, in the first place, look for aid in this matter; and if they will pay unprejudiced attention to it, I am induced to believe that this extension of the principle of insurance may safely and properly be made by them. There are some facts which may guide them in forming a conclusion as to it. They have themselves, according to their usual practice, lent large sums of money on mortgage on no other security than that which I have mentioned to you,—the opinion of counsel that they might safely do so. How often have they lost their money so lent? I apprehend very rarely. They may have no more money to lend in this way, but, under proper guards, might they not greatly add to their profits, by insuring the money of others, which is always seeking investment by way of mortgage or on the sale of land, and taking the same precaution they now do? Again, these great undertakings, the railways (a splendid illustration of the magnitude of success of individual enterprise in this country) have now dealt with almost all the titles in this country. These companies are satisfied with what is called a holding title, and they have great facilities granted to them as to completing a title; for if there is any unnecessary delay in this respect, they may pay the purchase money into the bank, and this will give the company a complete title against the persons into whose names they pay it, at not, of course, further than this. If there are other persons entitled, then they may appear, and demand to be satisfied. Now, railways have been established about twenty years in this country, and have lately run along the length and breadth of the land, and thus dealt with nine-tenths of the whole titles of the country.

How often has any railway company received any demand of this nature? This will go far to prove to you, as I said in my first lecture, that the bulk of our titles are good,—that is, good to hold, but technically bad and unmarketable, and not capable of transfer; but, according to the plan which I propose, this distinction would be at an end, because there would be no second examination of the title, and the only contingency on which the money insured could be recovered, would be the eviction,—the turning out of the person whose title was insured. Take also our list of causes at Westminster and on the circuits; how often does it happen that an ejectment is brought to turn out a man who has bought his land? Sometimes, undoubtedly, but very rarely. These are all great classes of facts; and if you want more, take the opinion of experienced solicitors in town and country, and they will tell you that the great mass of titles are good, although often unmarketable; and in spite of this, we have the practical absurdity that they cannot be transferred without all this expense, delay, and insecurity. Now, all this convinces me that you may, when the subject is canvassed and understood, find persons and corporations of undoubted solvency to undertake this risk.

"2. Next, as to the reasonable profit of the office. This, which I have already partly touched on, must be secured, or you will not get the proper persons to undertake it; and, on the other hand, you must raise a sufficient fund to meet any loss that may take place. I think there will be no difficulty in satisfying you that a sufficient fund may easily be found. I propose to raise it in the following way; but I need hardly say, that if this plan were adopted, the details would most properly be left to the persons who undertook the risk. But the plan that I propose is as follows:—A person wishing to deal with his land would apply to the insurance company (assuming it to be established) to insure his title. His deeds would be examined in the way now done when a company lends money on mortgage. If the title was insured by the office, the deeds would be there deposited, and the owner would take a certificate to that effect to the register office, and the lands would be put on the register as being an insured title, thus constituting a root or foundation of the future title. The title, which would be thus insured, would be, in many cases,—first, a marketable title; but it might happen that the title was not a marketable title, but might be, secondly, a good holding title; or it might be, thirdly, a title more or less defective.

"Let it be next assumed that Sir Edward Sugden's opinion referred to is correct, and that one title only in fifty is bad. A fund of two per cent. would meet the loss which might arise; but it does not follow that it would actually happen; because the title, although really bad, might not be discovered to be so, or, if discovered, might not be proved to be bad. But in order to afford perfect security, it might be necessary to raise this fund. It is proposed then to raise it in this way: that marketable titles, as well as all others, should pay a small percentage on the purchase or mortgage money, to be paid by the purchaser or mortgagee, in lieu of the expenses now incurred in the investigation of title. That the titles not marketable, but good holding titles, should pay a small further sum, to be paid by the vendor or mortgagor; that where a title has a positive defect or flaw, this should be insured against by a higher rate, to be paid by the vendor or mortgagor, or that the office should be protected by some special indemnity or deposit of the purchase or mortgage money.

(To be continued.)

## London Gazettes.

TUESDAY, August 15.

## BANKRUPTS.

**JOHN SPELLER**, High-street, St. Leonard, Shoreditch, Middlesex, cheesemonger, Aug. 24 at 2, and Sept. 29 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Messrs. Hilleary, 63, Fenchurch-st., London.—Fiat dated Aug. 11.

**HENRY COLENUIT**, Portsea, baker and grocer, and Portsmouth, Hampshire, furniture broker and ironmonger, dealer and chapman, Aug. 24 at half past 1, and Sept. 25 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Messrs. Ford, Portsmouth; Low, 65, Chancery-lane, London.—Fiat dated Aug. 9.

**ALLAN GILMORE**, Calcutta, East Indies, but now residing at Stamford-hill, Middlesex, merchant, dealer and chapman, (lately carrying on business at Calcutta, in partnership with William Colville, James Pelham M'Killigin, William Fairlie Gilmore, and Graham More Robertson, as merchants, under the firm of Colville, Gilmore, & Co.), Aug. 24 at half-past 11, and Sept. 29 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Oliversen, 8, Frederick's-place, Old Jewry, London.—Fiat dated Aug. 9.

**THOMAS BURT**, High-street, Newington-butts, Surrey, grocer and tea dealer, dealer and chapman, Aug. 24 at 11, and Sept. 29 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Chester & Son, 1, Church-row, Newington-butts, Surrey.—Fiat dated Aug. 8.

**MATILDA SARAH OXLEY** and **MARGARET OXLEY**, Norfolk-crescent, Hyde-park, Middlesex, spinsters, hotel and boarding and lodging-house keepers, dealers and chapwomen, Aug. 26 at half-past 1, and Sept. 29 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Paterson & Son, 68, Old Broad-street, London.—Fiat dated Aug. 11.

**HENRY FRANCIS SEFTON**, Worcester, stationer, book-seller, printer, dealer and chapman, Aug. 29 and Sept. 26 at 1, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Daniel, Worcester; G. & W. Smith, 5, Southampton-buildings, London.—Fiat dated Aug. 8.

**THOMAS STOKES**, Nottingham, tailor, draper, dealer and chapman, Aug. 25 and Sept. 22 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated Aug. 9.

**JOHN DANIEL HILL**, Horncastle, Lincolnshire, seed merchant, Aug. 30 and Sept. 27 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carrick; Sols. Bell, Hull; Messrs. Hicks, Gray's-inn, London.—Fiat dated Aug. 4.

**ROBERT WILLIAM GODWIN**, Lincoln, ship and boat builder, Aug. 30 and Sept. 27 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carrick; Sols. Brown, Lincoln; Shackles & Son, Hull; Messrs. Rogerson, Lincoln's-inn-fields, London.—Fiat dated Aug. 1.

**MARTIN CHALLENGER**, Sheffield, Yorkshire, grocer, Aug. 26 and Sept. 23 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Upton, Leeds; Few & Co., Henrietta-st., Covent-garden, London.—Fiat dated July 29.

**SAMUEL MOCATTA**, Liverpool, merchant, (lately carrying on business with Isaac Lindo Mocatta, at Liverpool, under the firm of S. & I. L. Mocatta, and at Lagayra, in the Republic of Venezuela, under the firm of Mocatta & Co.), Aug. 25 and Sept. 19 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Aug. 10.

**WILLIAM ST. ALBIN**, Liverpool, dealer in music and musical instruments, dealer and chapman, Aug. 25 and Sept. 19 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Cross, Liverpool; Low, Chancery-lane, London.—Fiat dated Aug. 8.

**JAMES RUTHERFORD**, Stanwix, Cumberland, grocer, and carrying on business at the Main Guard, Carlisle, Cumberland, grocer, Aug. 24 at half-past 10, and Sept. 28 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Hough, Carlisle; Hoyle, Newcastle-upon-Tyne; Capes & Stuart, Gray's-inn, London.—Fiat dated Aug. 4.

## MEETINGS.

*Thomas North*, Blackfriars-road, Surrey, metal piercer, Sept. 5 at 2, Court of Bankruptcy, London, and ac.—*Gen. W. Dean*, High-street, Southwark, Surrey, jeweller, Sept. 3 at 1, Court of Bankruptcy, London, and ac.—*G. Whitehead*, Fleet-street, London, printer, and *Boy's-street*, Barking-gardens, Middlesex, scrivener, Sept. 5 at half-past 2, Court of Bankruptcy, London, and ac.—*Peter Martin*, Northampton, miller, Sept. 5 at 1, Court of Bankruptcy, London, and ac.—*Fuller Coker*, Shipdham, Norfolk, timber dealer, Sept. 5 at 1, Court of Bankruptcy, London, and ac.—*John Shere*, Bristol, licensed victualler, Sept. 8 at 11, District Court of Bankruptcy, Bristol, and ac.—*Jonathan Peniston*, Liverpool, drapery, Sept. 8 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Mary Ann Owens*, Toxteth-park, near Liverpool, victualler, Sept. 8 at 11, District Court of Bankruptcy, Liverpool, and ac.—*George Daniel Carey*, Bedford, Nottinghamshire, and *Henry Carey*, Nottingham, hat manufacturers, Sept. 8 at 11, District Court of Bankruptcy, Birmingham, ex sep. est. of *G. D. Carey*.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Fuller Coker*, Shipdham, Norfolk, timber dealer, Sept. 3 at 1, Court of Bankruptcy, London.—*Samuel Gower*, Holland-street, Surrey, victualler, Sept. 8 at half-past 11, Court of Bankruptcy, London.—*James Robertson*, Somerset-place, Kennington-common, Surrey, baker, Sept. 8 at 12, Court of Bankruptcy, London.—*John Lovesey*, Cheltenham, Gloucestershire, librarian, Sept. 7 at 11, District Court of Bankruptcy, Bristol.—*Timothy Boddington*, Salford, Lancashire, baker, Sept. 6 at 12, District Court of Bankruptcy, Manchester.—*John Broadbent* and *James Hughes*, Walmersley-cum-Sartleworth, Lancashire, paper makers, Sept. 6 at 12, District Court of Bankruptcy, Manchester.—*Robert Jones*, Edendish, Tottington Higher-end, Lancashire, cotton spinner, Sept. 7 at 11, District Court of Bankruptcy, Manchester.—*Wm. H. Spurr*, Liverpool, builder, Sept. 12 at 11, District Court of Bankruptcy, Liverpool.—*Robert Harding*, Bridgwater, Somersetshire, draper, Sept. 7 at 1, District Court of Bankruptcy, Exeter.—*Felix O'Hanlon*, St. Thomas the Apostle, Devonshire, linen draper, Sept. 7 at 1, District Court of Bankruptcy, Exeter.—*Christopher Morgan*, Leeds, Yorkshire, tea dealer, Sept. 8 at 11, District Court of Bankruptcy, Leeds.—*Wm. Cole*, Apperley-bridge, Calverley, Yorkshire, consulting engineer, Sept. 8 at 10, District Court of Bankruptcy, Leeds.—*John Carden*, Birkenhead, Cheshire, and Liverpool, auctioneer, Sept. 5 at 11, District Court of Bankruptcy, Liverpool.—*Robert Hughes*, Liverpool, laceman, Sept. 3 at 11, District Court of Bankruptcy, Liverpool.—*Jas. R. Dennis*, Liverpool, woollen draper, Sept. 5 at 11, District Court of Bankruptcy, Liverpool.—*Thos. Kemp*, Birmingham, builder, Sept. 12 at half-past 10, District Court of Bankruptcy, Birmingham.—*Jas. Baker*, Staunton-upon-Wye, Herefordshire, victualler, Sept. 12 at half-past 10, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Sept. 3.*

*Richard Knight*, Lewes, Sussex, butcher.—*James Welch Braddick*, Silvertown, Devonshire, brick maker.—*T. Southall* and *Chas. Cradginton*, Lea-brook Iron Works, Tipton, Staffordshire, iron masters.—*Catherine Barclay*, Birkenhead, Cheshire, confectioner.—*T. J. Fenton*, Falcon-sq., London, wine merchant.—*George D. Deveroux*, Leominster, Herefordshire, innkeeper.—*Charles John Edwards*, Great South-street, Clerkenwell, Middlesex, currier.—*James Waters*, Great Wilde-street, Lincoln's-inn, Middlesex, baker.—*Nicholas T. Hawke*, Penzance, Cornwall, tea dealer.—*A. Ball*, Wells, Somersetshire, innkeeper.—*Anthony Harrison*, Boole-croft, Linacre, near Liverpool, joiner.—*Wm. Prytherch*, Ty Mawr, Llantrisant, Anglesey, cattle dealer.—*Eliz. Green*, Spring-mill and Crossland-moor, Almondsbury, Yorkshire, corn and brewer.—*George Oddy* the younger, Dudley-hill, Bradford, Yorkshire, innkeeper.—*Edwin Phillips*, Shrewsbury, Shropshire, baker.—*Chas. E. Colls*, High-street, Poplar, Middlesex, draper.—*Richard Abram*, Liverpool, wine merchant.

## FIATS ANNULLED.

*Thomas Waldron*, Old-hill, Rowley Regis, Staffordshire, grocer.—*Charles Gough*, Manchester, ironmonger.—*John*

*butts*, Newcastle-upon-Tyne, and Walker, Northumberland, on ship builder.

#### SCOTCH SEQUESTRATIONS.

*Alexander Aitken*, Edinburgh, merchant.—*Arch. Young*, Glasgow, writer, deceased.—*John Couper*, Dundee, baker.—*Thomas Craig*, Glasgow, coach proprietor.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*George Oakley*, Birmingham, builder, Aug. 30 at 1, County Court of Warwickshire, at Birmingham.—*Wm. Garnham*, Ipswich, Suffolk, dealer in ale, Aug. 25 at 9, County Court of Suffolk, at Ipswich.—*Sam. Garlside*, Manchester, warehouseman, Aug. 25 at 1, County Court of Lancashire, at Manchester.—*Geo. Calver*, Stanton, Suffolk, blacksmith, Aug. 28 at 0, County Court of Suffolk, at Bury St. Edmund's.—*Thos. Francis*, Neath, Glamorganshire, butcher, Aug. 29 at 10, County Court of Glamorganshire, at Neath.—*Mary Anne Bowle*, Maidenhead, Berkshire, schoolmistress, Aug. 26 at 10, County Court of Berkshire, at Windsor.—*Matthew Marshall*, Rookes, Sheffield, Yorkshire, table knife grinder, Sept. 6 at 0, County Court of Yorkshire, at Sheffield.—*R. Marshall*, Sheffield, Yorkshire, table blade grinder, Sept. 6 at 10, County Court of Yorkshire, at Sheffield.—*Sylvester Parkin*, Sheffield, Yorkshire, steel roller, Sept. 6 at 10, County Court of Yorkshire, at Sheffield.—*John Norman*, Nottingham, assistant to surgeon, Sept. 6 at 10, County Court of Yorkshire, at Sheffield.—*Fred. W. Green*, Sheffield, Yorkshire, engineer's draughtsman, Sept. 6 at 10, County Court of Yorkshire, at Sheffield.

*Saturday, Aug. 12.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Alfred Wade*, Earl-street, Finsbury, Middlesex, woollen manufacturer, No. 59,767 T.; *Thos. McGregor*, assignee.—*Benj. G. Martin*, Grove-pl., Brompton, Middlesex, baker, No. 59,776 T.; *Wm. Hen. King*, assignee.—*Richard Baker*, Arnham, Surrey, baker, No. 59,846 T.; *Thomas Simmonds*, assignee.—*Richard Bottrell*, East-lane, Bermondsey, Surrey, mill engineer, No. 59,961 T.; *Jas. Lawrence*, assignee.—*Th. Burton*, Frederick-place, Stones-end South, Surrey, out of business, No. 59,962 T.; *Solomon Maw*, assignee.—*J. Ballo*, Great Yarmouth, Norfolk, master mariner, No. 59,981 T.; *Wm. Green*, assignee.—*Dan. Burnell*, Houndsditch, London, baker, No. 59,986 T.; *Thomas McGregor*, assignee.—*John Pardle*, Stokesley, Yorkshire, butcher, No. 69,447 C.; *Wm. Ardwick*, assignee.—*John Haworth* the younger, Isle of Man, near Newchurch, Rosendale, Lancashire, cotton manufacturer, No. 69,550 C.; *Josiah Lord*, assignee.—*William Cavmont*, Green-lane, Manningham, Bradford, Yorkshire, a dealer, No. 69,579 C.; *Jas. Stables*, assignee.—*Wm. G. Wood*, Sowerby-bridge, Halifax, Yorkshire, cotton spinner, No. 69,580 C.; *John Kay*, William Sunderland, and George aukroger, assignees.—*Hen. Hickman*, Rock-ferry, Cheshire, tucklayer, No. 69,660 C.; *Thos. Hitchen*, assignee.—*James William Clark*, Buckland, next Dover, Kent, builder, No. 69,799 C.; *Matthew Kennett*, assignee.

*Saturday, Aug. 12.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Jas. Trigg* the younger, Lacland-pl., King's-road, Chelsea, Middlesex, milkman: in the Debtors Prison for London and Middlesex.—*Thos. Donaldson* the younger, Kingsland-road, Middlesex, labourer on the Eastern Counties Railway: in the Debtors Prison for London and Middlesex.—*James Wood*, Dickman's Folly, Dockhead, Bermondsey, Surrey, lighterman: in the Gaol of Horsemonger-lane.—*Wm. Astins*, Buckingham-place, High-street, Shoreditch, Middlesex, engraver: in the Debtors Prison for London and Middlesex.—*Harriet Cardinale*, widow, Edmund's-place, Aldersgate-st., London, at of business: in the Debtors Prison for London and Middlesex.—*John Baker*, Upper Smith-st., Northampton-square, Clerkenwell, Middlesex, straw plait dealer: in the Debtors Prison for London and Middlesex.—*Rich. Youl*, North-st., Westminster, surgeon: in the Queen's Prison.—*R. Stonhill*,

Great Cambridge-street, Hackney-road, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Geo. Payne Wilkins*, Laburnum-terrace, Kingsland-road, Middlesex, labourer in the London Docks: in the Debtors Prison for London and Middlesex.—*John Nott*, Lowesmore St. Martin, Worcester-shire, provision merchant: in the Gaol of Worcester.—*David Stanley*, Walsall, Staffordshire, in no business or profession: in the Gaol of Stafford.—*J. Brown*, Fleetwood-on-Wyre, Lancashire, coal dealer: in the Gaol of Lancaster.—*William Mather*, Sutton, near St. Helen's, Lancashire, stone mason: in the Gaol of Lancaster.—*Louis Marie Joseph Butel*, Oystermouth, Glamorganshire, out of business: in the Gaol of Cardiff.—*Chas. Cooper*, Stotford, Bedfordshire, carpenter: in the Gaol of Hertford.—*John Dale*, Hanley, Staffordshire, commission agent: in the Gaol of Stafford.—*John Groves*, Chorlton-upon-Medlock, Manchester, out of employment: in the Gaol of Lancaster.—*Jos. Rutter*, Ardwick, Manchester, cowkeeper: in the Gaol of Lancaster.—*John Warbrick*, Lytham, Lancashire, out of business: in the Gaol of Lancaster.—*Isaac Bradshaw*, Ashton-under-Lyne, Lancashire, stone dealer: in the Gaol of Lancaster.—*Chas. Casey*, Everton-village, Liverpool, retail dealer in ale: in the Gaol of Lancaster.—*William Cane*, Brighton, Sussex, fishmonger: in the Gaol of Lewes.—*Thomas Brock*, Liverpool, out of business: in the Gaol of Lancaster.—*Wm. Briddon*, Everton, near Liverpool, out of business: in the Gaol of Lancaster.—*Sam. Bickerton*, Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*John Sharples*, Everton, Liverpool, joiner: in the Gaol of Lancaster.—*Wm. Eccles*, Leyland, near Chorley, Lancashire, out of business: in the Gaol of Lancaster.—*Isaac Moss*, Great Crosshall, Liverpool, warehouse keeper: in the Gaol of Lancaster.—*James Lomas*, Bury, Lancashire, butcher: in the Gaol of Lancaster.—*M. Mellon*, Stricklandgate, Kendal, Westmoreland, clothes dealer: in the Gaol of Lancaster.—*Jas. Rhodes*, Liverpool, manager of a public-house: in the Gaol of Lancaster.—*John Walker*, Liverpool, warehouse keeper: in the Gaol of Lancaster.—*A. Brady*, Salford, Lancashire, provision dealer: in the Gaol of Lancaster.—*Sam. Smallpage*, Blackburn, Lancashire, assistant to a draper: in the Gaol of Lancaster.—*John H. W. Lodge*, West Derby, near Liverpool, out of business: in the Gaol of Lancaster.—*Jas. Cooke*, Manchester, provision dealer: in the Gaol of Lancaster.—*Edwin Johnson*, Blue Town, Sheerness, Kent, baker: in the Gaol of Maidstone.—*Geo. Robins*, Sheffield, Yorkshire, silver stamper: in the Gaol of Radford Peverel.—*Peter Moore*, Sheffield, Yorkshire, retail dealer in ginger beer: in the Gaol of Radford Peverel.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Wiltshire, at SALISBURY, Aug. 31.*

*Geo. Heddinott*, Westbury Leigh, farm labourer.—*Moses Cryer*, Wroughton, butcher.

*At the County Court of Warwickshire, at COVENTRY, Aug. 29 at 2.*

*Wm. Harris*, Birmingham, road contractor.

*At the County Court of Cambridgeshire, at CAMBRIDGE, Aug. 30 at 10.*

*John Kirkby*, Doddington, Isle of Ely, stallion leader.

*At the County Court of Hertfordshire, at HERTFORD, Aug. 29.*

*Charles Cooper*, Stotfold, carpenter.

#### INSOLVENT DEBTORS' DIVIDENDS.

*John Rough*, Orsett, Essex, inspector of the Essex Constabulary police: 8s. 6d. in the pound.—*Francis Halfacre*, Leatherhead, Surrey, tailor: 4s. 1d. in the pound.—*William Bevis*, Newport, Isle of Wight, Hampshire, cabinet maker: 1s. 7½d. in the pound.—*John Fawcett*, Palsgrave-pl., Strand, Middlesex, coach builder: 1s. 1d. in the pound.—*John Wm. Montagu*, deceased, Jewry's-gap, near Rye, Sussex, lieutenant in the Royal Navy: 4s. 8½d. in the pound.—*John Francis*, Cheltenham-place, Westminster-road, Lambeth, Surrey, occasional messenger to the Commissioners for India Affairs: 2s. 9½d. in the pound.—*Henry Bouchier*, Plymouth, Devonshire, lieutenant in the Royal Navy: 1s. 2½d. in the pound.—*John Potts*, Poland-st., Oxford-st., Middlesex, tailor: 4s. 1d. in the pound.—*Wm. Martin*, Horton Kerby, near Dartford, Kent, bricklayer: 2s. 7½d. in the pound.—*William Wright*,

Earl-street, Westminster, Middlesex, tailor: 10s. 6d. in the pound.—*James Christmas*, Fenchurch-street, London, outing-house keeper: 2s. 10s. 6d. in the pound.—*James R. Freeman*, Great Suffolk-street, Southwark, Surrey, tobacconist: 1s. 3s. 6d. in the pound.—*Henry Rees*, Bridge-road, Battersea, Surrey, butcher: 1s. 10s. 6d.—*Joseph Harrison*, Lamb's-place, Kingsland-road, Middlesex, tailor: 1s. 11s. 6d. in the pound.

*Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.*

*Henry Lewis*, Ashley-vale, Bristol, accountant, Aug. 21, Whittington & Gribble's, Bristol: 20s. in the pound.

## FRIDAY, AUGUST 18.

### BANKRUPTS.

**JOHN HENDERSON**, Belfast, Antrim, Ireland, bookseller, stationer, and newsmen, dealer and chapman, Aug. 31 at half-past 1, and Oct. 2 at half-past 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Buchanan, 8, Basinghall-street, London.—Fiat dated Aug. 14.

**GEORGE GILLINGHAM**, Church-street, Chelsea, Middlesex, veterinary surgeon and farrier, horse dealer, dealer and chapman; Aug. 25 at 2, and Sept. 29 at half-past 12, Court of Bankruptcy, London: Off. Ass. Caman; Sol. Ablett, 6, Newcastle-st., Strand.—Fiat dated Aug. 14.

**WILLIAM FARLAR**, Brompton-sq., Middlesex, builder, dealer and chapman, Aug. 26 at 2, and Sept. 29 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Wells, 70, King William-street, London.—Fiat dated Aug. 5.

**HENRY CONSTABLE**, Wednesbury, Staffordshire, grocer, Aug. 31 and Sept. 28 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Mottram & Co., Birmingham.—Fiat dated Aug. 4.

**HORATIO FREDERICK WINN**, Birmingham, japanner, dealer and chapman, Aug. 31 and Sept. 28 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Brown, Bilston; Smith, Birmingham.—Fiat dated Aug. 1.

**JOHN WINGRAVE**, Coventry, Warwickshire, silk dyer, Sept. 5 and Oct. 3 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Browett, Coventry.—Fiat dated Aug. 14.

**WILLIAM BABB**, Tavistock, Devonshire, plumber and stove manufacturer, dealer and chapman, Aug. 31 at 1, and Sept. 20 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Kaddell, Lime-street, London.—Fiat dated Aug. 16.

**CHARLES BODLEY**, Exeter, merchant, dealer and chapman, Aug. 31 and Oct. 5 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Stogdon, Exeter; Baker & Co., Lime-street, London.—Fiat dated Aug. 9.

**SQUIRE BLAND and WILLIAM BLAND**, Carlton, Rothwell, Yorkshire, malsters, rope makers, dealers and chapmen, Aug. 31 and Sept. 29 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Bulmer, Leeds; Williamson & Co., Great James-street, London.—Fiat dated Aug. 15.

**JOHN JACKSON**, Morley, Batley, Yorkshire, chemist and druggist, and grocer and tea dealer, dealer and chapman, Aug. 31 and Sept. 29 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Scatchird, Morley; Sykes, Leeds; Jacques & Co., Ely-place, London.—Fiat dated Aug. 11.

**GIELIS FRANCIS HENRY and JOHN HENRY CHAMBERS**, Kirkdale, Liverpool, vinegar brewers and manufacturers, Sept. 8 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Holden, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated Aug. 9.

**HENRY BARTON the younger**, Liverpool, ship broker, Sept. 8 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazanove; Sols. Fletcher & Hull, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Aug. 11.

**HENRY ANDREW**, Smedley, Manchester, dyer, dealer and chapman, Aug. 30 and Sept. 21 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Thorley & Robinson, Manchester; Gregory & Co., 1, Bedford-row, London.—Fiat dated Aug. 11.

**JOHN BICKERTON**, New-town, Montgomeryshire, flannel draper, flannel manufacturer, wool dealer, dealer and chapman, Sept. 8 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Jones, New-town, Montgomeryshire; Wild & Co., College-hill, London.—Fiat dated Aug. 7.

**JOSEPH HALL and RICHARD HALL**, Elton, Bury, Lancashire, bobbin turners, coal grinders, red liquor manufacturers, dealers and chapman, Aug. 29 and Sept. 19 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Grundy, Bury; Appleby, 6, Harper-street, Red Lion-square, London.—Fiat dated Aug. 16.

**JOHN BLACKBURN**, Hulme, Lancashire, builder, Aug. 28 and Sept. 21 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. J. & B. Whitworth, Manchester; Gregory & Co., 1, Bedford-row, London.—Fiat dated Aug. 8.

**ROBERT KAY**, Tottington Lower End, Lancashire, corn and flour dealer, dealer and chapman, Aug. 31 and Sept. 21 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Whitehead, Bury; Clarke & Co., 24, Lincoln's-inn-fields, London.—Fiat dated Aug. 11.

**MATTHEW STEPHENSON**, Aycliffe, Durham, common brewer, innkeeper, lime burner, dealer and chapman, Aug. 29 at 11, and Sept. 28 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Hark, Newcastle-upon-Tyne; Chisholme & Co., 64, Lincoln's-inn-fields, London.—Fiat dated Aug. 12.

**RICHARD DALE**, High Conside, Durham, draper, dealer and chapman, Aug. 29 at 1, and Sept. 28 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Harle, Newcastle-upon-Tyne; Chisholme & Co., 64, Lincoln's-inn-fields, London.—Fiat dated Aug. 11.

### MEETINGS.

*Joseph Horncastle*, Glamford Briggs, Lincolnshire, wool merchant, Aug. 30 at 10, District Court of Bankruptcy, Kingston-upon-Hull, pr. d.—*Gervas Parnell*, Wiltshire-common, Surrey, brewer, Sept. 1 at 11, Court of Bankruptcy, London, last ex.—*Wm. Willis*, Trowbridge, Wiltshire, wool broker, Sept. 18 at half-past 1, Court of Bankruptcy, London, last ex.—*Richard Fuller*, Cambridge, innkeeper, Sept. 21 at half-past 11, Court of Bankruptcy, London, last ex.—*Geo. Clay*, Queen-street, Chapside, London, woollen warehouseman, Sept. 18 at 12, Court of Bankruptcy, London, last ex.—*Charles Percival*, Church-street, Greenwich, Kent, dealer in china, Sept. 16 at 1, Court of Bankruptcy, London, last ex.—*Thomas Walker*, Abingdon, Berkshire, apothecary, Sept. 16 at 12, Court of Bankruptcy, London, last ex.—*William Wilkins and J. E. Evans*, Trowbridge, Wiltshire, woollen drapers, Sept. 16 at half-past 1, Court of Bankruptcy, London, last ex.—*Henry Knapp*, Abingdon, Berkshire, baker, Sept. 21 at 1, Court of Bankruptcy, London, last ex.—*A. Prime*, Cambridge, and Boston, Lincolnshire, coach proprietor, Sept. 21 at 12, Court of Bankruptcy, London, and ac.—*John Robinson*, St. Paul's Church-yard, London, tailor, Sept. 16 at 12, Court of Bankruptcy, London, and ac.—*W. Adams*, Mayfield, Sussex, dealer in corn, Sept. 22 at 11, Court of Bankruptcy, London, and ac.—*A. M. Blakiston*, Horsham, Sussex, innkeeper, Sept. 22 at 11, Court of Bankruptcy, London, and ac.—*Thomas Jones*, Botwright's-buildings, Hackney-road, Middlesex, grocer, Sept. 22 at 11, Court of Bankruptcy, London, and ac.—*John Smith*, Regent-st., Middlesex, jeweller, Sept. 22 at 12, Court of Bankruptcy, London, and ac.—*Alfred Binyon*, Tavistock-street, Covent-garden, Middlesex, musical instrument maker, Sept. 22 at 2, Court of Bankruptcy, London, and ac.—*Wm. Ashby*, Trowbridge, Kent, grocer, Sept. 21 at 11, Court of Bankruptcy, London, and ac.—*Frederick Smoker and William Smoker*, Bittern and Andover, Hampshire, lime burners, Sept. 21 at 11, Court of Bankruptcy, London, and ac.—*William Hutton*, Pudding-lane, Lower Thames-street, London, bricklayer, Sept. 18 at 11, Court of Bankruptcy, London, and ac.—*Thomas George Smith*, Adam's-court, Old Broad-st., London, share broker, Sept. 16 at half-past 12, Court of Bankruptcy, London, and ac.—*Robt. Johnston*, Gracechurch-st., London, ironmonger, Sept. 16 at 11, Court of Bankruptcy, London, and ac.—*E. G. Home*, Liverpool, licensed victualler, Sept. 8 at 11, District Court of Bankruptcy, Liverpool, and ac.—*John C. Dreaper*, Liverpool, corn merchant, Sept. 8 at 11, District Court of Bankruptcy, Liverpool, and ac.; Sept. 12 at 11,

div.—*Hen. W. King*, Oldham, Lancashire, furniture dealer, Sept. 12 at 12, District Court of Bankruptcy, Manchester, and ac.—*Thomas King Greenbank*, Manchester, tobacconist, Sept. 11 at 12, District Court of Bankruptcy, Manchester, and ac.—*Chas. S. Coe*, Oxford-st., Middlesex, shoemaker, Sept. 23 at 12, Court of Bankruptcy, London, div.—*Wm. Buckman*, Jewry-chambers, London, merchant, Sept. 23 at 11, Court of Bankruptcy, London, div.—*John Miller and George Nightingale*, Great Dover-street, Southwark, Surrey, drapers, Sept. 22 at 1, Court of Bankruptcy, London, div.—*Alfred Geo. Evans and Rob. Webb*, New Bond-st., Hanover-square, Middlesex, engravers, Sept. 16 at 1, Court of Bankruptcy, London, div.—*John Sankey*, Birkenhead, Cheshire, blacksmith, Sept. 12 at 11, District Court of Bankruptcy, Liverpool, div.—*George Cappur*, Nantwich, Cheshire, cheese factor, Sept. 12 at 11, District Court of Bankruptcy, Liverpool, fin. div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Henry Ready*, Hounslow, Middlesex, builder, Sept. 18 at half-past 11, Court of Bankruptcy, London.—*Jason Piggy*, Fulbourn, Cambridgeshire, grocer, Sept. 16 at half-past 11, Court of Bankruptcy, London.—*Thos. G. Smith*, Adam's-court, Old Broad-st., London, share broker, Sept. 16 at half-past 12, Court of Bankruptcy, London.—*George Stokes* the younger, King's Arms-yard, Snow-hill, London, cheese dealer, Sept. 16 at 11, Court of Bankruptcy, London.—*Sam. Jones*, Manchester, timber merchant, Sept. 11 at 12, District Court of Bankruptcy, Manchester.—*Christ. Hughes*, Manchester, fustian manufacturer, Sept. 13 at 11, District Court of Bankruptcy, Manchester.—*Edw. Orme*, Knutsford, Cheshire, innkeeper, Sept. 8 at 11, District Court of Bankruptcy, Manchester.—*Wm. Heims*, Salford, Lancashire, cabinet joiner, Sept. 13 at 12, District Court of Bankruptcy, Manchester.—*John Bridgford*, Sheffield, Yorkshire, printer, Sept. 9 at 10, District Court of Bankruptcy, Sheffield.—*Thomas Raybould*, Brockmoor, Kingswinford, Staffordshire, miller, Sept. 16 at half-past 10, District Court of Bankruptcy, Birmingham.—*Wm. Yates*, Shelton, Staffordshire, earthenware manufacturer, Sept. 12 at half-past 10, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 8.

*John Parker*, Oxford, brewer.—*Jonathan Peniston*, Liverpool, drysalter.—*Wm. Potter*, Birkenhead, Cheshire, and Liverpool, merchant.—*William Sage*, New Breatford, and Lampton, Middlesex, tallow chandler.—*Jos. Lowe*, Lenton, Nottinghamshire, lace maker.—*John Holmes*, Sheffield, Yorkshire, cutlery manufacturer.—*George Hobson Steer*, Sheffield, Yorkshire, commission agent.—*C. A. Wason and W. Lishan*, West Cornforth, and Thringston, near West Cornforth, Durham, lime burners.—*Saml. Williamson*, Liverpool, inc.—*Edward Roberts*, Denbigh, currier.—*T. Riddale* the younger, Milton next Gravesend, Kent, ironmonger.—*dw. G. Shackel*, Leadenhall-street, London, grocer.—*E. Arbett*, Skinner's-place, Sise-lane, London, banker.—*John Ken*, Dawley, Shropshire, retail brewer.

## FIAT ANNULLED.

*Thomas Brignall*, South Mimms, near Barnet, Middlesex, keeper.

## SCOTCH SEQUESTRATIONS.

*Wm. C. Cunningham*, Glasgow, merchant.—*Jas. M'James*, Linburgh, insurance broker.—*Jas. Muir*, Kilmarnock, merchant.—*John M' Rae*, Moy-bridge, near Dingwall, merchant.—*Robt. Laidlaw*, Edinburgh, insurance broker.

## INSOLVENT DEBTORS

To have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John D. Gardner*, Canterbury, Kent, not carrying on any business, Aug. 24 at 10, County Court of Kent, at Canterbury.—*John Brian*, Beck Walls North, Staffordshire, shoe manufacturer, Aug. 28, County Court of Staffordshire, at Stafford.—*Chas. T. Vivian*, Redruth, Cornwall, hatter, Sept. at 10, County Court of Cornwall, at Redruth.—*Jas. Winstley*, Liverpool, blacksmith, Aug. 28 at 10, Liverpool District County Court, at Liverpool.—*John J. Jones*, Liverpool,

out of business, Aug. 28 at 10, Liverpool District County Court, at Liverpool.—*Rob. Gidney*, Heigham, Norwich, watch maker, Sept. 23 at 10, County Court of Norfolk, at Norwich.—*W. Stephens*, Llanfihangel Tallylyn, Brecknockshire, wheelwright, Aug. 21 at 10, County Court of Brecknockshire, at Brecknock.—*Jas. Watson* the younger, Thorne, Yorkshire, mariner, Aug. 28 at 1, County Court of Yorkshire, at Thorne.—*John Parr*, Killamareh, Derbyshire, innkeeper, Sept. 20 at 11, County Court of Derbyshire, at Chesterfield.—*J. Temple*, Roughton, Norfolk, shopkeeper, Sept. 28 at 3, County Court of Norfolk, at Holt.—*John W. Palmer*, Old Buckenham, Norfolk, grocer, Sept. 26 at 9, County Court of Norfolk, at Attleborough.—*Robert Jarvis*, Aylham, Norfolk, schoolmaster, Sept. 28 at 10, County Court of Norfolk, at Aylham.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Lancashire, at LANCASTER, Sept. 1 at 10.

*Wm. Parkinson*, Liverpool, out of business.—*E. Catherall*, Hulme, Manchester, commercial traveller.—*Robert Hanks*, Choriton-upon-Medlock, Manchester, commercial traveller.—*Thomas M. Nicholson*, Manchester, tailor.—*Thos. Robinson*, Oldham, out of business.—*John Harrison*, Little Bolton, Bolton-le-Moors, shopman to a grocer.—*Richard D. Nicholson*, Liverpool, out of employment.—*John Brown*, Manchester, blacksmith.—*Wm. France*, Liverpool, surgeon.—*Caleb Sam. Davenport*, Longlight, near Manchester, out of business.—*George B. Johnson*, Liscard, near Liverpool, share broker.—*Rachel Cardew*, Liverpool, out of business.—*Charles Casey*, Liverpool, retail dealer in ale.—*Thos. Bodford*, Helms, Manchester, out of business.—*Thomas Robinson*, Clitheroe, block printer.—*John Groves*, Hulme, Manchester, out of employment.—*John Brown*, Fleetwood-on-Wyke, coal dealer.—*Geo. Love*, Heaton Norris, near Manchester, milk seller.—*John H. W. Lodge*, West Derby, near Liverpool, out of business.—*Isaac Bradshaw*, Ashton-under-Lyne, quarryman.—*J. Rhodes*, Liverpool, manager of a public-house.—*Wm. Stewart*, Liverpool, manager of Chemical Works.—*Wm. Lawrence*, Flookburgh, near Cartmel, labourer.—*Andrew Brady*, Salford, provision dealer.—*Wm. Pickford*, Manchester, out of business.—*Geo. Ball*, Manchester, coal dealer.—*James Lomas*, Bury, butcher.

Sept. 2, at the same hour and place.

*Sam. Stott*, Ending, near Rochdale, labourer.—*William Mather*, Sutton, near Saint Helms, stone mason.—*Joseph Rutter*, Ardwick, Manchester, farmer.—*William Smallpage*, Blackburn, assistant to a draper.—*Richard Crewe*, Northgate, Blackburn, grocer.—*Michael Mellon*, Stricklandgate, Kendal, Westmoreland, new and second-hand clothes dealer.—*Peter M'Lean*, Newton-leath, near Manchester, out of business.—*John Warbrick*, Lytham, out of business.—*Robert Bennett*, Manchester, attorney.—*Wm. Evan Edwards*, Poulton-cum-Seacombe, near Liverpool, bookkeeper.—*Samuel Bickerton*, Oldham, out of business.—*Geo. Livesey*, Preston, retail dealer in ale.—*Major Booth*, Radcliffe, near Bury, out of business.—*Edward Dearden*, Ratcliffe-bridge, near Bury, grocer.—*John Clark*, Ratcliffe-bridge, near Bury, grocer.—*Jas. Cooke*, Manchester, grocer.—*Wm. Eccles*, Leyland, near Chorley, licensed victualler.—*Isaac Moss*, Liverpool, warehouse keeper.—*John Walker*, Liverpool, warehouse keeper.—*Richard Hill*, Lees, tin plate worker.

At the County Court of Gloucestershire, at GLOUCESTER, Sept. 11 at 10.

*George Horwood*, Kingstunley, out of business.

At the County Court of Cornwall, at BODMIN, Sept. 6 at 10.

*Wm. Madland*, Saint Austell, brewer.

At the County Court of Staffordshire, at STAFFORD, Aug. 28 at 10.

*David Stanley*, Stafford, out of business.—*John Dale*, Hanley, commission-agent.

The Gazette of last night contains an Order in Council, by which the sixty Judges of the New County Courts are to be remunerated by fixed salaries of 1000*l.* each, in lieu of fees, on and after the 30th of September next.

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N.B. These Statutes will, from the 1st of October next, wholly regulate the procedure in Magistrates' Courts.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury; in the County of Middlesex, at his Printing Office, situated in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunken in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, August 19, 1846.



# The Jurist

No. 607—VOL. XII.

AUGUST 26, 1848.

PRICE 1s.

\* \* *The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—*

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LONDON, AUGUST 26, 1848.

## MR. STEWART'S PROPOSAL FOR INSURING TITLES.

(Concluded from p. 331).

"This fund, then, would receive contributions for a certain period from every person who received benefit from the register. The purchaser would be exempted from all expense of inquiry into the title, and it is fair that he should pay something in this way. As the smaller purchaser would be most benefited, it is only fair he should pay most. These dealings are always, and should be, the most numerous, and this plan would, on all probability, greatly increase them. There would be payments also by the vendors, applicable to particular incumbrances, according to the state of the title. But, besides this, the fund would, in fact, rarely suffer. If the fiftieth title was bad, it does not follow that eviction would take place. Time would be constantly running, as against claimants. The Statutes of Limitations, and the doctrines as to presumption, would actually establish the title against all claims. But even if a claim were established, the fund would not necessarily suffer. If it appeared on the deeds, that the defect in the title had escaped the observations of the counsel employed, then the fund should pay; but if it arose on deeds or transactions suppressed by the vendor, or from any cause not included in the abstract, the person who received the money would have to pay in the first instance, and it would only be in the event of his failure in that, that the fund would actually suffer, although, as against the person losing the money, the fund must in the first instance pay.

"3. But there is a third point to be provided for. The premiums to be charged must not be too high. Now here I speak with more confidence, because these premiums, after the first examination is over, are to be

in lieu of the present large expense connected with the sale of land, and I have, therefore, more especially in small purchases of land, a wide margin. I do not think it necessary to enter into details as to the exact sum which it would be necessary to raise; but we have seen that, according to Sir E. Sugden's opinion, as to the state of our titles, two per cent. would be the most that it would be necessary to raise. Now, I have already told you, that in many small purchases and mortgages the expenses amount to thirty, and even fifty per cent., and this is confirmed by the evidence taken before the Lords' Committee. Need I say how much this class of vendors and purchasers, mortgagors and mortgagees, would gain if this expense were reduced to two per cent., or even to three per cent. But if I am right in my supposition, that large profits may be made by a company undertaking this risk, I doubt not that here, as in other cases, to all those having dealings in the commodity of land, the most effectual protection would be found in competition.

"I have not proposed this plan rashly. I have myself given it the utmost consideration. I have stated it to many eminent professional men, conveyancers and others. I have also consulted actuaries and others, within and out of the profession, and I have never yet heard the principle on which it rests shaken, but always confirmed. I shall be glad to hear fair and candid objections to it, and it is for the purpose of further discussions that I have thus ventured to bring it under public notice. The details would, no doubt, require a careful settlement; and the same difficulty which, in their infancy, beset the established systems of insurance, would be felt, and must be provided for in this by a wide margin. But this principle affords a means, and, I believe, the only effectual means, except some compulsory law as to the examination of titles, which would violate the rights of property, and be alien to our habits

and practice; by which the landowners can disentangle themselves from their present enormous difficulties. This plan which I propose would be in accordance with all our established practice; and would gradually, but surely, confirm and settle every title in the country, and give immediately a cheap and a ready mode of dealing with land.

"I have now laid before you the rough outline of the plan. Do not imagine that I suppose that it would be free from difficulties or from fraud. I can only say, that, in my opinion, it would be infinitely more free from these than the present system; and that it would enable persons freely to deal with land, and that by its means we might obtain those advantages which I alluded to in my first lecture:—First, security of tenure; secondly, facility of transfer; thirdly, certainty in point of time in all our arrangements respecting land; and, fourthly, a reasonable, moderate, and well-ascertained scale of expense attending our various dealings respecting it. These are what are wanted by the landowner; yes, and by the lawyer, too; for I have shewn you that many members of the Profession are calling for these, as necessary for carrying on their business. The plan, as I believe, would, first, relieve the seller of land from his present difficulty and danger; secondly, it would secure to the purchaser a safe title, at a small expense, and in a speedy manner; and, thirdly, it would provide an indemnity fund for persons who might be insured, by any improper dealing, under the new system.

"Before I conclude the present lecture, I wish it to be understood, that, in proposing this great change, I do not hold out any hope of dispensing with the use of the lawyer in dealings with land. When the interest of the Profession clashes with that of the public, it is the duty of the former to give way; but here I believe they do not clash; and it is as much the interest of the Profession as of the public to promote the ready transfer of real property. I find this expressed on all sides by members of the Profession, and more especially by solicitors, from many of whom I have received great assistance. I find in those countries in which registries are established on the principle for which I contend, that the professional classes who assist in dealings with land, are rich, powerful, and respected. Without legal assistance I do not believe that dealings in land can be safely conducted. I have no intention, because I think I have no power, of dispensing with this assistance. But I conceive that the charges may be made more moderate in each particular case, and better defined and regulated according to the amount of property. And believing, as I do, that if you establish a register on this plan, there would be twenty dealings where there is now one, I am satisfied that the last person who would complain of this alteration would be the lawyer. It is not his real interest, be assured, to support a system which scares the great majority of the public from having anything to do with the purchase of land."

Such is Mr. Stewart's explanation of the plan proposed by him. The idea of a title-insurance office will, no doubt, appear to many at first sight singular, but a little reflection will shew that it is not in any degree more singular than that of a life-insurance office. The principle of insurance is simple enough. It is this:

that the *average* of uncertainties may, in general, be measured, though the *individual uncertainty* cannot. Thus, for instance, though it is impossible to calculate how long a particular life will last, it is quite possible to calculate with a degree of precision inferior only to mathematical certainty, what will be the average duration of life in a body of a certain numerical extent. So, although it would be quite impossible to calculate what number of dry or of wet days there will be in any one year, it would be quite possible, if sufficient observations on the past were collected, to calculate how many there will be in a century or some other term of sufficient duration. It would seem, in fact, that events are only uncertain in their individual and separate character; but that all events of every known kind are certain to happen some given number of times, in reference to a given period, and a given number of objects of those events; that although, for instance, it is uncertain whether any individual person will live to a given age, it is certain, or almost certain, that the sum of the several ages at which any 10,000 people living in the same locality will die, will be a uniform quantity.

Now, what is there in the uncertainty attaching to titles which should exclude it from the application of this doctrine? A title to land never can be said to be perfectly certain. With all the care and skill that may be applied to its investigation, of course by reason of error or of concealment of facts, it may be subject to some unseen defect. The chances of defect will, of course, be in general in the inverse ratio to the amount of skill and care bestowed upon it. But the element of uncertainty in the detection of the defect at all, and in its detection, if at all, by the right person, comes in aid of its security; and various other questions affect it, which would, of course, render any *a priori* calculations as to the average of loss of estates by bad titles, impossible. But, as in all such cases, an approximation to the average may be obtained by a mixed process of observation and calculation, so that, with the aid of statistical investigation, and calculations founded thereon, it would be as easy to say what premium will cover the risk of assuring a title of any given kind, as it is to say what premium will cover the risk of fire or of life. It will be objected, doubtless, that the tables of insurance would be complicated, requiring to be varied according to a variety of circumstances; that the premiums that would cover the insurance of an estate that has been mortgaged and sold over and over again, and has been for generations before every conveyancer of eminence, would be different from that which would be required for a family estate continuing in the same family for generations; that a title in which there had been many entails could not be insured in the same way as one continuously in fee; that when you come to titles having apparent defects, such defects are of kinds so various, that the scale of premiums would be infinitely complicated. But conceding, that if, in reference to every species of defect, it were attempted to calculate the precise value of the contingency, and to apply an amount of premium perfectly proportionate to the contingency, the office would be impracticable, it is answered, that no such minute accuracy need be attempted in reference to this, any more than it ever is attempted in reference to any

ner species of insurance. All that is attempted in insurance, and all that need be attempted in title insurance, is to obtain an estimate of the mean of the various contingencies affecting titles of the same class, apprehending in each class different degrees of danger, as in life insurance the mean risk of life is taken, reference to what is generally termed a healthy life, though it is well known that there never are any two on a precise equality in point of health.

The objection, if any such be attempted, that such a step would destroy the occupation of the Profession, scarcely deserving of a moment's notice. In the first place, the thing to be considered is, not the occupation the legal Profession, but the improvement of the security and marketability of titles; and if that can only be obtained by the sacrifice of the Profession, why then the Profession had better wrap its robe around it and decently, for die it must. But, in the second place, is pure assumption to say that any such changes would really injure the Profession. That it would, after a first general investigation of titles, materially diminish the business of preparing and investigating abstracts we doubt not; but if it took effect by way of increasing the security and marketability of titles, in exactly the same ratio, or, perhaps, in a higher ratio, would increase the business of buying and selling estates, and all the professional business consequent thereon. Much more might be said upon the subject, but now leave it in the hands of our readers, hoping and believing that it will not be allowed to drop, and that some form and to some extent insurance of titles will be added to the business of insurance offices.

### London Gazette.

TUESDAY, AUGUST 22.

#### BANKRUPTS.

WARD BUTT, Croydon, Surrey, ironmonger, farrier, dealer and chapman, Aug. 31 and Oct. 6 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Taniland & Long, 30, Bouverie-st., Fleet-st., London.—Fiat dated Aug. 18.

CHAELE FOLETTI, late of Bateman's-row, Shoreditch, at now of Upper Somersford-street, Mile-end, Middlesex, working glass manufacturer, Aug. 31 at 2, and Oct. 6 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Taylor, 17, Pavement, Finsbury-sq.—Fiat dated Aug. 15.

MUND SMITH, Shide, near Newport, Isle of Wight, brick and tile maker, dealer and chapman, Sept. 7 at 12, and Oct. 3 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Westmacott & Pinniger, 28, John-street, Bedford-row.—Fiat dated Aug. 17.

GURLE MOBBES, Alfred-place, Alexander-sq., Brompton, Middlesex, coal merchant, dealer and chapman, (as a trader debited together with certain other persons trading with him as coal merchants, under the name, style, or firm of the limited Kent, Surrey, and General Coal Club Association, and carrying on business or having offices at No. 28, St. Mary-Strand-place, Old Kent-road, Surrey, at Dean-st., Soho, Middlesex, and at 125, Houndsditch, London), Sept. 2 at half-past 12, and Oct. 7 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Tarrant, Bond-court, Walbrook, London.—Fiat dated Aug. 1.

JOHN MORGAN the elder and JOHN MORGAN the younger, Hereford, carrying on business there and also at Lebury, Radnorshire, under the style or firm of John Morgan, Son, & Co., as woolstaplers, dealers and chapmen, Sept. 7 and Oct. 3 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Metteram & Co., Birmingham.—Fiat dated Aug. 18.

WILLIAM WEST, Stroud, Gloucestershire, builder, Sept. 5 and Oct. 10 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Wetchell, Stroud; Brisley, Pancras-lane.—Fiat dated Aug. 11.

THOMAS SHELL, Box, Wiltshire, quarrymaster, farmer, grocer, innkeeper, dealer and chapman, Sept. 4 and Oct. 10 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Bishop, 23, New Bridge-street, Blackfriars, London.—Fiat dated Aug. 15.

JOHN HORTOP, Plymouth, Devonshire, builder, dealer and chapman, Aug. 31 at 1, and Sept. 27 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Elworthy, Plymouth; Stogdon, Exeter; Surr & Gribble, Lombard-st., London.—Fiat dated Aug. 3.

JOHN WESTLAKE, alias JOHN CUNDY, (having always traded under the name of John Cundy), Tavistock, Devonshire, cattle salesman, dealer and chapman, Aug. 31 at 1, and Sept. 27 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Exeter; Baker & Co., Lime-st., London.—Fiat dated Aug. 17.

JOSEPH KIRKHAM, Liverpool, builder, Sept. 5 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Holden, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated Aug. 17.

WALTER THOMAS, Liverpool, boot and shoe maker, Sept. 5 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Clare, Liverpool; Dean & Son, Essex-st., London.—Fiat dated Aug. 14.

#### MEETINGS.

*Christopher Sims*, Dimmock's-wharf, Upper Ground-street, Surrey, wharfinger, Sept. 2 at half-past 2, Court of Bankruptcy, London, last ex.—*Hen. W. Lowery and John Bailey Brown*, Liverpool, brokers, Sept. 1 at 11, District Court of Bankruptcy, Liverpool, last ex.—*Thomas Bonser*, Newgate-market, London, meat salesman, and Merton, Surrey, farmer, Sept. 19 at 11, Court of Bankruptcy, London, and. ac.—*John Oliver*, City-road, Middlesex, cabinet manufacturer, Sept. 28 at 11, Court of Bankruptcy, London, and. ac.—*Hannah Ward*, Newgate-market, London, carcase butcher, Sept. 23 at 12, Court of Bankruptcy, London, and. ac.—*John Balaam*, Enfield, Middlesex, smith, Sept. 23 at half-past 1, Court of Bankruptcy, London, and. ac.—*Nathaniel Bowdler*, Cotton-st., Poplar, Middlesex, licensed victualler, Sept. 23 at 1, Court of Bankruptcy, London, and. ac.—*Henry Shaw*, Gerrard-street, Islington, Southampton-row, Russell-sq., and Sloane-st., Chelsea, Middlesex, china dealer, Sept. 23 at 11, Court of Bankruptcy, London, and. ac.—*Geo. Geering*, Arundel, Sussex, grocer, Sept. 22 at 12, Court of Bankruptcy, London, and. ac.—*John Edwards*, Great Sutton-st., Clerkenwell, Middlesex, carrier, Sept. 23 at 11, Court of Bankruptcy, London, and. ac.—*Gasper Weiss*, Liverpool, music seller, Sept. 18 at 11, District Court of Bankruptcy, Liverpool, and. ac.; Sept. 19 at 11, div.—*Thos. Hunter*, Bishopwearmouth, Durham, grocer, Sept. 13 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*John Dodgeon and George Bradbury*, Bishopsgate-street without, and Moor-lane, Fore-street, London, ironmongers, Sept. 12 at half-past 12, Court of Bankruptcy, London, div.—*Jas. Richardson*, Union-st., Spitalfields, Middlesex, glass dealer, Sept. 12 at 11, Court of Bankruptcy, London, div.—*W. Fry, Richard Fry, and Jonathan Chapman*, Saint Mildred's-court, Poultry, London, bankers, Sept. 13 at half-past 1, Court of Bankruptcy, London, div.—*Henry Hanks*, Gt. Surrey-street, Blackfriars, Surrey, shoe maker, Sept. 12 at 12, Court of Bankruptcy, London, div.—*Hen. Morris*, Liverpool, licensed victualler, Sept. 18 at 11, District Court of Bankruptcy, Liverpool, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*William Sugden*, Thomas-place, Gravel-lane, Southwark, Surrey, stone mason, Sept. 18 at half-past 12, Court of Bankruptcy, London.—*Hen. Cost*, Ivy-lodge, Clapton, Middlesex, publisher, Sept. 18 at 12, Court of Bankruptcy, London.—*Richard Baxter*, Hertford, innkeeper, Sept. 12 at 12, Court of Bankruptcy, London.—*John Every* the elder, Lewes, Sussex, iron founder, Sept. 15 at 11, Court of Bankruptcy, London.—*Thomas Sternberg*, Northampton, wine merchant, Sept. 15 at 1, Court of Bankruptcy, London.—*Joseph S. Peirce*, Southampton, and. ac., Sept. 15 at 1, Court of Bank-

ruptcy, London.—*Stephen Keen*, Hillingdon, Middlesex, brickmaker, Sept. 8 at 11, Court of Bankruptcy, London.—*George Perigal and Chas. Brady*, Clement's-lane, Lombard-street, London, wine merchants, Sept. 15 at 11, Court of Bankruptcy, London.—*John Trevers* the elder, Gloucester-place, Old Kent-road, Surrey, and *John Trevers* the younger, White-cottage, Apollo-buildings, East-lane, Walworth, Surrey, carpenters, Sept. 8 at 12, Court of Bankruptcy, London.—*Walter Foyer*, Newcastle-upon-Tyne, hatter, Sept. 13 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne. *Jas. Smith*, Macclesfield, Cheshire, railway contractor, Sept. 14 at 1, District Court of Bankruptcy, Manchester.—*Isaac R. Beckford*, Plymouth, Devonshire, retailer of beer, Sept. 13 at 11, District Court of Bankruptcy, Exeter.—*Richard Jewell*, Beeralston, Devonshire, boot maker, Sept. 13 at 11, District Court of Bankruptcy, Exeter.—*W. Smith*, Warley, Halifax, Yorkshire, worsted spinner, Sept. 15 at 11, District Court of Bankruptcy, Leeds.—*John Boote*, Audlem, Cheshire, maltster, Sept. 12 at 11, District Court of Bankruptcy, Liverpool.—*John Redman*, Liverpool, livery stable keeper, Sept. 13 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Hignett*, Liverpool, tobaccoist, Sept. 13 at 11, District Court of Bankruptcy, Liverpool.—*John Woodyat*, Whitton, near Northwich, Cheshire, joiner, Sept. 13 at 11, District Court of Bankruptcy, Liverpool.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 12.*

*Isaac Bass* the younger, Ipswich, Suffolk, painter.—*George Young*, Bristol, out of business.—*Thos. C. Medwin*, Holland-street, Clapham-road, Surrey, engineer.—*Chas. Brooks*, Vineyard, Lane-street, Surrey, carman.—*Louis G. Jullien*, Harley-street, Cavendish-square, Middlesex, music seller.—*Jos. Pritchard*, Harewood, Hereford, innkeeper.—*S. Mayer*, Burslem, Staffordshire, earthenware manufacturer.—*John Edwards*, Nag's Head-court, Gracechurch-st., London, ironmonger.—*Frederick Harris*, the Hill, near Leominster, Hereford, cattle dealer.

#### FIAT ANNULLED.

*Jos. Greenwood and Ben. Greenwood*, Bradford, Yorkshire, worsted spinners, (trading under the style or firm of J. and B. Greenwood).

#### SCOTCH SEQUESTRATIONS.

*Gregor Turnbull*, Glasgow, merchant.—*John Gordon*, Inverness, builder.—*Archibald Gibson & Company*, Inverness, leather merchants.—*Ivie Campbell*, Dalgig, New Cumnock, Ayrshire, cattle dealer.—*Dunlop Rowand & Company*, Glasgow, and Liverpool, merchants.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Walker*, Oxford, clerk to a college cook, Aug. 24 at 2, County Court of Oxfordshire, at Oxford.—*Geo. Rastall*, Fellingham, Lincolnshire, higger, Sept. 5 at 12, County Court of Lincolnshire, at Bourne.—*John Stubbs*, Shipley, Yorkshire, carpenter, Sept. 12 at 11, County Court of Yorkshire, at Bradford.—*George Wilcock*, Windhill, Calverley, Yorkshire, cloth manufacturer, Sept. 12 at 11, County Court of Yorkshire, at Bradford.—*Richard Delafield*, Plymouth, Devonshire, hair dresser, Sept. 19 at 11, County Court of Devonshire, at Plymouth.—*Joseph Oram*, Ashwick, Somersetshire, carpenter, Sept. 15 at 10, County Court of Somersetshire, at Wells.—*Thos. Conway*, Birmingham, working jeweller, Aug. 30 at 1, County Court of Warwickshire, at Birmingham.—*Wm. Summerhays*, Handsworth, Staffordshire, bricklayer, Aug. 30 at 1, County Court of Warwickshire, at Birmingham.—*Jas. Lee*, Wigan, Lancashire, farmer, Sept. 6 at 12, County Court of Lancashire, at Saint Helen's.—*Henry Land*, Hingham, Norfolk, baker, Sept. 23 at 10, County Court of Norfolk, at Norwich.—*George Thomson*, Brencley, Kent, tailor, Sept. 15 at 10, County Court of Kent, at Tonbridge-wells.—*Thomas C. Edwin M' Cann*, Leigh, Worcester, plumber and glazier, Sept. 19 at 10, County Court of Worcestershire, at Worcester.—*Richard Constable*, Pitchcomb, Gloucestershire, farmer, Sept. 12 at 10, County Court of Gloucestershire, at Stroud.—*Richard Smith*, Cheltenham, Gloucestershire, hair dresser, Sept. 20 at 10, County Court of Gloucestershire, at Cheltenham.—*Henry Stevenon*, Thorventon, Devonshire, out of

business, Sept. 14 at 10, County Court of Devonshire, at Tiverton.—*George Ellis*, Birmingham, dealer in poultry, Aug. 30 at 1, County Court of Warwickshire, at Birmingham.—*Thos. Allday*, Birmingham, butcher, Aug. 30 at 1, County Court of Warwickshire, at Birmingham.—*George Cox*, Wilsbech, machine maker, Sept. 8 at 6, County Court of Cambridgeshire, at Wisbech.—*Jos. Shepherd*, Liverpool, licensed victualler, Aug. 28 at 10, Liverpool District County Court, at Liverpool.—*Henry Ker*, Birkenhead, Cheshire, shoemaker, Aug. 29 at 10, County Court of Cheshire, at Birkenhead.—*Francis Balkwill*, Liverpool, out of business, Aug. 28 at 10, Liverpool District County Court, at Liverpool.—*Thos. Case*, Runcorn, Cheshire, surgeon, Sept. 12 at 11, County Court of Cheshire, at Runcorn.—*John Kistlingbury*, Earlsley, Berkshire, plumber, Aug. 31 at 2, County Court of Berkshire, at Wantage.

*Saturday, Aug. 19.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Can.*

*Wm. Pollitt*, Yew Tree, otherwise Toad-hall, near Blackburn, Lancashire, farmer, No. 66,672 C.; *John Salisbury*, assignee.—*Henry Taylor*, Preston, Lancashire, licensed victualler, No. 69,393 C.; *Henry Breakell*, assignee.—*Robert Tiplady*, Whitby, Yorkshire, fishmonger, No. 69,421 C.; *Appleton Stephenson*, assignee.—*Wm. Collins Smith*, Aston Ingham, Herefordshire, barrister at law, No. 69,527 C.; *Ed. Taylor and Wm. Clerk*, assignees.—*Rich. Hailwood*, Holme, Manchester, grocer, No. 69,689 C.; *John Moss* and *Joseph Lomax*, assignees.—*Rich. Barker*, Oldham, Lancashire, licensed victualler, No. 69,778 C.; *Samuel Gould* and *Thos. Brockie*, assignees.—*John Leigh*, Liverpool, saddler, No. 69,789 C.; *John Wilson*, assignee.—*Peter Vernon*, Ashton Mackerfield, near Newton in the Willows, Lancashire, out of business, No. 69,796 C.; *Philip Hindley*, assignee.—*Joseph Moss*, Lancaster, slater, No. 69,858 C.; *Edmund Jackson*, assignee.—*John Mason*, Liverpool, bricklayer, No. 69,909 C.; *Henry Douglas Cooke*, assignee.—*John Hardcastle* the younger, Dodington-grove, Kennington, Surrey, fancy wooden manufacturer, No. 59,805 T.; *Robert Hird*, assignee.—*Wm. Bowen*, Bermondsey-street, Southwark, Surrey, shopman to a grocer, No. 59,880 T.; *Thomas Boutts*, assignee.—*Jos. Mitchell*, Bayham-street, Camden-town, Middlesex, builder, No. 59,982 T.; *Robert Ward*, assignee.—*Isabel's Larbalestier*, Fore-street, Cripplegate, London, farmer, No. 60,011 C.; *Richard Henry Poland*, assignee.—*Wm. Beattie*, Globe Wharf, Surrey Canal-bridge, Old Kent-road, Surrey, cowkeeper, No. 60,077 C.; *John Archer*, assignee.

*Saturday, Aug. 19.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Joseph Thos. Townsend*, Wilmington-st., Wilmington, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*George Trieschmann*, Whitecross-st., St. Luke's, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*Betty Davies*, Little Knight-ryde-st., Doctors'-commons, London, licensed victualler: in the Debtors Prison for London and Middlesex.—*James Potter*, Luton, Bedfordshire, straw plait dealer: in the Debtors Prison for London and Middlesex.—*John Shury*, Seymour-place, Wandsworth-road, Surrey, printer: in the Guild of Horsemonger-lane.—*Robert Collinson*, Newman-street, Oxford-st., Middlesex, furniture dealer: in the Debtors Prison for London and Middlesex.—*Owen Richards*, Garden-cottage, St. Ann's-road, Brixton, Surrey, law bookseller: in the Debtors Prison for London and Middlesex.—*Joseph Dwyer*, St. John-street, West Smithfield, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Ed. Russell*, Nutford-place, Edgeware-road, Middlesex, accountant: in the Debtors Prison for London and Middlesex.—*G. Lindsay*, Old North-street, Red Lion-square, Middlesex, butcher: in the Debtors Prison for London and Middlesex.—*Fred. G. Providence*, buildings, New Kent-road, Surrey, hat manufacturer: in the Debtors Prison for London and Middlesex.—*John Wanstall*, Margate, Kent, shipwright: in the Debtors Prison for London and Middlesex.—*Thomas Wm. Stewart*, Great Portland-st., Portland-place, Middlesex, lieutenant in

ber Majesty's 1st West India regiment: in the Queen's Prison.—*Richard Hodson*, Walcot-place, Lambeth, Surrey, printer: in the Gaol of Horsemonger-lane.—*Wm. Tooth*, Broad-street, Lambeth Butts, Surrey, engineer: in the Gaol of Horsemonger-lane.—*Thomas Emney*, Stratford-place, Oxford-street, Middlesex, butler: in the Debtors Prison for London and Middlesex.—*Amos Glenister*, Luton, Bedfordshire, and Little Northampton-st., Clerkenwell, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*J. Holland*, Clement's-inn, Strand, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*J. Jones*, Belgrave-place, Eaton-square, Pimlico, Middlesex, attorney: in the Debtors Prison for London and Middlesex.—*James Longstreet*, Fetter-lane, Holborn, London, eating-house keeper: in the Debtors Prison for London and Middlesex.—*P. J. M. J. B. Pavia*, Lombard-street, Bouverie-st., Fleet-street, London, commission-agent: in the Debtors Prison for London and Middlesex.—*Thos. Stutter*, Church-row, Bethnal-green-row, Middlesex, printer: in the Debtors Prison for London and Middlesex.—*Wm. Young*, Orchard-place, Brixton, Surrey, carpenter: in the Gaol of Horsemonger-lane.—*Geo. Livesey*, Preston, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—*Daniel Wild*, Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*John Clark*, Bury, Lancashire, grocer: in the Gaol of Lancaster.—*Geo. Bell*, Manchester, coal dealer: in the Gaol of Lancaster.—*Edward Dearden*, Ratcliffe-bridge, near Bury, Lancashire, grocer: in the Gaol of Lancaster.—*Wm. Branscombe*, Torquay, Tormoham, Devonshire, boot maker: in the Gaol of St. Thomas the Apostle.—*Thomas Grant*, Dodbrook, Devonshire, out of business: in the Gaol of St. Thomas the Apostle.—*Chas. A. Nall*, Spurrigergate, Yorkshire, sharebroker's clerk: in the Gaol of York.—*James Gibbs*, Fenny Stratford, Buckinghamshire, blacksmith: in the Gaol of Aylesbury.—*A. Weiss*, Westoe, South Shields, Durham, commission agent: in the Gaol of Durham.—*John George*, St. Blazey, Cornwall, tin plate worker: in the Gaol of Bodmin.—*Major Booth*, Radcliffe, near Bury, Lancashire, out of business: in the Gaol of Lancaster.—*James Brabin*, Salford, Lancashire, bookkeeper: in the Gaol of Lancaster.—*Edward Lister*, Balby, near Doncaster, Yorkshire, out of business: in the Gaol of York.—*Joseph Morton*, Mirfield, near Dewsbury, Yorkshire, card maker: in the Gaol of York.—*Wm. P. Wallace*, Scincinton, Nottinghamshire, brush maker: in the Gaol of Radford Peverel.—*Nathaniel Marshall*, Basford, Nottinghamshire, out of business: in the Gaol of Radford Peverel.—*James Twigg*, Nottingham Barracks, Nottinghamshire, serjeant in the 3rd Regiment of Dragoon Guards: in the Gaol of Nottingham.—*John Furlong*, Fishguard, Pembrokeshire, innkeeper: in the Gaol of Haverfordwest.—*Wm. Pickford*, Manchester, out of business: in the Gaol of Lancaster.—*Thos. Taylor*, Oldham, Lancashire, joiner: in the Gaol of Lancaster.—*Fred. Burgess*, Bradford, Yorkshire, woolstapler: in the Gaol of York.—*Jos. Bricknell*, Bledington, Gloucestershire, farmer: in the Gaol of Gloucester.—*Elizabeth Lee*, Oxford, cork cutter's widow: in the Gaol of Oxford.—*Joseph Ellis*, Ardwick, Manchester, joiner: in the Gaol of Lancaster.—*Thomas Smith*, Selby, Yorkshire, ship builder: in the Gaol of York.—*Saml. Lee*, Shelf, near Halifax, Yorkshire, cotton warp dyer: in the Gaol of York.—*Joseph Butler*, Newtown, near Leeds, Yorkshire, butcher: in the Gaol of York.—*Robert Irvine*, Leeds, Yorkshire, commission agent: in the Gaol of York.—*Wm. Nalbe*, Hastings, Sussex, sail maker: in the Gaol of Dover.—*Martin Gouldsbrough*, Crow Trees Colliery, Durham, blacksmith: in the Gaol of Durham.—*P. Wardropper*, Bishop Wearmouth, Durham, chemist: in the Gaol of Durham.—*Wm. Thomas*, Haverfordwest, innkeeper: in the Gaol of Haverfordwest.—*Thos. Holmes*, Pitchcombe, Gloucestershire, gardener: in the Gaol of Gloucester.—*Robt. Hendy*, Winchester, Southamptonshire, innkeeper: in the Gaol of Winchester.—*T. Plumley* the younger, Long Ashton, Somersetshire, grocer: in the Gaol of Wilton.—*Thos. Plumley*, Bower Ashton, Long Ashton, Somersetshire, market gardener: in the Gaol of Wilton.—*Israel Apsey*, West Coker, near Yeovil, Somersetshire, baker: in the Gaol of Wilton.—*George Newcome*, Batley, near Dewsbury, Yorkshire, cloth manufacturer: in the Gaol of York.—*Samuel Hirst*, Dewsbury, Yorkshire, seedsman: in the Gaol of York.—*Wm. Dibb*, Allerton Bywater, near Pontefract, Yorkshire, potter: in the Gaol of York.—*Paul Hurdus*, Allerton, Bywater, near Pontefract, Yorkshire, potter: in the Gaol of York.—*William Taylor*, Golcar, near

Huddersfield, Yorkshire, commission agent: in the Gaol of York.—*Wm. Moss*, Harrogate, Yorkshire, hosier: in the Gaol of York.—*C. Gott*, Scarborough, Yorkshire, brick maker: in the Gaol of York.—*Gabriel Machin*, Reading, Berkshire, grocer: in the Gaol of Reading.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Cornwall, at BODMIN, Sept. 6 at 10.*  
*John George*, St. Blazey, tin-plate worker.

*At the County Court of Bedfordshire, at BEDFORD, Sept. 22 at 1.*

*John Bartram*, Dunstable, out of business.

*At the County Court of Warwickshire, at COVENTRY, Sept. 9 at 2.*

*Richard Wallbank*, Birmingham, dealer in rolled metals.

*At the County Court of Kent, at MAIDSTONE, Sept. 8.*

*Edwin Johnson*, Isle of Sheppy, Sheerness, baker.

*At the County Court of Worcestershire, at WORCESTER, Sept. 19.*

*H. F. H. Anderson*, Worcester, out of business.—*J. Nott*, Lowesmore, grocer.

*At the County Court of Monmouthshire, at MONMOUTH, Sept. 15 at 10.*

*James Todd*, Abergavenny, mineral surveyor.

*At the County Court of Pembrokeshire, at HAVERFORDWEST, Sept. 7 at 2.*

*John Furlong*, Fishguard, innkeeper.

#### INSOLVENT DEBTOR'S DIVIDEND:

*James Henry Gasson*, Rye, Sussex, tailor, Aug. 29, at Smith's, Rye, Sussex: 7½d. in the pound.

FRIDAY, AUGUST 25.

#### BANKRUPTS.

**JOSEPH GREEN**, Hunsdon, Hertfordshire, blacksmith, grocer, and general shopkeeper, dealer and chapman, Sept. 4 at 12, and Oct. 10 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Buchanan, Basinghall-street.—Fiat dated Aug. 23.

**DAVID HEATHCOTE MORGAN**, Peckham-walk, Old Kent-road, Surrey, coal merchant, dealer and chapman, Aug. 31 at half-past 11, and Oct. 6 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Lawrance & Plews, Old Jewry-chambers, City.—Fiat dated Aug. 17.

**WILLIAM TURNER**, Bun-house-place, Chelsea, Middlesex, livery stable keeper and job master, dealer and chapman, Aug. 31 at 11, and Oct. 6 at half-past 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Garry, 39, Chancery-lane, London.—Fiat dated Aug. 21.

**ELIZABETH CURTIS** and **THOMAS JOSEPH CURTIS**, Aylesbury, Buckinghamshire, plumbers, painters, and glaziers, Sept. 8 at 1, and Oct. 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Parrott, Aylesbury; Hindmarsh & Son, Crescent, Jewin-street.—Fiat dated Aug. 21.

**EDWARD SOMMERS**, Motcomb-street, Belgrave-square, Middlesex, baker, dealer and chapman, Sept. 7 at 1, and Oct. 10 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Hull, Uxbridge, Middlesex; Martin, 17, Salisbury-square, Fleet-street.—Fiat dated Aug. 21.

**WILLIAM PAYNE**, Lewes, Sussex, clothier and draper, dealer and chapman, Sept. 7 at half-past 1, and Oct. 10 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. King, 16, North-buildings, Finsbury-circus.—Fiat dated Aug. 16.

**HENRY HUTCHENS**, Portsea, Southampton, timber merchant, brick maker, dealer and chapman, Sept. 13 at 2, and Oct. 10 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Devereux, Portsmouth; Watson & Sons, 12, Bouverie-street, Fleet-street.—Fiat dated Aug. 23.

**STEPHEN THOMAS SMALL**, Nottingham, wine merchant, dealer and chapman, Sept. 8 and Oct. 6 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleson; Sol. Cowley, Nottingham.—Fiat dated Aug. 16.

**HANNAH MINCHEW**, widow, Bilston, Staffordshire, grocer, provision dealer, and bookseller, Sept. 2 and 28 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Williams, Bilston; Motteram & Co., Birmingham.—Fiat dated Aug. 15.

**ARCHIBALD DICKSON**, Narberth, Pembrokeshire, grocer and tea dealer, Sept. 7 and Oct. 5 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Smith, Bristol; Clarke & Co., Lincoln's-inn-fields, London.—Fiat dated Aug. 14.

**EDWARD VOASE WALKER**, Bradford, Yorkshire, worsted spinner and manufacturer, dealer and chapman, Sept. 5 and 29 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Barrett, Bradford; Messrs. Barrett, Leeds; Singleton, Great James-street, London.—Fiat dated Aug. 18.

**JOHN SIMPSON**, Tadcaster, Yorkshire, at present out of business, (previously of Kirby-wharf, Yorkshire, corn dealer, cattle jobber, dealer and chapman), Sept. 5 and 29 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Baillie, Tadcaster; Cariss, Leeds; Sudlow & Co., Bedford-row, London.—Fiat dated Aug. 5.

**FREDERICK LIMBACH**, Kingston-upon-Hull, ship chandler and ship broker, dealer and chapman, Sept. 6 and Oct. 11 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carrick; Sols. Sidebottom, Hull; Bell & Co., Bow Church-yard, London.—Fiat dated Aug. 14.

**TERENCE BELLEW M'MANUS**, Liverpool, commission agent and broker, dealer and chapman, Sept. 18 at 12, and Sept. 29 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cassove; Sols. Yates, jun., Liverpool; Holme & Co., New-inn, London.—Fiat dated Aug. 16.

**WILLIAM BARLOW** and **THOMAS BRADBURY**, Manchester, carrying on the trade or business of tailors and woollen drapers, under the style or firm of Barlow, Bradbury, & Co., Sept. 7 and 29 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Moseley, Manchester; Mitton & Co., 23, Southampton-buildings, Chancery-lane, London.—Fiat dated Aug. 17.

**JAMES PATTERSON**, North Shields, Tynemouth, Northumberland, ship owner, dealer and chapman, Aug. 31 at half-past 10, and Oct. 6 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Lowrey, North Shields; De Medina, 13, Crosby-hall-chambers, Bishopsgate-st., London.—Fiat dated Aug. 18.

#### MEETINGS.

*Geo. Heskelh*, Manchester, straw bonnet dealer, Sept. 4 at 12, District Court of Bankruptcy, Manchester, last ex.—*John Ellis*, Preston, Lancashire, cotton spinner, Sept. 6 at 12, District Court of Bankruptcy, Manchester, last ex.—*Richard Ellerbeck*, Pilkington, Lancashire, cotton spinner, Sept. 8 at 12, District Court of Bankruptcy, Manchester, last ex.—*Ben. Smith*, Ashton-under-Lyne, Lancashire, tailor, Sept. 6 at 11, District Court of Bankruptcy, Manchester, last ex.—*James Williamson*, Glasgow, Lancashire, innkeeper, Sept. 5 at 12, District Court of Bankruptcy, Manchester, last ex.—*Jonathan Higginson* and *Rich. Deane*, Liverpool, merchants, Sept. 6 at 11, District Court of Bankruptcy, Liverpool, last ex.—*Joseph Hill*, Birmingham, jeweller, Sept. 16 at half-past 10, District Court of Bankruptcy, Birmingham, and so.—*Thos. Richard Withers*, Rumbidge, Eling, Southampton, merchant, Sept. 19 at 11, Court of Bankruptcy, London, div.—*Robert Blake Webb*, Bury St. Edmunds, Suffolk, draper, Sept. 19 at half-past 1, Court of Bankruptcy, London, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Jas. B. Rush*, Mylne-st., Claremont-sq., Middlesex, cattle dealer, Sept. 15 at 1, Court of Bankruptcy, London.—*John Haddock*, Bury St. Edmunds, Suffolk, pawnbroker, Sept. 19 at half-past 12, Court of Bankruptcy, London.—*Chas. Terry*, Shoe-lane, London, quill merchant, Sept. 18 at 1, Court of Bankruptcy, London.—*Owen Kelly*, Cannon-street, and Dowry-lock, Upper Thames-st., London, coal merchant, Sept.

19 at 1, Court of Bankruptcy, London.—*Rich. Penwarden*, Llancoaston, Cornwall, saddler, Sept. 27 at 11, District Court of Bankruptcy, Exeter.—*Hen. Hollis*, Liverpool, tea dealer, Sept. 18 at 11, District Court of Bankruptcy, Liverpool.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 18.*

*Wm. Henry Hyde*, Newcastle-under-Lyme, and Hasley, Stoke-upon-Trent, Staffordshire, printer.—*John B. Sims*, Brentwood, Essex, innkeeper.—*Thos. Samson Jukes*, Winchester-street, London, tailor.—*Robt. Burr*, Bentinck-street, Manchester-sq., Middlesex, upholsterer.—*Joshua Harrison*, Nottingham, stove grate manufacturer.—*George S. Nash* and *Thos. I. Glennie*, Farringdon-st., Snow-hill, London, general ironmongers.—*James C. Welton*, Crown-row, Mile-end-road, Middlesex, flour factor.—*Edmund Townsend*, Hungerford-market, and Grosvenor-street West, Piccadilly, Middlesex, fishmonger.—*Ben. Yeates*, Monmouth, draper.—*Geo. W. Duns*, High-street, Southwark, Surrey, jeweller.—*Joseph Nott*, Poole, Dorsetshire, currier.—*John Bewan*, Bridgestow, Devonshire, tanner.—*David Simons*, Trowbridge, Wiltshire, general dealer.—*Jos. Vowles*, Compton Bishop, Somersetshire, trade dealer.—*Chas. Radenhurst*, Birmingham, eating-house keeper.—*Thos. Blenkarn*, Chancery-lane, Middlesex, law bookseller.—*John Beale*, Cadoxton, Glamorganshire, grocer.

#### PARTNERSHIP DISSOLVED.

*Christopher John Newstead* and *Henry Charles Wilkin*, York, attorneys and solicitors, (carrying on business under the firm of Newstead & Wilkinson).

#### SCOTCH SEQUESTRATIONS.

*John Auld*, Bonnyhead, Denny, corn dealer.—*Peter Delgairne*, Dundee, merchant.—*John Mc Clymont*, Glasgow, wright.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Haward*, Waincayre, Glasbury, Radnorshire, farmer, Sept. 28 at 10, County Court of Brecknockshire, at Hay.—*Daniel Murgatroyd*, Rochdale, Lancashire, joiner, Sept. 28 at 12, County Court of Lancashire, at Rochdale.—*Pender L. Stooke*, Hereford, commission agent, Sept. 14 at 10, County Court of Herefordshire, at Hereford.—*John Mason*, Wenslow Tump, Much Birch, Herefordshire, victualler, Sept. 11 at 10, County Court of Herefordshire, at Hereford.—*Hen. A. Bradehaw*, Bridgnorth, Shropshire, veterinary surgeon, Sept. 14 at 10, County Court of Shropshire, at Bridgnorth.—*Den. Yardley* the elder, Bridgnorth, Shropshire, cooper, Sept. 14 at 10, County Court of Shropshire, at Bridgnorth.—*Jos. Roper*, Nottingham, schoolmaster, Sept. 14 at 9, County Court of Nottinghamshire, at Nottingham.—*David Widdowson*, New Basford, Nottinghamshire, bookkeeper, Sept. 14 at 9, County Court of Nottinghamshire, at Nottingham.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Kent, at MAIDSTONE, Sept. 8.*  
*Thomas Hicks*, Milton next Gravesend, out of business.—*John Wray*, Ashford, brewer.

*At the County Court of Kent, at DOVER, Sept. 23 at 10.*  
*Wm. Nabbs*, Hastings, Sussex, sail maker.

*At the County Court of Sussex, at LEWES, Sept. 18.*  
*George Goddard*, Hellingly, near Hailsham, out of business.—*Henry Railton*, Brighton, tailor.—*William Cox*, Brighton, baker.

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LONDON, SEPTEMBER 2, 1848.

As several points have been determined under the Trustees' Relief Act, 10 & 11 Vict. c. 93, we have thought that it may be convenient to our readers to have them collected. We pass over those affecting the question, whether a trustee should be served with a petition presented by *cestuis que trustent* under the act, as that point is now settled by the General Order of the 10th June, 1848, rule 5. (See 12 Jur. 241). In *Ex parte Fletcher, re Fletcher*, (12 Jur. 619), a question arose out of what fund the costs of the petition should be paid. The principal fund had been paid in under the act, by the trustees, and the tenant for life presented her petition to have the dividends paid to her for life, first paying the costs out of the capital. The case occurred before the General Order of 10th June, and when the balance of authority was in favour of not serving the trustees, and neither the trustees, nor the persons entitled in remainder, were before the Court. The Vice-Chancellor Knight Bruce refused, under these circumstances, to allow any portion of the capital belonging to third parties, after the petitioner's death, to be applied to the payment of costs. The circumstances of this case cannot of course occur again, as the trustees must now (by the Order of 10th June) be served with notice of such an application by a tenant for life; but the principle of the decision seems applicable as well to future cases, on the subject of giving costs out of the corpus of the fund. For, if the Vice-Chancellor would have so given the costs, on the trustees; or the remaindermen appearing and opposing, he would of course have given them in their absence. He appears, therefore, to have decided that the costs of an application by a tenant for life will not be given out of the fund unless the remaindermen consent.

In *Ex parte Peart* (12 Jur. 620) the same point was  
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determined by Vice-Chancellor Knight Bruce in the same way. That case also occurred before the order of the 10th June, and the remaindermen were not served. It is not stated whether the trustees were; but it is presumed they were not.

But where a petition was presented by some of several legatees to whom a legacy was given, for payment of their share, and the usual inquiries were requisite, the Vice-Chancellor of England doubted whether the estate of the testator ought not to bear the costs. "It was a question," he said, "whether the petitioners ought to bear the costs of these inquiries. The object of the act was merely to release trustees; and it never was the intention of the Legislature to make *cestuis que trustent* pay costs, which, before the act, would have been borne by the estate of the testator." (*Re Sharpe*, 12 Jur. 492). Ultimately an order for the usual inquiries was made, but the question of costs was not determined.

In *Re Parry* (6 Hare, 306) a question arose as to what persons are competent under the act to transfer funds into Court. The words of the act are, that "trustees or other persons having any annuities standing in their names in the books, &c., or any government or parliamentary securities standing in their names, or in the names of any deceased persons of whom they shall be personal representatives upon any trusts whatever, or the major part of them, shall be at liberty," &c.

The question was, whether two surviving trustees out of four could pay the fund into court. It was suggested that they were neither *trustees* nor *executors* of a trustee; that the court held the case within the act. We confess that we should have been greatly surprised at any other decision; for the survivors of several trustees are clearly trustees; thus far, that all the estate, interest, right, and powers of the original trustees, vest in them by force of the very terms of the gift to them. By trustees the act must have meant

actual trustees. By personal representatives of a deceased trustee, it must of course have meant personal representatives in whom, as such, the trust estate has vested.

In *Ex parte Wood*, (15 Sim. 469), the application was by the widow of a person entitled absolutely to the fund in default of issue of the marriage. The petition alleged a bequest by the husband to the petitioner, and that there was no issue of the marriage; and this, the material fact, was verified by affidavit. But the Court refused to make the order on affidavit, and required a reference to the Master to ascertain the fact that there was no issue.

We have in a previous commentary on the 10 & 11 Vict. c. 96, observed, that it has been long ago determined that the Court will, under that act, adjudicate on a contested construction of an instrument creating a trust. It is quite certain that such is the practice; but at the same time it is not to be concluded that the Court will in every such case adjudicate. Probably, since the Order of 10th June, 1848, all parties materially interested being necessarily before the Court, many cases will be dealt with on petition, which, before that Order, would have been required to be made the subject of a bill.

### Rebibo.

#### *Observations on the Offices of the Masters in Chancery, &c.* [Stevens & Norton, 1848.]

The pamphlet above referred to deserves the serious perusal of every one who takes interest in Chancery reforms. It proceeds from the pen of one of the most experienced Masters of the Court of Chancery; and in the quiet unassuming style in which its suggestions and arguments are couched, those who have had the advantage of conducting their Master's Office business before him, will recognise the manner of the lawyer and the gentleman, whom they have seen patiently listening, and quietly, yet firmly deciding, in one of the most shady of the many shady recesses of Southampton Buildings\*. The principal object of Master Farrer's pamphlet is to consider some of the grounds of complaint that have been made against the Master's Offices, and some of the specific remedies that have been proposed. As might be expected, the author disapproves of many of the objections and proposed remedies. But, as might not be expected, he does concur in attributing some defects to the system, and he does approve of some and rather material alterations. Before proceeding to discuss the general subjects of the pamphlet, we will, however, quote, from Master Farrer, his exceedingly lucid statement of the duties of the Master, as the clear perception of what the Master is and has to do, is quite essential to the inquiry how far he and his functions ought to be meddled with.

"Before," he says, "the chief duties of the Masters are noticed, it may be useful to give a general classification of the causes heard before the superior courts; they may be arranged under three heads.

"1st. Causes in which the pleadings and evidence bring the subject in litigation so fully before the Court, that it is able to pronounce a perfect decree

'at the hearing and dispose of the whole subject of litigation, so as to make an end of the suit.

"2nd. Causes in which either the evidence does not satisfy the mind of the judge, who thinks further inquiry justifiable and necessary, or questions are raised by the answers, (there being no evidence), upon which inquiries at the request of the counsel are consented to by the Court, or the Court itself views the cause as one in which it cannot make a decree full and satisfactory to itself without inquiries being directed. In such causes decrees are made consisting of directions to the Master to make inquiries, sometimes very numerous and special; the object is to ascertain facts; but, in order to ascertain facts, questions of law must be decided by the Master, to whom, indeed, they are sometimes expressly referred.

"3rd. Causes instituted by creditors, legatees, next of kin, partners, executors, or trustees, &c.: these are generally called short causes, that is, the minutes are agreed upon, and, without argument before the Court, decrees are made containing orders and directions to the Master.

"In both these second and third classes of causes generally, and always in the third, the real litigation commences in the Master's Office, and that not between the parties in the cause only, but by the terms and effect of the decree, between other persons, not parties, who are invited to come into the Master's Office and establish their claims. In this way a cause which, before the decree is confined to A. and B., plaintiffs, &c. and D., defendants, expands itself into a variety of branches or subordinate suits, which, under the title of states of facts and counter states of facts, charges, claims, counter charges and claims respectively, are brought before the Master, and being supported by evidence, namely, deeds and other documents, depositions, affidavits, examination of witnesses, written interrogatories, or *viva voce* examination before the Master, are put into the form of a report to the Court.

"We now proceed to make a few observations upon the office and chief duties of a Master in Chancery.

"A Master in Chancery is an officer placed in very peculiar circumstances: called 'Master,' he is a judicial assistant to the Lord Chancellor and the other four superior judges; not called a judge, he decides and reports upon cases involving interests of unlimited amount, depending upon complicated facts and questions of nice and doubtful law.

"The accounts of trustees, executors, administrators, &c. are referred to the Master—items arise in many, if not most, of this class of references involving questions of law and fact which are decided by the Master. The creditors' and legatees' claims that are brought in under decrees for administering the estates of testators and intestates are often strongly contested. So, in passing the receiver's accounts, items are frequently brought before the Master. Again, he directs the production of deeds, books, and other documents.

"He has duties to perform which the superior judges of the Courts of Chancery never discharge; for instance, witnesses are examined, and cross-examined *viva voce* before him, sometimes by solicitors, sometimes by counsel of the common law, as well as of the Chancery bar; he has to decide questions of disputed evidence; written interrogatories for the examination of parties in the cause are settled by the Master.

"He is a quasi arbitrator or referee. When it is thought advisable to compromise a cause to which infants and married women are parties, and terms of compromise have been agreed upon by all parties competent to bind themselves, it is referred to the Master to report whether the compromise is fair and proper and for the benefit of the parties not *sui juris*, and whether the same, with any and what variations, should be adopted.

\* Among other reforms in the Master's Office, surely a little increase of cheerfulness in the air and fitting up of their rooms might be attempted. The Masters are not in general young men, and the business transacted in their office is not of a particularly lively kind. Why should the rooms themselves be the darkest; the most dingy; the most cheerless and sepulchral looking vaults that can be contrived by the greatest possible abandonment of window light, of paint and whitewash, of furniture, and of everything having the slightest tendency to gladden the eye?

"It is referred to the Master to appoint receivers and consignees, and to fix the compensation to be made to them, by commission or per-centage on their receipts; to appoint trustees and guardians of infants, and to approve the allowance to be made for the maintenance and education of the latter; to inquire into the propriety of proposed marriages of the wards of the Court; to arrange the terms of settlements previous to their marriage; to arrange the terms of building, farm, and all other sorts of leases, trust and other deeds and instruments. Again, if issues are to be tried before a jury, or cases sent to a court of law, it is referred to the Master to settle them. Various other matters are in like manner referred to him to inquire into and report upon. All schemes for the regulation and management of schools, hospitals, and institutions coming under the definition of charitable uses, are settled by the Master.

"Where the superior court has a question of foreign law before it, the Master is ordered to inquire and report what that law is. If the parties differ upon the facts, the Master settles a case to be laid before foreign advocates for their opinion. If those advocates differ in opinion, the Master's duty is to decide between them and report to the Court. In suits between vendor and purchaser, the title is referred to the Master; objections taken to the title are decided by the Master.

"The Master hears and reports upon exceptions for insufficiency, scandal, and impertinence referred to him by the Court. He has also original jurisdiction to hear and decide on questions of insufficiency, scandal, and impertinence in examinations, affidavits, states of facts, &c., raised in proceedings before himself.

"He has original jurisdiction to hear applications for leave to amend bills, for time to answer, to enlarge publication, and to name commissioners.

"Another duty of the Masters is to examine persons committed to prison for contempt under the 1 Will. 4, c. 38, and report to the Lord Chancellor.

"It may, we believe, be said that there is no department of the law in which the work is so multifarious as in the Master's Office.

"The Master's decisions are all subject to appeal. There are three modes of appeal: first, by motion; second, by petition; third, by exceptions; each applicable to different proceedings. The last mode is generally applicable to reports. If a party wishes to appeal, he brings objections into the office to such parts of the report as he thinks erroneous. These objections are argued before the Master. If he allows him, the report is altered accordingly; if he overrules them, then the party turns the objections into exceptions to the report, and when the report is heard before the Court for further directions, the exceptions are argued. If the exceptions are overruled by the Court, the report is confirmed. The Court will not throw any questions to be raised upon the report other than those contained in the exceptions; if there are no exceptions,—in other words, no appeal,—then the Court confirms the Master's report as a matter of course, though thereby questions of the greatest importance are decided. Every act that the Master does in his office is in substance, if not in form, at least a quasi judicial act, the confirmation of his report by the Court being a mere form in practice, unless exceptions are taken to it. It is desirable, however, that the Court should retain this power of confirmation, because it might occasionally be necessary to order a report to be reviewed by the Master, though not expected to; as, for instance, if the Court should find in the report some clear mistake affecting the interests of persons not sui juris. The reports which require confirmation are those made in causes where further directions are reserved. Such reports and orders made by the Master as do not require confirmation, are final, unless appealed from by petition or motion."

The great evil attributed to the Master's Office, and that which Master Farrer first discusses is, the dilatoriness of the proceedings. This he attributes principally to the absence of any, or at least any sufficient, compulsory power in the Master to drive litigants on. It is difficult to collect whether the learned writer thinks the jurisdiction of equity would be benefited by giving to the Masters such power or not, although he clearly considers it as the only mode of remedying the defect, if it be proper to remedy the defect at all. We are somewhat ourselves inclined to think that the dilatoriness which arises from neglect in suitors, is not a defect with which the public has anything to do, and that there would be no gain in arming the Masters with power to push suitors on, whether they wish to move or not. If it could be shewn, that by reason of delay in any proceedings between A. and B. and C. and D. and as many others as choose to sleep over their suits, the Master was left without a sufficient supply of work, then it might be said that the public should interfere to prevent the time of a public officer from being deprived of its value; but there is no pretence for any such suggestion. There is always, as is well known, an abundant supply, even an abundant arrear of business in the Masters' Offices, and, while that is so, there is no better reason for giving to a Master power to compel litigants to prosecute a quarrel once commenced, than there would be for giving to any Court a power to compel parties to commence a quarrel. Litigation is but a species of warfare; and if the belligerents choose to pause in their career, of what possible concern can it be to any one else? That which is requisite is, to give to each party power to compel the other to go on with reasonable speed or to retire from the contest, and to give to the Court power to proceed when any party desires it, with the least possible waste of time. Beyond this the public should not interfere, or give power to judges to interfere.

That neither of these points is sufficiently attended to in the machinery of Master's-Office proceedings is perfectly plain; but the difficulty is, not to perceive, but how to remedy the defect. Master Farrer objects to one of the remedies that have been proposed, viz. that of the Master proceeding with his causes as the Court does, taking each in its turn and proceeding with it continuously until the whole matter capable of being considered and disposed of has been gone through. His objections to it are founded principally on the inconvenience to the Profession.

"If adopted," he says, "there would be five superior judges and ten Masters sitting with cause lists. The inconvenience and difficulty arising out of the sitting of so many judges and Masters at the same time would be very much increased by the Courts sitting at Westminster during the terms. It is feared, that business could not be practically carried on under such a system. As should render attendance in the Master's Office compulsory, without which it would be of little value. In a profession in which the attendance of the practitioners is required in so many places, it may with good reason be urged, that their convenience must be consulted, so far as to give them some power to choose their times of proceeding in some of those places; the defect in the present system is, not that they possess this power, but that they possess it without some control to prevent the abuse of it."

To this it may be answered, that the convenience of the Profession ought always to be secondary to the interest of the suitors, and that the Profession will practically always make it convenient to attend Courts in the way and at the times required by those Courts. Moreover, if the sittings of the Masters remaining as they are, the convenience of the Profession and the interest of the suitors are found incompatible, the proper course would seem to be, not to say the evil is irremed-

diable, but to alter the sittings of the Masters, so that the Profession may not be required to attend in so many places at the same time, as, it is alleged, is now requisite. For ourselves, we should fearlessly recommend a trial of the system of a cause list, and taking and finishing in order the causes, or such matters therein as could be dealt with and disposed of. We are well satisfied, that, if the Masters went through their lists in that manner, parties would take care to have the assistance of proper professional advocates, and that in some manner the solicitors, and if counsel were required, the counsel, would contrive to make their appearance. The real truth is, as every one practising in Chancery knows, that, because the practice of the Masters is *lax*,—because they yield any extent of accommodation to solicitors, and still more to counsel, and because the postponement of a warrant causes no loss to any professional man, a warrant before the Master is treated as a thing to be attended, provided nothing intervenes; but the intervention of a very slight thing is sufficient.

The proposition which receives Master Farrer's unqualified approbation is, that which relates to making the states of facts, &c.—in fact, the pleadings—and the evidence, complete within a certain time, and not allowing any further evidence afterwards. On this the learned Master observes:—

“Whether these suggestions propose the best remedies for the evil intended to be removed, may be subject of consideration, but it is manifest that there must be some means devised to effect the object aimed at, namely, ‘*the making of states of facts and evidence complete.*’ We submit, by way of illustration of our meaning, that on a litigated state of facts the Master might direct a warrant to issue to shew cause why he should not proceed without further evidence, or why he should not allow or disallow a state of facts. If no cause were shewn, then the Master should proceed, and no further evidence ought to be received or amendment of state of facts made without leave of the Court, as is the case, according to the present practice, after the warrant to prepare the report has issued, when no further evidence can be received or claims left without leave of the Court. Such a shew-cause warrant ought to be issuable only by leave of the Master, to prevent the growth of a practice of issuing warrants of this nature on all occasions, which, in many cases, would lead to useless expense by needlessly multiplying warrants.”

In the propriety of some alteration of this kind we fully concur, and doubt not that if the pleadings in the Master's Office were conducted with more strictness, a great source of delay and inconvenience would be removed. The truth is, that the evils of the Master's Office are not inherent in the system, and do not require for their correction a sweeping abolition of the whole existing machinery. They are evils of detail, arising out of the principle of laxity and excessive indulgence pervading every proceeding in the Master's Office. States of facts are prepared with very little care, because they are allowed to be amended almost without limit. It is difficult to say when a hearing will be conclusive, because evidence is allowed to be brought in, as Master Farrer truly expresses it, in “a piecemeal and desultory manner.” Add to the effects of this laxity of pleading, that of the desultory mode in which the hearing is conducted, during periods of an hour or two each, at intervals of weeks, and it is not possible to conceive a more effectual method of wasting time and encouraging dilatoriness. The reform that is requisite in the Master's Office is, therefore, rather a revision of the details, and the application of more exactitude to the forms of proceeding, and more stringency in the enforcing of punctuality in proceeding with any matter actually commenced, than any mighty dislocation of the machine as it now exists.

If certain times were fixed, beyond which states of facts and other equivalent pleadings should not be amended, nor fresh evidence brought in; if, after that, any respondent were to have a power corresponding to that of dismissing a bill for want of prosecution, or bringing on the cause to be heard, and any plaintiff a power corresponding to that given in court to a plaintiff against a contumaciously stationary defendant; if, in respect to matters ripe for hearing, the Master had a cause list of such matters, and took each and dealt with it to its conclusion before proceeding to another, the rapidity and efficacy of the transaction of business in the Master's Office would be, probably, doubled, without making any organic change.

If, in addition to these alterations, the Masters' Offices were open courts, there would probably be so great an improvement that the public would cease for a time, at any rate, to require anything further. No doubt, the framing of new rules of pleading and practice for the Master's Office would require great care and consideration; but that something of the kind must be done before long, if the Masters' Offices are intended to be preserved from total destruction, is clear. Nor do we despair of judicious reform, when we see even Masters stepping forth, and while satisfactorily explaining much that has been made the subject of unfounded animadversion, admitting the existence of grave defects, and even suggesting remedies.

## London Gazettes.

TUESDAY, August 29.

### BANKRUPTS.

**RICHARD DAYRELL READ**, Stones'-end, Southwark, Surrey, victualler, dealer and chapman, Sept. 4 at half-past 12, and Oct. 13 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Rushbury, 12, Howard-st., Strand.—Fiat dated Aug. 26.

**THOMAS RICHARDS**, Folkestone, Kent, brewer and beer seller, Sept. 4 at 1, and Oct. 13 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Hart, Folkestone, Kent; Bower & Son, 46, Chancery-lane, London.—Fiat dated Aug. 16.

**JOHN EVANS**, Gilbert-street, Oxford-street, Middlesex, wine and spirit merchant, and buyer and seller of wine, and dealer in wine upon commission, dealer and chapman, Sept. 6 at 2, and Oct. 10 at half-past 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Roberts, 17, Spring-gardens, Whitehall.—Fiat dated Aug. 26.

**THOMAS MILLER**, Commercial-place, Kentish-town, Middlesex, grocer and tea dealer, dealer and chapman, Sept. 6 at 1, and Oct. 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Jervis, 18, Lawreance Pountney-hill.—Fiat dated Aug. 21.

**JAMES BUCKLAND**, Grosvenor-street, Grosvenor-square, Middlesex, (late of Sloane-street, Chelsea), laceman, dealer and chapman, Sept. 13 at half-past 2, and Oct. 10 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Justice, 17, Berners-street, Oxford-street.—Fiat dated Aug. 21.

**FREDERICK DAVIS**, Luton, Bedfordshire, merchant, dealer and chapman, Sept. 12 at 1, and Oct. 10 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wilkinson & Gurney, Nicholas-lane, Lombard-street.—Fiat dated Aug. 26.

**WILLIAM BRADSHAW**, Birmingham, builder, dealer and chapman, Sept. 12 and Oct. 10 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Bray & Bridges, Birmingham; Hill & Mathews, St. Mary Axe, London.—Fiat dated Aug. 23.

**JOHN CLARKE and EDWARD DEARDEN**, Bury, and Radcliffe, Lancashire, grocers, (and now or late partners in trade), Sept. 13 and Oct. 4 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sutton, Manchester; Milne & Co., Temple, London.—Fiat dated Aug. 21.

**CHARLES TURK**, Stow on the Wold, Gloucestershire, innholder, dealer and chapman, Sept. 14 and Oct. 10 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Morgan, Stow on the Wold; Leman, Bristol.—Fiat dated Aug. 19.

**THOMAS ANDREWS**, Lower Swell, Gloucestershire, cattle dealer, dealer and chapman, Sept. 7 and Oct. 12 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Yearsley, Cheltenham; Mitton & Co., Southampton-buildings.—Fiat dated Aug. 21.

**GEORGE DOVER**, Cheltenham, Gloucestershire, builder and coal merchant, dealer and chapman, Sept. 12 and Oct. 13 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Wilkes, Gloucester; Lewis, 28, Essex-street, Strand, London.—Fiat dated Aug. 19.

**GEORGE LAW**, Idle, Calverley, Yorkshire, card manufacturer, Sept. 8 and 29 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Terry & Co., Bradford; Bond & Barwick, Leeds; Clarke, Chancery-lane, London.—Fiat dated Aug. 16.

**WILLIAM ASHLEY**, Liverpool, underwriter, broker, dealer and chapman, Sept. 13 and Oct. 9 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Stockley & Co., Liverpool; Humphrys & Co., Gray's-in-square, London.—Fiat dated Aug. 14.

**ALEXANDER HODGKINSON**, Little Bolton, Lancashire, builder, stone merchant, dealer and chapman, Sept. 13 and Oct. 5 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Knowles, Bolton-le-Moors; Milne & Co., Temple, London.—Fiat dated Aug. 21.

**CHRISTOPHER ROBSON**, Newcastle-upon-Tyne, grocer and tea dealer, Sept. 13 and Oct. 19 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Hodge, Newcastle-upon-Tyne; Hill & Matthews, St. Mary Axe, London.—Fiat dated Aug. 23.

#### MEETINGS.

*George Cannon*, Prospect-place, Ball's-pond, Middlesex, bricklayer, Sept. 9 at 1, Court of Bankruptcy, London, last ex.—*Wm. Gibson*, Birmingham, sharebroker, Sept. 28 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Robert Dickenson*, Wolstanton, Staffordshire, grocer, Sept. 28 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*John A. Trimmer*, Brentford, Middlesex, victualler, Sept. 20 at 1, Court of Bankruptcy, London.—*P. Fisher*, Bristol, ironmonger, Sept. 19 at 11, District Court of Bankruptcy, Bristol.—*Sam. Bardsley*, Manchester, dealer in calicoes, Sept. 20 at 11, District Court of Bankruptcy, Manchester.—*Wm. Well Ward*, Stafford, metal dealer, Sept. 19 at 11, District Court of Bankruptcy, Birmingham.—*Enoch Fellows*, Bilston, Wolverhampton, Staffordshire, licensed victualler, Sept. 21 at 12, District Court of Bankruptcy, Birmingham.—*James Dentith*, Liverpool, grocer, Sept. 20 at 11, District Court of Bankruptcy, Liverpool.—*Mary Ann Owens*, Liverpool, victualler, Sept. 20 at 11, District Court of Bankruptcy, Liverpool.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 19.*

*Henry Evan Harries*, Dowlais, Glamorganshire, draper.—*Chas. Burrows* and *John Jos. Parker*, Phoenix-wharf, Macclesfield-street North, City-road-basin, Middlesex, coal merchants.—*John Winterbourne*, Oxford, builder.—*T. Williams* and *T. Williams* the younger, Cheltenham, Gloucestershire, auctioneers.—*Gaspar Weiss*, Liverpool, music seller.—*John Lloyd*, Liverpool, boot manufacturer.—*Chas. Rowcroft*, Paul-ton-square, Chelsea, Middlesex, bookseller.—*Wm. Edmunds*, Tottenham, and Wenlock-road, City-road, Middlesex, tailor.

#### FIAT ANNULLED.

*Edward G. Winthrop*, Avenue-road, Regent's-park, and Fish-street-hill, London, underwriter.

#### SCOTCH SEQUESTRATIONS.

*William McConnell*, Glasgow, grocer.—*William Mitchell*, Stonelaws, Haddington, farmer.—*Patrick Orr*, deceased, Edinburgh, writer to the signet and sheriff-clerk of Forfarshire.—*Geo. Hunter*, Airdrie, baker.—*William Anderson & Company*, Glasgow, commission agents.—*Wm. Smith*, Leg-giston, Kirkcaldy, insurance broker.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Richard Anderton*, Manchester, plasterer, Sept. 8 at 1, County Court of Lancashire, at Manchester.—*Rich. Powell*, Holywell, Flintshire, boot manufacturer, Sept. 14 at 11, County Court of Flintshire, at Holywell.—*Robert Beasley*, Northop, Flintshire, grocer, Sept. 13 at 1, County Court of Flintshire, at Mold.—*Elias Williams*, Liverpool, in no business, Sept. 12 at 1, County Court of Flintshire, at Saint Asaph.—*George Hughes*, Leicester, warehouseman, Sept. 14 at 10, County Court of Leicestershire, at Leicester.—*Jonathan Robinson*, Leicester, machinist, Sept. 14 at 10, County Court of Leicestershire, at Leicester.—*Isaac Aydon*, Wakefield, Yorkshire, engineering agent, Sept. 19 at 10, County Court of Yorkshire, at Barnsley.—*Benjamin Hodgson*, Kirkheaton, Yorkshire, weaver, Sept. 14 at 10, County Court of Yorkshire, at Huddersfield.—*John Hargreaves*, Bamroby, Almondsbury, Yorkshire, corn salesman, Sept. 14 at 10, County Court of Yorkshire, at Huddersfield.—*John Turner*, Bolton-brow, Skircot, Halifax, Yorkshire, iron plate worker, Sept. 15 at 10, County Court of Yorkshire, at Halifax.—*John Hanson*, Warley, near Halifax, Yorkshire, slubber, Sept. 15 at 10, County Court of Yorkshire, at Halifax.—*Thomas Gosling*, Lylington Bolde and Brokenhurst, Hampshire, innkeeper, Sept. 12 at 1, County Court of Hampshire, at Lylington.—*Wm. Newman*, Lylington, Hampshire, general dealer, Sept. 12 at 1, County Court of Hampshire, at Lylington.—*Richard Woods*, Liverpool, ironmonger, Sept. 4 at 10, Liverpool District County Court, at Liverpool.—*Samuel Wynne*, Liverpool, wheelwright, Sept. 4 at 10, Liverpool District County Court, at Liverpool.—*Samuel Jackson* the elder, Tanstall, Wolstanton, Staffordshire, clerk to a colliery company, Aug. 30 at 10, County Court of Staffordshire, at Hauley.—*John Osborn*, Great Easton, Leicestershire, butcher, Sept. 9 at 10, County Court of Rutlandshire, at Uppingham.

*Saturday, Aug. 26.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Sarah Drake*, Halifax, Yorkshire, in no trade, No. 69,806 C.; *Aquilla Green*, assignee.—*James Bell*, Liverpool, joiner, No. 69,854 C.; *Thomas Leathes*, assignee.—*Wm. Worton Hall*, Liverpool, butcher, No. 69,841 C.; *Thomas Speed*, assignee.—*Samuel Winnill*, Crescent, Lower Edmonton, Middlesex, farmer, No. 60,028 C.; *R. Spurgin*, assignee.

*Saturday, Aug. 26.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Wm. Maybury*, Killarney, Kerry, Ireland, solicitor: in the Queen's Prison.—*Geo. Brown*, Petersburg-place, Bayawater, Middlesex, wine merchant: in the Debtors Prison for London and Middlesex.—*Wm. Long*, Oxford-terrace, King's-road, Chelsea, Middlesex, bricklayer: in the Debtors Prison for London and Middlesex.—*John Fiddes*, Melbourne-cottages, Townhend-road, St. John's-wood, Middlesex, following no business: in the Debtors Prison for London and Middlesex.—*George King*, Robson's-row, Kennington, Surrey, gentleman: in the Debtors Prison for London and Middlesex.—*John Langdon*, St. Alban's-terrace, Vauxhall-bridge-road, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*George Lloyd*, Everholt-street, Camden-town, Middlesex, keeper of an Alton ale-house: in the Debtors Prison for London and Middlesex.—*George Maunder*, Uplowman, Devonshire, farmer: in the Gaol of St. Thomas Apostle.—*H. Lenton*, Liverpool, provision dealer: in the Gaol of Lancaster.—*Susan Jones*, Llansaintffraid Glan, Conway, Denbighshire, publican: in the Gaol of Ruthin.—*James Charles Read*, Liverpool, labourer: in the Gaol of Lancaster.—*George Treadaway*, Springfield, Essex, licensed victualler: in the Gaol of Chelmsford.—*Richard Deschamps Jones*, Hulme, Manchester, salesman to a wine merchant: in the Gaol of Lancaster.—*Joshua Vickers*, Hulme, Manchester, drysalter: in the Gaol of Lancaster.—*John Wesson*, Leeds, Yorkshire, tailor: in the Gaol of York.—*Joseph Parker*, Batley, near Dewsbury, Yorkshire, commission agent: in the Gaol of York.—*W. Gladwin*, Hunslet-lane, near Leeds, Yorkshire, cloth dresser: in the Gaol of York.—*John Prescott*, Salford, Lancashire, clerk to



an auctioneer: in the Gaol of Lancaster.—*James Taylor*, Oldham, Lancashire, cotton doubler: in the Gaol of Lancaster.—*Thomas Eden*, Stockton-upon-Tees, Durham, painter: in the Gaol of Durham.—*Joseph Knight*, Bradford, Yorkshire, out of business: in the Gaol of York.—*Wm. Speight*, Dewsbury-moor, near Dewsbury, Yorkshire, blanket manufacturer: in the Gaol of York.—*Susanna Stafford*, Nassington, near Wansford, Northamptonshire, in no business: in the Gaol of Northampton.—*Richard Wray*, Deeping-gate, Masey, Northamptonshire, labourer: in the Gaol of Northampton.—*Thos. Hicks*, Milton next Gravesend, Kent, tailor: in the Gaol of Maidstone.—*Joseph Johns*, Kingston-upon-Hull: in the Gaol of Kingston-upon-Hull.—*William Edwards*, Liverpool, victualler: in the Gaol of Lancaster.—*Charles Broomefield*, Ardwick, Manchester, out of business: in the Gaol of Lancaster.—*Charles Wood*, Sandbach, Cheshire, shoes manufacturer: in the Gaol of Chester.—*John Wray*, Ashford, Kent, brewer: in the Gaol of Maidstone.—*George Anderson*, Durham, publican: in the Gaol of Durham.—*Michael Moynah*, Liverpool, stevedore: in the Gaol of Lancaster.—*Wm. Bradley*, Lancaster, in no business: in the Gaol of Lancaster.—*Edward Ashcroft*, Kirkdale, near Liverpool, warehouse keeper: in the Gaol of Lancaster.—*Charles Low Swainson*, Manchester, cotton manufacturer: in the Gaol of Lancaster.—*Edw. A. G. Garwood*, Pendleton, Salford, Lancashire, out of business: in the Gaol of Lancaster.—*Ann Wearing*, Liverpool, provision dealer: in the Gaol of Lancaster.—*James Roe*, Manchester, trimming manufacturer: in the Gaol of Lancaster.—*Joseph Walker*, Wood Plumptre, near Preston, Lancashire, farmer: in the Gaol of Lancaster.—*John Shotton*, Durham, publican: in the Gaol of Durham.—*Robert Brown*, Bishopwearmouth, Durham, cooper: in the Gaol of Durham.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Sept. 14 at 11, before the CHIEF COMMISSIONER.*

*Edward Dyball*, Albert-street, Cambridge-road, Stepney, Middlesex, gun-lock vewler to the Honourable East India Company.—*Wm. Milton*, Woodbine-cottages, Holly-street North, Dalston, and South-street, Finsbury, Middlesex, ship owner.—*G. H. Tolken*, Ann's-terrace, Cobourg-road, Old Kent-road, Surrey, clerk to the Imperial Continental Gas Association, White Hart-court, Lombard-st., London.—*John Hodges the younger*, Charles-street, Hackney-road, Bethnal-green, Middlesex, cabinet maker.—*Thos. F. Birch*, York-buildings, Bermondsey New-road, Surrey, not in any business.—*Wm. Goddard*, Fomsonby-place, Middlesex, commission agent.

*Sept. 14 at 10, before Mr. Commissioner LAW.*

*Josiah Sharpe*, Elizabeth-terrace, Hackney-road, Middlesex, in no business.—*Cornelius W. Prior*, Camberwell-green, Surrey, tea dealer.—*Sadok Schneiders*, Artillery-passage, Widgate-st., Bishopsgate-st., Middlesex, coffee-shop keeper.—*Jos. Schneiders*, Artillery-passage, Widgate-st., Bishopsgate-st., Middlesex, coffee-shop keeper.

*Sept. 15 at 11, before the CHIEF COMMISSIONER.*

*John B. Moody the elder*, Bermondsey-st., Bermondsey, Surrey, pewterer.—*Hen. Bowchier*, Trinity-sq., Southwark, Surrey, rear admiral in the royal navy.—*Abraham Cole*, Tooley-st., Southwark, Surrey, clerk to an attorney.—*Edw. Clarke*, Compton-st., Clerkenwell, Middlesex, copper smith.

*Sept. 15 at 11, before Mr. Commissioner HARRIS.*

*Gulda Levy*, widow, Hemming's-row, St. Martin's-lane, Charing-cross, Middlesex, general outfitter.—*Thos. Scarnell the younger*, Queen's-road, Holloway, Middlesex, clerk to a stone mason.—*James Perkin*, Hampton-terrace, Hampstead-road, Middlesex, tea dealer.—*Thos. Smith*, Old Bond-street, Middlesex, stay maker.—*John Edmunds*, Belgrave-terrace, Queen's-road, Dalston, Middlesex, assistant to a wholesale stationer.

*Sept. 15 at 11, before Mr. Commissioner LAW.*

*Jas. Pelton*, Upper St. Martin's-lane, Charing-cross, Middlesex, manufacturer of water closets.—*Rebecca Abel*, James-place, Hackney-road, Middlesex, first assistant to a straw bonnet manufacturer.—*Wm. Webb*, Earl-st., Edgware-road, Middlesex, painter.—*Godfrey Young*, Francis-st., Newington, Surrey, appraiser.—*Wm. Mowatt*, Marshall-st., Surrey, horse dealer.—*Adam Mather*, Charles-st., Hatton-garden, Middlesex, gas fitter.

*Sept. 15 at 11, before Mr. Commissioner PHILLIPS.*

*Hen. Stratton*, Willow Brook-cottage, Kander-st., New-crow, Old Kent-road, and Tooley-street, Southwark, Surrey, coal merchant.—*Nicholas Purcell*, Lower Tooley-street, Surrey, innkeeper.—*Edw. Allport*, Queen-sq., Bartholomew-clos, London, button dealer.—*Geo. A. Becker*, Cambridge-road, Hackney, Middlesex, stationer.—*Thos. G. Webb*, Windsor-c., Monkwell-st., Silver-st., London, lace rouch manufacturer.

*Sept. 16 at 11, before Mr. Commissioner HARRIS.*

*Thomas P. Crowley*, Gracechurch-st., London, wine merchant.—*Edw. Dennis*, Princes-st., Hanover-sq., Middlesex, hatter.—*John Pegram*, Robert-st., Brixton-warehouse, Surrey, builder.—*Josiah Wm. Chubb*, Rutland-street, Pearson-street, Kingland-road, Middlesex, dairyman.—*Joseph P. Coss*, Manchester-buildings, Walworth-road, Surrey, tailor.—*Jas. Clark*, King-st., Grosvenor-sq., Middlesex, out of employ.

*Sept. 16 at 11, before Mr. Commissioner PHILLIPS.*

*Thos. Cook*, Grotton, Suffolk, farming bailiff.—*Thos. Oct. Wardour-st., Soho, Middlesex, picture frame manufacturer.—Jas. Rhodes*, Catherine-street, New-town, Poplar, Middlesex, stone mason.—*Joseph Newman*, Bridge-house-place, Newington-caneway, Surrey, clerk to a builder.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Nottinghamshire, at NOTTINGHAM. Sept. 14.*

*John Parkin*, Sheffield, Yorkshire, wood turner.—*Gerye Robins*, Sheffield, Yorkshire, silver stamper.—*Peter Ebert*, Sheffield, Yorkshire, table blade forger.—*Wm. P. Waller*, Nottingham, brass maker.—*Nathaniel Marshall*, Nottingham, out of business.—*James Twigg*, Nottingham-barracks, near Nottingham, schoolmaster sergeant in her Majesty's 3rd regiment of dragoon guards.

*At the County Court of Durham, at DURHAM, Sept. 15.*

*John Humble*, Bishopwearmouth, merchant's clerk.—*Ja. Crossgrove*, Thornley Colliery, grocer.—*John Robinson*, Houghton-le-Spring, out of business.—*John Wimper*, Hattlepool, carpenter.—*Martin Gouldsbrough*, Greaton, near Seaton, blacksmith.—*Paul Wardropper*, Bishopwearmouth, chemist.—*Thos. Eden*, Stockton-upon-Tees, painter.—*Geo. Anderson*, Durham, shoemaker.—*Aug. Weiss*, Newcastle-upon-Tyne, commission agent.—*John Shotton*, Durham, publican.—*Robt. Brown*, Sunderland, publican.

*At the County Court of Buckinghamshire, at AYLESBURY. Sept. 13 at 2.*

*James Gibbs*, Fenny Stratford, blacksmith.

**INSOLVENT DEBTOR'S DIVIDEND.**

*Edw. Cole*, East Mount-terrace, Whitechapel-road, Middlesex, lieutenant in the royal navy on half-pay, Sept. 5, at Thompson's, 252, High-street, Wapping: 2s. 4½d. in the pound.

**FRIDAY, SEPT. 1.**

**BANKRUPTS.**

**WILLIAM PYMAN**, St. Osyth, Essex, corn merchant-dealer and chapman, Sept. 11 at 2, and Oct. 13 at half-past 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Shackleton, Leeds; Sudlow & Co., 38, Bedford-row, London.—Fiat dated Aug. 28.

**EDWARD READ**, Great Marybone-street, Marybone, Middlesex, tailor, Sept. 8 at 11, and Oct. 13 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Wood & Fraser, Dean-street, Soho.—Fiat dated Aug. 25.

**GILES BELL**, Prittlewell, Essex, builder, Sept. 8 at half-past 1, and Oct. 13 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Thompson, Southampton-buildings, Chancery-lane.—Fiat dated Aug. 29.

**DAVID MONCRIEFF**, Catherine-st., Strand, Middlesex, Sept. 13 at half-past 12, and Oct. 17 at half-past 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Parnell & Co., 34, New Broad-street.—Fiat dated Aug. 24.

**RICHARD BALDWIN COE and JOHN RAVEN MANN**, Adam-street, Adelphi, Middlesex, lithographic printers, surveyors, dealers and chapmen, Sept. 7 at 2, and Oct. 17 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Crickmore, 12, Bucklersbury.—Fiat dated Aug. 23.



**JAMES HUNTER**, King William-street, London, and Buckingham-street, Strand, Middlesex, merchant, dealer and chapman, Sept. 9 and Oct. 17 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Patten, 41, Ely-place, Holborn.—Fiat dated Aug. 15.

**JOHN HAWKEN**, Duke-street, Lincoln's-inn-fields, Middlesex, builder, dealer and chapman, Sept. 12 at 2, and Oct. 17 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. May, 14, Queen-square, Bloomsbury.—Fiat dated Aug. 18.

**HARLES BRACKETT**, North-street, Spitalfields-market, Middlesex, fruit and fish salesman, dealer and chapman, Sept. 12 at half-past 2, and Oct. 17 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Wheatley, 34, Walbrook City.—Fiat dated Aug. 28.

**JOHN BARRETT**, Harrison-st., Gray's-inn-road, Middlesex, licensed victualler, wine and brandy merchant, dealer and chapman, Sept. 9 and Oct. 7 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Harpur, Kennington-road.—Fiat dated Aug. 31.

**HARLES EDWARD NEWCOMEN**, Austin-friars, London, (late of Calcutta, East Indies), merchant, dealer and chapman, Sept. 13 and Oct. 17 at half-past 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. H. & C. Hall, 16, New Boswell-court, Carey-street.—Fiat dated Sept. 1.

**WILLIAM TURNER**, Bristol, currier and leather seller, dealer and chapman, Sept. 12 and Oct. 13 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Sabine, Bristol.—Fiat dated Aug. 25.

**JAMES LEA**, St. Nicholas, Gloucestershire, butcher, dealer and chapman, Sept. 14 and Oct. 12 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Lovegrove, Gloucester; Nicholls & Doyle, Bedford-row, London.—Fiat dated Aug. 25.

**HARLES SCLATER**, Exeter, nurseryman, dealer and chapman, Sept. 13 and Oct. 9 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Stogdon, Exeter; Baker & Co., Lime-st., London.—Fiat dated Aug. 28.

**JOHN PAGE REILLY**, Litherland, Lancashire, coal merchant, (carrying on business at Liverpool, in partnership with Henry Elias Moss), Sept. 15 and Oct. 10 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Yates, jun., Liverpool; Holme & Co., New-inn, London.—Fiat dated Aug. 26.

**JAMES ROBERTS**, Liverpool, ironmonger, Sept. 18 and Oct. 9 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Morecroft & Son, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Aug. 26.

**JOHN FISHER**, Manchester, hatter, dealer and chapman, Sept. 14 and Oct. 6 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Hitchcock & Co., Manchester; Johnson & Co., Temple, London.—Fiat dated Aug. 28.

#### MEETINGS.

**James Robinson**, Kingston-upon-Hull, scrivener, Sept. 13 at 10, District Court of Bankruptcy, Kingston-upon-Hull, r. d.—**Fred. Saldorf**, Plymouth, Devonshire, merchant, Sept. 2 at 2, District Court of Bankruptcy, Exeter, sp. aff.—**Wm. B. Baxter**, Westbourne, Sussex, surgeon, Sept. 9 at half-past 2, Court of Bankruptcy, London, last ex.—**B. Bright**, Forestate, Essex, and Bishopgate-street-within, London, merchant, Sept. 18 at half-past 11, Court of Bankruptcy, London, at ex.—**Henry Helier**, Leadenhall-market, London, meat dealer, Sept. 25 at half-past 1, Court of Bankruptcy, London, last ex.—**Edward G. Hone**, Liverpool, licensed victualler, Sept. 12 at 11, District Court of Bankruptcy, Liverpool, last ex.—**J. Brown**, Manchester, carpet dealer, Sept. 14 at 12, District Court of Bankruptcy, Manchester, last ex.—**J. Rhodes**, Cleggall, and **Jas. Rhodes**, Rochdale, Lancashire, cotton spinners, Sept. 14 at 11, District Court of Bankruptcy, Manchester, at ex.—**Jane Parker**, Goosnargh with Newsham, Lancashire, innkeeper, Sept. 14 at 12, District Court of Bankruptcy, Manchester, last ex.—**George Francis**, Liverpool, tailor, Sept. 6 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Sept. 29 at 11, div.—**George Wilkinson** the younger, Louth, Lincolnshire, joiner, Oct. 4 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.; Oct. 11 at half-past 10, div.—**Benj. McChes** Chreves and **John Boyd**, Bow Church-yard, London, silk manufacturers, Sept. 26 at 12,

Court of Bankruptcy, London, div.—**Chas. Broad**, Bristol, timber merchant, Sept. 22 at 11, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

**John Glage**, Portsmouth, Southampton, tailor, Sept. 25 at 1, Court of Bankruptcy, London.—**David Wm. Waddell**, Gosport, Southampton, scrivener, Sept. 26 at 1, Court of Bankruptcy, London.—**Fred. Wm. N. Crouch**, Upper Charlotte-street, Fitzroy-sq., Middlesex, music seller, Sept. 26 at 11, Court of Bankruptcy, London.—**Jas. Dodgson**, Wakefield, Yorkshire, innkeeper, Oct. 9 at 11, District Court of Bankruptcy, Leeds.—**John W. Tebbes**, Wakefield, Yorkshire, dyer, Oct. 9 at 12, District Court of Bankruptcy, Leeds.—**John Morfitt** the younger, Leeds, Yorkshire, flax spinner, Sept. 22 at 10, District Court of Bankruptcy, Leeds.—**Dan. McHardy**, Croeland-moor-bottom, Almondsbury, Yorkshire, innkeeper, Sept. 22 at 11, District Court of Bankruptcy, Leeds.—**Jane Beandler**, widow, Shrewsbury, Shropshire, jeweller, Oct. 10 at 11, District Court of Bankruptcy, Birmingham.—**Jos. Lowe** and **Thos. F. R. Shaw**, Birmingham, factors, Oct. 10 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 22.*

**Edward C. Blackwell**, Newbigen by the Sea, Northumberland, brewer.—**Jas. Stockham**, Bristol, licensed victualler.—**Thos. Metcalfe**, Princes-st., Red Lion-sq., Middlesex, carpenter.—**Henry Gibbs**, Oxford, grocer.—**Jas. Stuart Dobson**, Harlow, Essex, surgeon.—**John S. Rayment**, Thomas-street, Mill-wall, Poplar, Middlesex, builder.—**John Adams**, Longton, Stoke-upon-Trent, Staffordshire, manufacturer of earthenware.—**Robert Thompson**, Basingstoke, Southampton, stone mason.—**Jas. Prue**, New Windsor, Berkshire, grocer.—**Wm. Herling**, Stob-house, Durham, ship owner.—**F. Thos. Smith** and **Abraham Smith**, Cambridge-heath Nursery, Hackney, Middlesex, seedsmen.—**Henry Rosby**, Lime-street, London, ship broker.—**George Francis**, Liverpool, tailor.—**Sam. Pratt**, Coventry, Warwickshire, licensed victualler.—**Rich. Wilson**, Hartlepool, Durham, ship owner.—**Wm. Plunley**, Bristol, poulterer.—**Rich. Sawyer**, Brough, Westmoreland, shoe maker.—**Thomas Henry Holford**, Dudley, Worcestershire, grocer.

#### PARTNERSHIP DISSOLVED.

**Thos. F. Maples**, **Peter J. T. Pearce**, **Chas. Stevens**, and **Fred. Maples**, Frederick's-place, Old Jewry, London, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

**James S. Gentle**, Glasgow, baker.—**Wm. Wilson**, Granton, near Edinburgh, baker.—**Jas. Donaldson**, Alloa, draper.—**J. D. Lowe**, Edinburgh, publisher.—**Thos. Shiels & Co.**, Glasgow, merchants.—**Wm. Blackwood**, Colton, Fifeshire, banker.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

**William Barnett**, Whinwick, Northamptonshire and Huntingdonshire, farmer, Sept. 20 at 11, County Court of Northamptonshire, at Oundle.—**George Johnson**, Southampton, carpenter in her Majesty's Navy, Sept. 19 at 11, County Court of Devonshire, at Plymouth.—**Nicholas Baker**, Heigham, Norwich, ironmonger's assistant, Sept. 23 at 10, County Court of Norfolk, at Norwich.—**George Orley**, Thorpe Willoughby, Brayton, Yorkshire, agricultural labourer, Sept. 28 at 2, County Court of Yorkshire, at Selby.—**Christopher Bulmer**, Ripon, Yorkshire, hair dresser, Sept. 27 at 9, County Court of Yorkshire, at Ripon.—**J. Osborn**, Birmingham, shoe maker, Sept. 14 at 10, County Court of Warwickshire, at Warwick.—**Samuel Owen**, Shrewsbury, Shropshire, hatter, Sept. 19 at 10, County Court of Shropshire, at Shrewsbury.—**Chas. Rickitts**, Monkton Combe, Somersetshire, carpenter, Sept. 9 at 12, County Court of Somersetshire, at Bath.—**John Jennings**, Bath, Somersetshire, wheelwright, Sept. 23 at 12, County Court of Somersetshire, at Bath.—**J. Pickthill**, Halifax, Yorkshire, attorney's clerk, Sept. 15 at 10, County Court of Yorkshire, at Halifax.—**Joseph Selby**, Peterborough, Northamptonshire, painter, Sept. 15 at 12, County Court of Northamptonshire, at Peterborough.—**Samuel Varley**, Selby, Yorkshire, farmer, Sept. 25 at 2, County Court of Yorkshire, at Selby.—**Wm. Burge**, York, barrister at law, Sept. 15 at 9,

County Court of Yorkshire, at York.—*John W. Harwood*, Darlington, Durham, earthenware dealer, Sept. 20 at 10, County Court of Durham, at Darlington.—*James Hewitt*, Horton, Bradford, Yorkshire, tea dealer, Sept. 12 at 11, County Court of Yorkshire, at Bradford.—*Edward Scott*, Stourbridge, Worcestershire, builder, Sept. 25 at 9, County Court of Worcestershire, at Stourbridge.—*John Forrest*, Halesowen, Worcestershire, clerk to a British Iron Company, Sept. 25 at 9, County Court of Worcestershire, at Stourbridge.—*John Burton*, Selby, Yorkshire, shoemaker, Sept. 25 at 2, County Court of Yorkshire, at Selby.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Sept. 18 at 11, before the CHIEF COMMISSIONER.*

*John B. Rush*, Erith, near Gravesend, Kent, attorney at law.—*Alfred Davey*, Richmond, Surrey, carpenter.—*Francis Harrison*, Verulam-buildings, Gray's-inn, Middlesex, attorney at law.—*Wm. Bennett*, Globe-wharf, Old Kent-road, Surrey, cowkeeper.—*George Webb*, Putney, Surrey, clerk in the Commander in Chief's Office, Whitehall.

*Sept. 18 at 11, before Mr. Commissioner HARRIS.*

*John Schmitt*, White Hart-place, Kennington-lane, Surrey, baker.—*E. Leggetter*, widow, Edmonton, Middlesex, laundress.—*Wm. Freeman*, Victory-street, New-town, Deptford, Kent, shoemaker.—*James Trigg* the younger, Lackland-place, King's-road, Chelsea, Middlesex, cowkeeper.

*Sept. 18 at 11, before Mr. Commissioner LAW.*

*Geo. F. Cousins*, Union-cottages, Park-road, Old Kent-road, Surrey, following no business.—*John Freeborn*, Castle-street, Aldersgate-street, London, out of business.—*Robert Cook*, Newgate-market, London, out of business.

*Sept. 18 at 11, before Mr. Commissioner PHILLIPS.*

*Richard Steele* the younger, Cavendish-square, Oxford-street, Middlesex, wine merchant.—*James Paxton*, Wimbledon, Surrey, market gardener.—*Richard Challenger*, Wrington, near Bristol, Somersetshire, plumber.—*Chas. Westlake*, Newport-court, Newport-market, Middlesex, butcher.—*Jas. Wood*, Hickman's Folly, Dockhead, Bermondsey, Surrey, lighterman.—*Edmund Clark* the elder, Erith, Kent, out of business.

*Sept. 19 at 11, before the CHIEF COMMISSIONER.*

*James R. Hunt*, Great Marlow, Buckinghamshire, tailor.—*Thomas Henry Record*, Rotherhithe, Surrey, licensed victualler.—*Edward Rushleigh*, Gray's-inn-place, Gray's-inn, Middlesex, land surveyor.

*Sept. 19 at 11, before Mr. Commissioner HARRIS.*

*John Wanstall*, Margate, Kent, shipwright.—*C. F. Revell*, Weymouth-terrace, Hackney-road, Middlesex, bread seller.—*George Sutherland* the elder, Albany-place, Commercial-road East, Middlesex, potato merchant.—*James Potter*, Luton, Bedfordshire, straw plait dealer.—*Richard C. Nunn*, Victoria-grove, Morpeth-road, Hackney, Middlesex, builder.—*James Sedgwick*, George-street, Foley-place, Marylebone, Middlesex, out of business.—*Francis Brotherton*, Ludgate-street, London, clerk to a silk mercer.—*Edmund Francis*, Park-lane, Piccadilly, Middlesex, foreman to a horse dealer.

*Sept. 19 at 11, before Mr. Commissioner LAW.*

*Michael Brady*, Brunswick-cottage, White Horse-lane, Stepney, Middlesex, draper.—*George Arnold*, Berner's-st., Oxford-street, Middlesex, glover.—*Thomas Wescott*, Stratford, Essex, engineer.—*Wm. Renou*, Lower Belgrave-street, Eaton-square, Middlesex, land surveyor.

*Sept. 19 at 11, before Mr. Commissioner PHILLIPS.*

*John Richardson*, Smith-street, Marlborough-road, Chelsea, Middlesex, bricklayer.—*Robert Collinson*, Newman-street, Oxford-street, Middlesex, dealer in furniture on commission.

*Sept. 20 at 11, before the CHIEF COMMISSIONER.*

*Hen. Tipper*, Princes-st., Broad Sanctuary, Westminster, Middlesex, commission agent for the sale of teas.—*Samuel Yardley*, Lower Wood-st., Clerkenwell, Middlesex, builder.—*Betty Davies*, Little Knight Rider-street, Doctors-commons, London, out of business.—*Wm. Benbrook*, Hambly-place, Borough-road, Rotherhithe, Surrey, carpenter.

*Sept. 20 at 11, before Mr. Commissioner LAW.*

*Philip J. M. J. B. Pavia*, Lombard-street, Bouverie-st., London, commission agent for the sale of wine.—*George H.*

*Elvecon*, Red Lion-passage, Cloth-fair, West Smithfield, London, cow leech.—*Geo. Rice*, Henstridge-villas, St. John's-wood-terrace, St. John's-wood, Middlesex, clerk to an attorney.—*Thos. Donaldson* the younger, Kingland-road, Middlesex, labourer on the Eastern Counties Railway.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Charles Palmer*, Birmingham, lieutenant in the Warwickshire Regiment of Militia, Sep. 2, at Reece's, Birmingham. 5s. 1d. in the pound.

The Queen has been pleased to appoint *James Harfield Peters, Esq.*, to be Assistant Judge and Master of the Rolls for Prince Edward Island.

**TO THE PROFESSION.**—The Proprietors of THE LAWYER'S COMPANION take this means of expressing their warmest thanks for the kindness and promptitude with which the Gentlemen of their Publishers, Messrs. Spettigue & Farrance, have returned, and for the abundant information they contain. The Work is now in the Press, and will be published on the 1st of October; and the Proprietors, anxious to avoid any inaccuracy, have instructed their Publishers to receive all information which may be sent up to the latest moment prior to publication.

Lawyer's Companion Office, Sept. 1, 1848,  
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CHARLES JOHN GILL, Secretary.

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Printed by LUKE JAMES HANSARD, Printer, residing at No. 15, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, September 3, 1848.

# The Jurist

No. 609—VOL. XII.

SEPTEMBER 9, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Hall Court	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act....	{ W. PATERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors Commons.
		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, SEPTEMBER 9, 1848.

As the period for the sitting of the Registration Courts is fast approaching, it may be convenient to many of our readers that we should recall to their recollection, and discuss a point which has been raised in several of the Registration Courts, and has, we believe, been the subject here of conflicting decision, but has not received any final decision in the Court of Common Pleas. The point in question is this, whether, where it is alleged by a competent objector, that a claimant to the right to vote is an alien, the Revising Barrister ought to cast upon the claimant the proof that he is personally qualified, and whether, in the event of such claimant refusing to give evidence in the matter, or giving insufficient evidence, he is to be struck off the list.

The clause of the 6 & 7 Vict. c. 18, which gives rise to the doubt on this point, is the 40th, which, referring to the corrections that may be made by the Barrister in the register, provides, that "Where the name of any person inserted in any list of voters shall have been objected to by the overseers, or by any other person, and such other persons so objecting shall appear by himself, or by some one on his behalf, in support of such objection, and shall prove that he gave the notice of notices respectively required by this act to be given to him, every such Barrister shall then require it to be proved that the person so objected to was entitled, on the last day of July then next preceding, to have his name inserted in the list of voters in respect of the qualification described in such list; and in case the same all not be proved to the satisfaction of such Barrister, in case it shall be proved that such person was then incapacitated by any law or statute from voting in the election of members to serve in Parliament, such Barrister shall expunge the name of every such person from the said lists."

It is contended on the one side, that the effect of this clause is as follows:—That if a claimant is objected to, and proof given of the notice, then it is compulsory on the Barrister to throw on the claimant the onus of proof of his property qualification, and of that only; and if such proof is not satisfactory, he is to expunge the claimant's name. But that the Barrister is not required to call for proof of the claimant's personal title; and it is urged in support of this view, that the clause expressly disjoins the two grounds of claim, by the use of the language, "and where the name, &c., shall have been objected to &c., every such Barrister shall then require it to be proved, &c.; and in case the same shall not be proved to the satisfaction, &c., or in case it shall be proved that such person was then incapacitated &c., such Barrister shall expunge."

On the other hand it is argued, that by the original Reform Act, 2 Will. 4, the right of voting is restricted to male persons of full age, not subject to any legal incapacity; that the enactments of that act must be considered in construing the 40th clause of the 6 Vict.; that, therefore, when the name of any person is objected to and legal incapacity in the person is suggested, the Barrister is required by the 40th clause of the 6 Vict. as much to require proof of his personal capacity, as of the sufficiency of his qualification, if he is personally capable; because the Barrister is required to have it proved that the claimant is entitled in respect of the qualification described, which he clearly cannot be, if he is personally incapable of being entitled under any qualification. It is argued in support of this view, that the language of the subsequent part of the clause, whatever effect it might have in construing the former part, if that former part would bear a double meaning, cannot possibly be used to vary that construction, which, if the clause stood alone, would arise by inevitable inference. That, further, the alternative form of the lat-

ter part of the clause may receive a sensible explanation consistent with the construction put, in this view of the point, on the former part; for that the passage, "Or in case it shall be proved that such person was then incapacitated," refers to the case where the objector may in his notice have objected generally, or only to the property qualification, and may suggest *ore tenus* an objection to the personal title.

The point is one of considerable difficulty, but we apprehend that the effect of the two acts is, that where a claimant is objected to on the ground of personal incapacity, the Barrister must call for proof of the personal title. It will be observed that the duty of the Barrister arises under the 40th section of the act of Victoria, upon the name of a claimant being objected to generally, and that the form of notice of objection provided by the act, is also general. The general objection, therefore, destroys, so far as it is insisted upon in particulars, all *prima facie* title in the claimant, and puts it upon him to shew, according to the ordinary rules of evidence, that he is within the old Reform Act on all those points on which it is insisted by the objector, in support of his notice, that the claimant is not entitled. When, therefore, the objector alleges that the claimant is an alien, we apprehend that the Barrister is bound to obtain the best evidence that he can, in reference to the disputed fact. No doubt he may, if he thinks fit, call upon the objector first to produce his proof of alienage: but if the objector cannot or will not produce such proof, then we apprehend that the Barrister may not dispense with proof on the part of the claimant, of those facts in support of his title, which, according to the ordinary rules of evidence, are capable of proof by him. If the alleged ground of personal incapacity were, that the claimant was a convicted felon, of course the claimant could not be called upon to prove the negative; but if the objection is that he is an alien, then in calling upon him to prove his title, the Barrister is not calling upon him to prove the negative allegation that he is not an alien, but the positive allegation that he is a British-born subject; or, that being an alien, he has obtained letters of naturalization—positive allegations of which the proof is properly in the custody of the claimant himself.

We apprehend, in fact, that the broad meaning of the first part cited of the 40th clause of the 6 Vict. is, that where a claimant is objected to, he must prove his title, so far as objections to his *prima facie* title are suggested; if he does not, his name must be expunged. And that the second branch of the latter part of the clause does not operate to confine the first part to the question of property qualification merely, but is intended to apply to those cases in which, the qualification being proper, if the claimant could be personally entitled, the objector himself produces proof of a positive allegation of personal incapacity in the claimant, rendering it unnecessary thereby for the Barrister to call upon the claimant to prove his title. It may be added, in support of this view, that it never could have been the intention of the Legislature to take it for granted, that every person living in England is a British-born subject or a naturalized alien, and to throw on objectors in all such cases the proof of alienage, a fact, the proof of which, except in certain spe-

cified cases, it may be quite impossible for the objector to procure; and to absolve the claimant from proving his personal capacity, a fact of which he is the person most likely to possess the proof, and which in practice most men are easily capable of proving.

### Court Papers.

EQUITY SITTINGS, MICHAELMAS TERM,  
12 VICT. 1848.

### Court of Chancery.

*Before the LORD CHANCELLOR, at Westminster.*

Thursday....	Nov. 2	Appeal Motions.
Friday .....	3	{ (Petition-day).—Petitions and Appeals.
Saturday .....	4	{
Monday.....	6	{ Appeals.
Tuesday.....	7	{
Wednesday .....	8	{
Thursday .....	9	{ Appeals, Motions and Ditto.
Friday .....	10	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	11	{
Monday.....	13	{ Appeals.
Tuesday.....	14	{
Wednesday .....	15	{
Thursday .....	16	{ Appeals, Motions and Ditto.
Friday .....	17	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	18	{
Monday.....	20	{
Tuesday.....	21	{ Appeals.
Wednesday .....	22	{
Thursday .....	23	{
Friday .....	24	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	25	Appeal Motions and Appeals.

### Vice-Chancellors' Courts.

*Before the VICE-CHANCELLOR OF ENGLAND, at Westminster.*

Thursday....	Nov. 2	Motions.
Friday .....	3	{ (Petition-day).—Short Causes and Petitions.
Saturday .....	4	{
Monday.....	6	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday.....	7	{
Wednesday .....	8	{
Thursday .....	9	Motions.
Friday .....	10	{ (Petition-day).—Short Causes, Petitions, (unopposed first), and Causes.
Saturday .....	11	{
Monday.....	13	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday.....	14	{
Wednesday .....	15	{
Thursday .....	16	Motions.
Friday .....	17	{ (Petition-day).—Short Causes, Petitions, (unopposed first), and Causes.
Saturday .....	18	{
Monday.....	20	{
Tuesday.....	21	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	22	{
Thursday .....	23	{
Friday .....	24	{ (Petition-day).—Short Causes, Petitions, (unopposed first), and Causes.
Saturday .....	25	Motions.

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Westminster.*

Thursday....	Nov. 2	Motions.
Friday .....	3	{ (Petition-day).
Saturday .....	4	{ Short Causes, Pleas, Demurrers, Exceptions, Causes, and Further Directions.

Monday.....	6	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday.....	7	Bankrupt Petitions.
Wednesday.....	8	Motions.
Thursday.....	9	(Petition-day).—Petitions and Causes.
Friday.....	10	Short Causes and Causes.
Saturday.....	11	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday.....	13	Bankrupt Petitions and Causes.
Tuesday.....	14	Motions.
Wednesday.....	15	(Petition-day).—Petitions and Causes.
Thursday.....	16	Short Causes and Causes.
Friday.....	17	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday.....	18	Bankrupt Petitions.
Monday.....	20	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday.....	21	(Petition-day).—Petitions, Short Causes, and Causes.
Wednesday.....	22	Motions.
Thursday.....	23	
Friday.....	24	
Saturday.....	25	

*Before VICE-CHANCELLOR WIGRAM, at Westminster.*

Thursday....	Nov. 2	Motions and Causes.
Friday.....	3	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday.....	4	Short Causes, Petitions, (unopposed first), and Causes.
Monday.....	6	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday.....	7	Motions and Ditto.
Wednesday.....	8	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday.....	9	Short Causes, Petitions, (unopposed first), and Causes.
Friday.....	10	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday.....	11	Short Causes, Petitions, (unopposed first), and Causes.
Monday.....	13	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday.....	14	Motions and Ditto.
Wednesday.....	15	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday.....	16	Short Causes, Petitions, (unopposed first), and Causes.
Friday.....	17	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday.....	18	Short Causes, Petitions, (unopposed first), and Causes.
Monday.....	20	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday.....	21	(Petition-day).—Short Causes, Petitions, (unopposed first), and Causes.
Wednesday.....	22	Motions and Causes.
Thursday.....	23	
Friday.....	24	
Saturday.....	25	

**London Gazettes.**

**TUESDAY, SEPTEMBER 5.**

**BANKRUPTS.**

**WILLIAM DARBY**, Walsham in the Willows, near Bury St. Edmund's, Suffolk, bread baker and confectioner, dealer and chapman, Sept. 12 at half-past 11, and Oct. 17 at half-past 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Buchanan, 8, Basinghall-street, City.—Fiat dated Sept. 1.

**CHARLES COOPER**, Willenhall, Staffordshire, grocer and provision dealer, Sept. 12 and Oct. 14 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Smith, Wolverhampton; Motteram & Co., Birmingham.—Fiat dated Aug. 26.

**THOMAS HANDLEY**, Brecon, Brecknockshire, dealer and chapman, Sept. 19 and Oct. 17 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Bishop, Brecon; Gregory & Sons, Clement's-lane, London.—Fiat dated Aug. 16.

**ROBERT GLOVER BENSON** and **NATHANIEL KINSMAN**, Leeds, Yorkshire, linen and woollen drapers, dealers and chapmen, (carrying on business under the style or firm of Benson & Kinsman), Sept. 19 and Oct. 10 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Harle & Clarke, Leeds; Jones & Co., John-street, London.—Fiat dated Aug. 30.

**JAMES ACOMB**, Blackburn, Lancashire, and York, draper, dealer and chapman, Sept. 15 and Oct. 19 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, Cheapside, London.—Fiat dated Aug. 28.

**GEORGE FARNWORTH**, **HENRY FARNWORTH**, and **JAMES FARNWORTH** the younger, Enfield, Lancashire, engravers to calico printers, Sept. 19 and Oct. 10 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. E. & R. W. Bennett, Manchester; Hall, Accrington; Johnson & Co., King's Bench-walk, Temple, London.—Fiat dated Aug. 28.

**THOMAS STACEY**, Eckington, Derbyshire, coal master, dealer and chapman, Sept. 18 and Oct. 9 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. W. & B. Wake, Sheffield; Walter & Pemberton, 4, Symond's-inn, Chancery-lane, London.—Fiat dated Aug. 29.

**MEETINGS.**

*Horatio Frederick Wims*, Birmingham, japanner, Sept. 28 at half-past 10, District Court of Bankruptcy, Birmingham, ch. ass.—*Alfred Wm. Hare*, Bartlett's-buildings, and Swan-chambers, Lad-lane, London, and Park-place, Highgate, Middlesex, brush manufacturer, Sept. 15 at 11, Court of Bankruptcy, London, last ex.—*Charles Mason*, Manchester, paper hanger, and also of Longsight, Lancashire, paper manufacturer, Sept. 15 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Boyce*, Birmingham, umbrella furniture manufacturer, Oct. 10 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Richard Greenhow*, Wrexham, Denbighshire, iron master, Sept. 28 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Henry Alexander Stewart*, Liverpool, ship broker, Sept. 26 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Sept. 29 at 11, div.—*George Beale Brown*, Liverpool, commission merchant, Sept. 26 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Wm. Turnbull*, Newcastle-upon-Tyne, victualler, Sept. 27 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Sept. 28 at 12, div.—*Robert Reed*, Bishop Middleton, Durham, common brewer, Sept. 27 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*William Dingley*, Bridgewater, Somersetshire, victualler, Sept. 27 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Sept. 28 at 1, div.—*Richard Bonustow*, Redruth, Cornwall, grocer, Sept. 27 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Sept. 28 at 1, div.—*Wm. Carter*, Exeter, innkeeper, Sept. 27 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Sept. 28 at 1, div.—*Joseph White*, Exeter, decorative painter, Sept. 27 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Sept. 28 at 1, div.—*Isaac Boyd* and *Rich. Harmer*, Spital-square, Middlesex, silk manufacturers, Sept. 26 at half-past 1, Court of Bankruptcy, London, first and fin. div. of sep. est. *R. Harmer*.—*Richard Parker*, Hambro'-wharf, London, and Oxford, and Anderton, Cheshire, wharfinger, Sept. 27 at 1, Court of Bankruptcy, London, div.—*Wm. West*, London-terrace, Hackney-road, Middlesex, linen draper, Sept. 27 at 1, Court of Bankruptcy, London, div.

**CERTIFICATES.**

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Thomas Kent*, Great Brington, Northamptonshire, timber merchant, Sept. 30 at half-past 11, Court of Bankruptcy, London.—*Samuel Carroll*, Mincing-lane, London, broker, Sept. 30 at 11, Court of Bankruptcy, London.—*T. Partridge* and *John Jordan*, Luton, Bedfordshire, wine merchants, Sept. 27 at 11, Court of Bankruptcy, London.—*George Pringle*, Gateshead, Durham, letter-press printer, Sept. 27 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Thomas Jobling*, High Conside, Durham, draper, Sept. 28 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Michell*, Feock, Cornwall, merchant, Sept. 27 at 11, District Court of Bankruptcy, Exeter.—*James Wynn*, Falmouth, Cornwall, gas manufacturer, Sept. 27 at 11, District Court of Bankruptcy, Exeter.—*Wm. Drinkwater*, Liverpool, draper, Sept. 29 at 11, District Court of Bankruptcy, Liverpool.—*H. W. Lowry* and *John B. Brown*, Liverpool, brokers, Sept. 29 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Henderson*, Wolverhampton, Staffordshire, tin-plate manufacturer, Sept. 28 at half-past 10, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 26.*

*J. S. Whitaker*, Salford, Lancashire, wine dealer.—*Wm. Wheatley*, New-house, Buxted, Sussex, wheelwright.—*Martha Serle*, Aberavon, Glamorganshire, licensed victualler.—*C. L. Jones and R. Cole*, Oxford-street, Middlesex, cheesemongers.—*John Boyce*, Birmingham, umbrella furniture manufacturer.—*Wm. Howitt*, Strand, Middlesex, bookseller.—*R. J. Day*, Halstead, Essex, spirit merchant.—*Wm. Mayler*, Liverpool, clerk to an attorney.—*Leonard Slater Butler*, Ludgate-hill, London, and No. 8 Wharf, City-road-basin, Middlesex, stationer and coal merchant.

**PARTNERSHIP DISSOLVED.**

*Robt. Cook and Thos. Anstey Mansford*, Bath, attorneys at law and solicitors in Chancery.

**SCOTCH SEQUESTRATION.**

*Joseph Auckland*, Elgin, horse dealer.

**INSOLVENT DEBTORS**

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thos. Clinch*, Shinglewell, Northfleet, Kent, farmer, Sept. 11 at 10, County Court of Kent, at Gravesend.—*Wm. James Bryant*, Weston-super-Mare, Somersetshire, tailor, Sept. 16 at 11, County Court of Somersetshire, at Weston-super-Mare.—*Wm. Johnston*, Wigton, Cumberland, innkeeper and grocer, Sept. 25 at 3, County Court of Cumberland, at Wigton.—*William Jones*, Margam, Glamorganshire, labourer, Sept. 18 at 10, County Court of Glamorganshire, at Neath.—*Henry Mowday*, Sept. 16 at 2, County Court of Kent, at Folkstone.—*Thos. Walters*, Honiton, Devonshire, boot maker, Sept. 13 at 10, County Court of Devonshire, at Honiton.—*R. Field*, Redditch, Worcestershire, needle manufacturer, Sept. 22 at 2, County Court of Worcestershire, at Redditch.—*J. Hudson*, Morpeth, Northumberland, farmer, Sept. 30 at 10, County Court of Northumberland, at Morpeth.—*Jas. C. Houghton*, Great Yarmouth, Norfolk, out of business, Sept. 19 at 10, County Court of Norfolk, at Great Yarmouth.—*W. Stanly*, Dawley, Shropshire, railway excavator, Sept. 16 at 10, County Court of Shropshire, at Madely.—*John Whicker*, Southleigh, Devonshire, beer-house keeper, Sept. 13 at 10, County Court of Devonshire, at Honiton.—*Samuel Freeman*, Lowestoft, Suffolk, tailor, Sept. 27 at 9, County Court of Suffolk, at Lowestoft.—*John Rice*, Woolpit, Suffolk, labourer, Sept. 25 at 10, County Court of Suffolk, at Stowmarket.

**Saturday, Sept. 2.**

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*John H. Ellis*, Llanallgo, Anglesey, farmer, No. 64,609 C.; *John Williams*, new assignee. — *Edward Edwards*, removed.—*Robert A. Langworthy*, Bath, Somersetshire, surgeon, No. 37,617 T.; *Daniel Wood*, new assignee, *Thomas Flower*, deceased.—*Jas. Haigh*, Wakefield, Yorkshire, out of business, No. 69,211 C.; *William Dale*, assignee.—*Edward Symond*, Marton-house, near Winsford, Cheshire, schoolmaster, No. 69,745 C.; *Edward Parry*, assignee.—*Richard Crago*, Liskeard, Cornwall, stone mason, No. 69,889 C.; *Joseph Jago*, assignee.—*John William Watson*, Leeds, Yorkshire, machine maker, No. 69,893 C.; *John Dawson* and *Thomas Naylor*, assignees.—*Wm. Barnes*, Gloucester, butcher, No. 45,136 C.; *John Husbands*, assignee.—*Peter S. Sampson*, Ipswich, Suffolk, silk mercer, No. 2789 T.; *John Brooksley*, assignee.—*Thos. Bird*, Ripple, Worcestershire, attorney at law, No. 69,760 C.; *Thomas Heach* and *Thomas Weaver*, assignees.—*John Hall*, Milford, Derbyshire, horse dealer, No. 69,850 C.; *Thomas Dixon*, assignee.—*Geo. Gardner*, Kingstanley, Gloucestershire, cattle dealer's assistant, No. 69,836 C.; *Isaac Allan Cooke*, assignee.

**Saturday, Sept. 2.**

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*John Alexander*, Pitt-street, Fitzroy-square, and Goodge-street, Tottenham-court-road, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—*Richard*

*Lea*, Houghton-street, Clare-market, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*Thos. E. Canham*, Hayfield-place, Mile-end-road, Middlesex, corn dealer: in the Debtors Prison for London and Middlesex.—*Wm. Pagden*, Gray's-inn-lane, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*Wm. Riches*, John-street, White Horse-lane, Stepney, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Henry Hambridge*, Hoxton-square, Hoxton, Middlesex, coach smith: in the Debtors Prison for London and Middlesex.—*Joseph Saunders* the elder, Bermondsey-st., Bermondsey, Surrey, bone dealer: in the Debtors Prison for London and Middlesex.—*Thomas Gathercole* the younger, Henrietta-terrace, Creek-road, Deptford, Kent, auctioneer: in the Queen's Prison.—*Luke F. Whitby*, Poultry, London, builder: in the Debtors Prison for London and Middlesex.—*Aug. Adams*, Penton-place, Walworth, Surrey, East India and Colonial broker: in the Debtors Prison for London and Middlesex.—*John Milligan*, Chapel-st., Lamb's Conduit-st., Middlesex, mason: in the Debtors Prison for London and Middlesex.—*John Jackson*, Liverpool, licensed victualler: in the Gaol of Lancaster.—*Thos. Thompson*, Liverpool, skinner: in the Gaol of Lancaster.—*Wm. Tattersall*, Bacup, Lancashire, common carrier: in the Gaol of Lancaster.—*James Taylor*, Hulme, Manchester, provision dealer: in the Gaol of Lancaster.—*Barnard Byrne* the younger, Bootle, Liverpool, provision dealer: in the Gaol of Lancaster.—*Rich. Wilkins*, Liverpool, joiner: in the Gaol of Lancaster.—*Wm. Skier*, Manchester, salesman to a paper dealer: in the Gaol of Lancaster.—*John Russell*, Bramley, near Leeds, Yorkshire, out of business: in the Gaol of York.—*Daniel Reed* the elder, Stotham Apall, Suffolk, not following any business: in the Gaol of Ipswich.—*Henry Dyer*, Streasley, near Reading, Berkshire, licensed victualler: in the Gaol of Reading.—*Harries*, Lower Stroud, Blagdon, Somersetshire, labourer: in the Gaol of Wilton.—*Hen. Gardiner*, Liverpool, joiner: in the Gaol of Lancaster.—*Wm. Smeatham*, Liverpool, waiter: in the Gaol of Lancaster.—*John Crowdsom*, Wigan, Lancashire, attorney at law: in the Gaol of Lancaster.—*Joshua Moray*, Tydraw, St. Bride's Minor, Glamorganshire, carpenter: in the Gaol of Cardiff.—*Thos. Davies*, Morriston, Glamorganshire, licensed victualler: in the Gaol of Cardiff.—*Jos. Cross*, Hayling Island, near Havant, Southamptonshire, innkeeper: in the Gaol of Winchester.—*Thomas Stickland*, Lymington, Southamptonshire, whitesmith: in the Gaol of Winchester.—*Jos. Sothcott*, Portsea, Southamptonshire, tailor: in the Gaol of Winchester.—*Henry Shields*, Manchester, ale dealer: in the Gaol of Lancaster.—*Josiah Morgan*, Cromarvon, Glamorganshire, labourer: in the Gaol of Cardiff.—*Mary Kingsley*, Mountain Ash, Glamorganshire, publican: in the Gaol of Cardiff.—*Thos. Woodhouse Stevens*, Fenchurch-st., London, merchant: in the Gaol of Winchester.—*John Drake*, Coppengate, Yorkshire, no trade: in the Gaol of York.—*J. Dennis*, Hanley, Staffordshire, crape maker: in the Gaol of Stafford.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

**Sept. 21 at 11, before the CHIEF COMMISSIONER.**

*Owen Richards*, Garden-cottage, St. Ann's-road, Brighton, Surrey, out of business.—*Rich. Stonhill*, Great Cambridge-street, Hackney-road, Middlesex, out of business.—*James Fiddes*, Melbourn-cottages, Townhend-road, St. John's-wood, Middlesex, following no business.

**Sept. 21 at 11, before Mr. Commissioner LAW.**

*Thos. W. Stewart*, Great Portland-street, Portland-place, Middlesex, a lieutenant in her Majesty's 1st West India Regiment.—*George Brown*, Petersburgh-place, Baywater, Middlesex, wine merchant.—*Thos. E. Canham*, Hayfield-place, Mile-end-road, Middlesex, corn dealer.—*Chas. B. Roberts*, Rose-cottages, St. Thomas's-sq., Hackney, Middlesex, dealer in railway shares.—*Amos Glenister*, Little Northampton-st., Clerkenwell, Middlesex, baker.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

**At the County Court of Yorkshire, at YORK CASTLE, Sept. 14 at 3.**

*Thomas Wilcock*, Wood-top, Idle, near Bradford, out of business.—*Thomas Dobson*, Leeds, out of business.—*John*

*Devison*, Marton, near Middlesborough, labourer.—*Thomas Smith*, Selby, ship carpenter.—*Geo. Newsome*, Batley, near Dewsbury, rag dealer.—*William Wells*, Bradford, worsted spinner.

*Sept. 15 at 9, at the same place.*

*Sam. Hirst*, Batley Carr, near Dewsbury, gardener.—*Chas. Goff*, Scarbrough, out of business.—*Jos. Morton*, Mirfield, near Dewsbury, card maker.—*Wm. Taylor*, Golcar, near Huddersfield, out of business.—*Wm. Moss*, Harrogate, hosier.—*Edw. Lister*, Balby, near Doncaster, out of business.—*Sam. Lee*, Shelf, near Halifax, cotton warp dyer.—*W. Dibb*, Allerton Bywater, near Pontefract, out of employment.—*Paul Hardus*, Allerton Bywater, near Pontefract, out of employment.—*Jos. Butler*, New-town, near Leeds, butcher.—*Wm. Speight*, Dewsbury-moor, near Dewsbury, blanket manufacturer.—*Geo. A. Wilson*, Hunslet, near Leeds, manufacturing chemist.—*Jos. Beaumont*, Leeds, glass dealer.—*Wm. Wilson*, Golcar, near Huddersfield, and Huddersfield, clothier.—*Chas. A. Nutt*, Spurriergate, share broker's clerk.—*Wm. Gladwin*, Hunslet-lane, near Leeds, out of business.—*Joseph Parker*, Batley, near Dewsbury, commission agent for the sale of hair.—*Jos. Knight*, Bradford, out of business.—*John Wesson*, Brigste, Leeds, tailor.—*Fred. Burgess*, Bradford, wool-stapler.

*At the County Court of Lancashire, at LANCASTER, Sept. 15 at 10.*

*Geo. A. Green*, Liverpool, car proprietor.—*Thomas Pryce Davies*, Great Crosby, near Liverpool, never in business.—*Dav. Cook*, Liverpool, wheelwright.—*Nanny Edgar*, widow, Liverpool, out of business.—*Jas. Fullerton*, Liverpool, out of business.—*John Briddon*, Liverpool, bookkeeper.—*Daniel Wild*, Oldham, out of business.—*Jas. Brabin*, Salford, commercial clerk.—*Edward A. G. Garwood*, Pendleton, out of business.—*Ann Wearing*, widow, Liverpool, out of business.—*John Prescott*, Salford, auctioneer's clerk.—*Charles Low Swinson*, Manchester, merchant.—*W. Franklin*, Liverpool, sail maker.—*Wm. Edwards*, Liverpool, keeper of a tap.—*W. Shiers*, Cheetham, Manchester, paper hanger.—*R. Williams*, Llanfachreth, Merionethshire, North Wales, and at Liverpool, joiner.—*Jas. Taylor*, Hulme, Manchester, moulder.—*James Roe*, Manchester, trimming manufacturer.—*James Taylor*, Busk, Oldham, cotton doubler.—*Thomas Taylor*, Oldham, joiner.

*Sept. 16, at the same hour and place.*

*Wm. Smeatham*, Liverpool, waiter.—*Jos. Walker*, Woodplumpton, near Preston, farmer.—*John Jackson*, Liverpool, licensed victualler.—*Hen. Gardiner*, Liverpool, joiner.

*At the County Court of Durham, at Durham, Sept. 15.*

*John A. Muers*, New Durham, near Durham, draper.

*At the County Court of Northamptonshire, at NORTHAMPTON, Sept. 25.*

*Rich. Wray*, Deeping-gate, Maxey, near Market Deeping, labourer.—*Susanna Stafford*, Nassington, near Wansford, widow, in no business.

*At the County Court of Northumberland, at MORPETH, Sept. 30 at 10.*

*William Forsyth*, Stanton, brick maker.

*At the County Court of Somersetshire, at TAUNTON, Sept. 20.*

*Israel Apsey*, West Coker, near Yeovil, out of business.—*Geo. Day*, Shipham, near Axbridge, in no way of business.—*Hen. Iles*, Lower Stroud, Blagdon, labourer.

*At the County Court of Glamorganshire, at CARDIFF, Sept. 21.*

*Louis M. J. Butel*, Oystermouth, out of business.—*Joshua Morgan*, Tydraw, St. Bride's Minor, carpenter.—*T. Davies*, Morriston, out of business.—*Jasson Morgan*, Cwmavon, labourer.—*Mary Kingsbury*, Mountain Ash, near Aberdare, publican.

*At the County Court of Oxfordshire, at OXFORD, Sept. 21.*

*Elizabeth Lee*, widow, Oxford, cork cutter.

*At the County Court of Shropshire, at OSWESTRY, Sept. 22 at 12.*

*George Davies*, St. Martin's, miller.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Henry Somerset*, Marlborough, Wiltshire, corn dealer, at Woodman's, Stitchcomb Farm, Marlborough, Wiltshire, from the 12th September until the 9th October, and after such last-mentioned day, application must be made to the Provisional Assignee, 33, Lincoln's-inn-fields, London: 6s. 8½d. in the pound.

#### MEETINGS.

*Thos. C. Davies*, Bristol, out of business, Sept. 13 at 11, Hare and Hounds Inn, Aileburton, Lydney, Gloucestershire, sp. aff.—*John A. Muers*, New Durham, near Durham, draper, Sept. 22 at 11, City Tavern, Market-place, Durham, sp. aff.

#### FRIDAY, SEPT. 8.

#### BANKRUPTCY.

**JAMES EMMINS**, Princes-road, Notting-hill, Middlesex, bricklayer and builder, dealer and chapman, Sept. 15 at 1, and Oct. 23 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Fallows, Piccadilly.—Fiat dated Sept. 5.

**JOSEPH ROBINSON TOWERS**, late of Newcastle-upon-Tyne, Northumberland, innkeeper, dealer and chapman, and now of High Holborn, Middlesex, Sept. 20 at half-past 12, and Oct. 24 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Stanley, 16, Millman-st., Bedford-row.—Fiat dated Sept. 4.

**ABRAHAM NASH**, formerly of Oldbury, Worcestershire, grocer, and now of Netherton, Worcestershire, scythe plater, Sept. 16 and Oct. 14 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Motteram & Co., Birmingham.—Fiat dated Sept. 2.

**WILLIAM COUCH and JOHN DAVIES COUCH**, Swansea, Glamorganshire, sail makers and ship chandlers, dealers and chapmen, Sept. 21 and Oct. 19 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Tripp, Swansea; Jones & Co., Crosby-sq.—Fiat dated Aug. 30.

**ROGER ELLIOTT**, Plymouth, Devonshire, builder, dealer and chapman, Sept. 20 and Oct. 25 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Lavers, jun., Plymouth; Stogdon, Exeter; Potifex & Moginie, 5, St. Andrew's-court, Holborn, London.—Fiat dated Aug. 23.

**JOSEPH BANNISTER**, Lockwood, Almondbury, Yorkshire, thread and cotton warp manufacturer, dealer and chapman, (carrying on business at Folly-hall-mills, near Huddersfield, Yorkshire, as a thread and cotton warp manufacturer, dealer and chapman), Sept. 18 and Oct. 23 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Hird, Huddersfield; Caries, Leeds; Clarke, Chancery-lane, London.—Fiat dated Sept. 4.

**THOMAS CARTER and GEORGE WHARTON**, Gainsborough, Lincolnshire, engineers and millwrights, manufacturers of patten rings and clogs, dealers and chapmen, (under the style or firm of Carter & Wharton), Sept. 20 and Oct. 25 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carrick; Sols. Plaakett, Gainsborough; Scott & Co., Lincoln's-inn-fields, London.—Fiat dated Sept. 4.

**ABSAOM HUMPHREYS**, Liverpool, boot and shoe maker, Sept. 20 and Oct. 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Evans & Son, Liverpool; Humphreys, St. Asaph; Oliver, Old Jewry-chambers, London.—Fiat dated Sept. 2.

**GEORGE LOWE**, Chesterfield, Derbyshire, woollen draper, dealer and chapman, Sept. 21 and Oct. 12 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Busby, Chesterfield; Binney, Manchester; Palmer & Co., 24, Bedford-row, London.—Fiat dated Sept. 1.

**PETER FEENY**, Manchester, clothes dealer, dealer and chapman, Sept. 22 and Oct. 19 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sutton, Manchester; Milns & Co., Temple, London.—Fiat dated Aug. 30.

**MARGARET HASSELL**, Manchester, milliner, dealer and chapwoman, Sept. 20 and Oct. 11 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Rowley & Taylor, Manchester; W. & H. P. Sharp, 2, Verulam-buildings, Gray's-inn, London.—Fiat dated Sept. 1.



**WILLIAM WALLACE and GEORGE DORMOND**, Sunderland, Durham, butchers and ship owners, Sept. 13 at 12, and Oct. 13 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Brunton or Cooper, Sunderland; Nixon, 13, Clifford's-inn, London.—Fist dated Aug. 30.

#### MEETINGS.

**Edward John Allen and Fred. Wm. Allen**, Seymour-place, Bryanstone-square, Middlesex, riding masters, Sept. 28 at half-past 1, Court of Bankruptcy, London, last ex. of *Ed. J. Allen*.—**John Gurney**, Lambeth-walk, Surrey, brewer, Sept. 28 at 12, Court of Bankruptcy, London, last ex.—**J. Paley Baldy**, Devonport, Devonshire, apothecary, Sept. 28 at 11, District Court of Bankruptcy, Exeter, last ex.—**Thomas Merrill and Chas. Benson**, Salford, Lancashire, type founders, Sept. 18 at 12, District Court of Bankruptcy, Manchester, last ex.—**Jos. R. Pim**, Birkenhead, Cheshire, brick maker, Sept. 22 at 11, District Court of Bankruptcy, Liverpool, last ex.—**Estil Cato**, Hartlepool, Durham, innkeeper, Sept. 29 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Charles Taylor**, Mirfield, Yorkshire, common brewer, Oct. 3 at 11, District Court of Bankruptcy, Leeds, last ex.—**John Nicholls**, Bristol, mason, Oct. 3 at 11, District Court of Bankruptcy, Bristol, and. ac.—**Thos. Stotter** and **Wm. Richards**, Manchester, joiners, Sept. 29 at 12, District Court of Bankruptcy, Manchester, and. ac.; Oct. 5 at 12, div.—**John Wood and Henry Wood**, Huddersfield, Lancashire, woollen manufacturers, Oct. 3 at 11, District Court of Bankruptcy, Manchester, and. ac.; Oct. 10 at 11, div.—**Jas. Burt and Jas. Burt** the younger, Manchester, and **W. Tottie Watson**, Leeds, Yorkshire, commission agents, Oct. 3 at 11, District Court of Bankruptcy, Manchester, and. ac.; Oct. 4 at 11, div.—**Benj. Yeates**, Monmouth, draper, Sept. 29 at 11, District Court of Bankruptcy, Bristol, and. ac.—**Thomas Kelland Adams**, Birmingham, gun manufacturer, Oct. 5 at 11, District Court of Bankruptcy, Birmingham, and. ac.—**John Matthews and Charles Decimus Matthews**, Chipping Norton, Oxfordshire, and Chipping Campden, Gloucestershire, bankers, Oct. 3 at 11, District Court of Bankruptcy, Birmingham, and. ac.; Oct. 5 at 11, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**Alex. Warrant**, Skinner-st., Snow-hill, London, money scrivener, Oct. 2 at 12, Court of Bankruptcy, London.—**Wm. Townley** the younger, Manchester, stock broker, Sept. 29 at 12, District Court of Bankruptcy, Manchester.—**Jacob Forth**, Nottingham, hatter, Oct. 6 at 11, District Court of Bankruptcy, Nottingham.—**John Walker and Wm. Walker**, Birkenhead, Cheshire, joiners, Oct. 3 at 11, District Court of Bankruptcy, Liverpool.—**Richard Dalby Pawson**, Leeds, Yorkshire, apothecary, Sept. 29 at 11, District Court of Bankruptcy, Leeds.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 29.

**Zachariah Bowden**, Werrington-street, Oakley-sq., Middlesex, builder.—**George Murphy**, Church-street, Camberwell, Surrey, plumber.—**Henry Stock**, Portmadoc, Carnarvonshire, manufacturer of slate goods.—**H. C. Robinson**, Brecknock-crescent, Camden-town, and Caledonia-place, King's-cross, Middlesex, surgeon.—**Robert Jones**, Edensfield, Tottington Higher-end, Lancashire, cotton spinner.—**Robt. Hughes**, Liverpool, laceman.—**Wm. Sandilands**, South Lambeth, and Walnut-tree-walk, Surrey, piano-forte key maker.—**Jas. R. Duncan**, Liverpool, woollen draper.—**G. Cradock**, Darlington, Durham, rope maker.—**Thomas Swift**, Monmouth, and Chepstow, Monmouthshire, and Brockwear, Gloucestershire, and Bristol, timber merchant.—**Henry Jakeways**, Pontypool, Monmouthshire, licensed victualler.—**V. H. Halpike**, Cromer-street, Gray's-inn-road, Middlesex, piano-forte maker.—**Thomas Cooper**, York, stock broker.—**M. Merritt**, Pensford, Somersetshire, farmer.—**Jos. Shepherd and Benj. Shepherd**, Exeter, wine merchants.

#### SCOTCH SEQUESTRATIONS.

**David Anderson**, Edinburgh, chemist.—**David Crow**, Glasgow, wright.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**Albany Cradock**, Portsea, Southampton, chemist, Sept. 30 at 9, County Court of Hampshire, at Portsmouth.—**W. Lee**, Southsea, near Portsmouth, Hampshire, saddler, Sept. 30 at 9, County Court of Hampshire, at Portsmouth.—**J. Benjer** the younger, Ipswich, Suffolk, general dealer, Sept. 29 at 9, County Court of Suffolk, at Ipswich.—**Wm. Camden**, Ipswich, Suffolk, butcher, Sept. 29 at 9, County Court of Suffolk, at Ipswich.—**Thomas Davis**, Swansea, Glamorganshire, commission agent, Sept. 15 at 10, County Court of Glamorganshire, at Swansea.—**John P. Ellenden**, Margate, Kent, coach maker, Sept. 26 at 10, County Court of Kent, at Margate.—**John Rowley**, Chirk, Denbighshire, underground bailiff, Sept. 25 at 10, County Court of Denbighshire, at Roshan.—**H. Woollem**, Ashton-under-Lyne, Lancashire, lime dealer, Sept. 14, County Court of Lancashire, at Ashton-under-Lyne.—**Samuel Newell**, Birmingham, out of business, Sept. 14 at 10, County Court of Warwickshire, at Birmingham.—**Henry Halford**, Birmingham, currier, Sept. 14 at 10, County Court of Warwickshire, at Birmingham.—**James Lewis** the younger, Dover, Kent, licensed victualler, Sept. 22 at 10, County Court of Kent, at Ashford.—**Mark Oakley**, Birmingham, baker, Sept. 14 at 10, County Court of Warwickshire, at Birmingham.—**James Crowder**, Birmingham, cooper, Sept. 14 at 10, County Court of Warwickshire, at Birmingham.—**J. Lawrence**, Birmingham, brass founder, Sept. 14 at 10, County Court of Warwickshire, at Birmingham.—**Jos. Tilly**, Birmingham, commission agent, Sept. 14 at 10, County Court of Warwickshire, at Birmingham.—**Wm. Edwards**, Woolston-wood, Nantwich, Cheshire, farm bailiff, Sept. 30 at 10, County Court of Cheshire, at Northwich.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Sept. 22 at 11, before the CHIEF COMMISSIONER.

**Wm. Tooth**, Broad-st., Lambeth-butts, Lambeth, Surrey, engineer.

Sept. 22 at 11, before Mr. Commissioner HARRIS.

**Thomas Emney**, Stratford-place, Middlesex, butler.—**John H. Bastard**, B. A., Kemp-terrace, Woolwich-common, Kent, clerk.—**Geo. King**, Robson's-row, Kennington, Surrey, out of business.—**Jas. Longstreath**, Fetter-lane, Holborn, London, eating-house keeper.

Sept. 22 at 11, before Mr. Commissioner PHILLIPS.

**Robert Evans**, James's-place, Thomas-street, Camberwell New-road, Surrey, linen draper.—**Wm. Pagdin**, Gray's-inn-lane, Holborn, Middlesex, licensed victualler.—**George Lloyd**, Eversholt-street, Camden-town, Middlesex, keeper of a bed shop.—**George Trischmann**, Featherstone-street, St. Luk's, Middlesex, bristle assorter.—**Arthur B. Warmoll**, Theobald's-road, Red Lion-square, Middlesex, secretary of the Great Bombay and Madras Railway Company.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Essex, at CHELMSFORD, Sept. 21 at 12.

**Samuel Rashbrook**, Arleigh, labourer.—**Geo. Tredegar**, Springfield, licensed victualler.

At the County Court of Suffolk, at IPSWICH, Sept. 29.

**Daniel Reed** the elder, Stonham Aspell, Suffolk, not following any business.

At the County Court of Hampshire, at WINCHESTER, Sept. 25.

**Sarah Doughney**, widow, Southampton, out of business.—**Jas. M. Brine**, Portsmouth, general commission agent.—**Wm. Neale**, Landport, near Portsea, boatswain in the Royal Navy.—**Thomas W. Stevens**, Greenwich, Kent, merchant.—**Robert Hendy**, Winchester, innkeeper.—**Joseph Sothcott**, Portsea, tailor.—**Thomas Stickland**, Lymington, and Downton, near Lymington, whitesmith.—**James Cross**, Hayling Island, innkeeper.

## MEETINGS.

*John Hammond*, South Berstead, Sussex, Sept. 23 at 10, at *Sherwood's*, Chichester, sp. aff.—*Ann Prichard*, Wavenham, Llanbedrog, Anglesey, farmer, Sept. 23 at 12, at *Dwen's*, Beaumaris, sp. aff.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—*Francis William Calvert*, of the city of York; and *Arthur Harvard*, of Wirksworth, Derbyshire.

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, at Westminster, has appointed *John Robinson Legge*, gent., of Houghton-le-Spring, Durham, to be one of the perpetual Commissioners for taking the acknowledgments of deeds to be executed by married women, in and for the county of Durham.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and published at No. 3, CHANCERY-LANE, in the Parish of St. Dunston in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, September 8, 1848.

# The Jurist

No. 610—VOL. XII.

SEPTEMBER 16, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench .....	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
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Master of the Rolls Court .....	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act. ....	{ W. PATERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.
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Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors Commons.
		Cases in Bankruptcy ....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, SEPTEMBER 16, 1848.

MANY actions within the letter and the spirit of the Small Debts Act (9 & 10 Vict. c. 95) continue to be brought in the superior courts. This course has been encouraged by the failure in some cases, on technical grounds, of the application to deprive the plaintiff of his costs. We know of a recent instance, in which an action was commenced in a superior court for 10*l*. After a verdict for the plaintiff, the defendant made three applications to a judge at chambers and one to the Court, before he could obtain leave to enter a suggestion under the above statute; the suggestion is now emurred to, and it is not improbable that he may be ultimately compelled to pay the costs of all these collateral proceedings, and also of the action. The source of all this difficulty was a defect in the affidavit on such application. The statute is wholly silent as to the mode of depriving the plaintiff of his costs, and thus, instead of simplifying the matter, as it might have been done by a few words, it has left it subject to the conflicting decisions and strict requirements of the old law. It appears to us, that the act should have contained a clause making the deprivation of costs a part of the finding of the jury, or the subject of a certificate from the judge, which should have appeared on the record. By either of these means the plaintiff would have been disabled by the record itself, from entering judgment for costs, and no further step need have been taken in regard to them by either party. Theonus of proving his title to costs should have been on the plaintiff, as being an exceptive case. As it is, however, the defendant has to bear the burthen, and is compelled to make an application founded upon an affidavit, in which the utmost certainty is required, and if it be defective, except in the mere intitling of it, no second application is allowed on amended materials.

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Under these circumstances, we have thought it would be useful to our readers if we were to devote the present article to a consideration of the mode which should be adopted to deprive the plaintiff of costs under the new Small Debts Act.

First, the act not containing any specific directions on this point, we must have recourse to the practice which prevailed under analogous statutes previous to its passing, namely, Courts of Requests Acts. We find that, under them, in the absence of such directions, the proper course was to move on affidavit for leave to enter a suggestion on the record to deprive the plaintiff of costs. (See *Barney v. Tubbs*, 2 H. Black. 352).

The application may be to a judge at chambers or to the Court, and should call upon the plaintiff to shew cause why he should not bring in the record and carry in the roll, (if he has not already done so), and why the defendant should not be at liberty to enter thereon a suggestion to deprive the plaintiff of costs under the stat. 9 & 10 Vict. c. 95, or why the plaintiff should not be restrained from entering up judgment for the costs, and why in the meantime all proceedings should not be stayed.

Secondly, as to the time of making the application. It should not be before verdict. By sect. 129 of the above act, it is only where a verdict is found for the plaintiff for less than 20*l*. &c., that he is to lose his costs. The application, therefore, cannot be made after a judgment by default (which we regard as another defect in the act). See on this point *Waller v. Dean*, (8 Scott, N. R., 760); *Meredith v. Drew*, (1 Dowl. 252). It should in general be made within the time for moving for a new trial. (*Garratt v. Babington*, 1 D. & L. 820; and see *Hippesley v. Laing*, 4 B. & C. 863). But it may, it seems, be made at any time after verdict, and before judgment is signed. (*Harding v. Howard*, 9 Jur. 733; *Robinson v. Learson*, 1 D. & L. 756). Under

former statutes the application was not permitted to be made after judgment was signed. (*Calvert v. Boorard*, 5 M. & S. 510; *Unwin v. King*, 2 Dowl. 593; *Watchorn v. Cook*, 2 M. & S. 348). Under the new act, however, (s. 129), the plaintiff is to have judgment to recover the sum (less than 20*l.*), and no costs, and, therefore, it would seem that a judgment signed for the costs may be set aside as irregular, or reversed as to the costs, by writ of error. (See *Newton v. Bankes*, 12 Jur. 230). In the case of a certificate for speedy execution, the defendant may apply within the first four days of next term, (*Baddley v. Oliver*, 1 Dowl. 598), but not afterwards. (*Smith v. Temperley*, 11 Jur. 244).

A judge at the assizes has no power to order the suggestion to be entered. (*Baddley v. Oliver*, supra).

In actions tried before the sheriff, the defendant has the same time for making the application as for moving for a new trial, although judgment may have been signed and execution issued; and in such case there need not be any order to stay the proceedings. (*Johnson v. Beale*, 5 Mee. & W. 276; *Garratt v. Babington*, 1 D. & L. 820; *Bond v. Bailey*, 3 Dowl. 808; and see *Shaw v. Oates*, 4 Dowl. 720; *Crood v. Harris*, Id. 616; *Kidd v. Mason*, 3 Dowl. 85; *Bernard v. Burner*, 5 Dowl. 170).

The application cannot be made to the Court on the last day of term. (*Anon.*, 4 Man. & Gr. 906).

Thirdly, the affidavit must clearly bring the case within the provisions of the act. (*Newton v. Peacock*, 1 Dowl. 677).

Under the Middlesex Court of Requests Act, it was held necessary to state expressly that the defendant was not liable to be summoned to the inferior court. (*Unwin v. King*, 2 Dowl. 492; *Fossett v. Godfrey*, Id. 587). But this is not in general necessary. (*Burbidge v. Marzin*, 12 Mee. & W. 8; *Heath v. Seagur*, 8 Dowl. 424). The Middlesex Act contained those words as one of the terms required for the jurisdiction of the inferior court. The new act does not contain such words, but the analogous expression in it is, "for which a plaint might have been entered in any court holden under this act." (Compare sect. 129 of 9 & 10 Vict. c. 95, with sect. 19 of 23 Geo. 2, c. 33).

Where the act applies to a defendant residing within the jurisdiction, (as the new act does, sect. 128), the affidavit should shew that he resided there at the time of action brought. (*Moreau v. Hicks*, 1 Har. & W. 87; see *Bond v. Bailey*, 3 Dowl. 808; and *Burton v. Campbell*, 6 Dowl. 451).

Where required by the act, as it is by the new act, the affidavit should state that the cause of action arose within the jurisdiction. But, in a case under the Middlesex Court of Requests Act, it was held sufficient without this statement, and that it lay on the plaintiff to make out the contrary if he could. (*Bishop v. Marsh*, 8 Scott, 128; *Thorn v. Chinnock*, 1 Scott, N. R. 138).

It is not in general necessary to shew that the case is not within a proviso in another section of the act, excepting certain cases from the operation of it. (*Burbidge v. Marzin*, supra; *Pomfrey v. Cottrel*, 1 D. & L. 845). But it has been held that sect. 128 of the new act is not a proviso, but a clause excepting certain cases from the obligation to sue in the county court, and that defendant must shew on his affidavit a suggestion

that his is not one of these cases. He must, therefore, negative these exceptions, and shew, for example, that he did not live more than twenty miles from the plaintiff, (*Meeton v. Nicholls*, 12 Jur. 420), and also that the defendant at the time of action brought dwelt or carried on business within the jurisdiction of the county court; it is not sufficient merely to state that the cause of action arose within the jurisdiction of the court. (*Matthew v. Broughall*, 12 Jur. 419; and see *Peterson v. Davis*, Id. 562; and *Thorne v. Jackson*, 3 C. B. 861). But it need not allege that the judge did not grant a certificate that the cause was fit to be tried in the superior court, this being an exception in sect. 129, and one particularly within the knowledge of the plaintiff. (*Nind v. Rhodes*, 17 Law Journ., N. S., Q. B., 179).

To decide as to the necessary statements in the affidavit, the enacting clause which deprives the plaintiff of costs should be carefully considered, and the case brought within it.

By that clause, (sect. 129), "If any action shall be commenced after the passing of this act in any superior court, for any cause *other than those lastly hereinbefore specified, for which a plaint might have been entered in any court holden under this act,*" and the verdict is for a sum under 20*l.*, &c., the plaintiff is not to have costs, unless the judge certify.

The "causes lastly hereinbefore specified" are contained in sect. 128, and must be negated. It is probably, sufficient merely to follow the other words, and to state that it is a cause for which a plaint might have been entered in the county court, but until this is determined by authority, it is safer to refer back to sect. 58, defining the cases in which a plaint may be entered, and to follow its words, even those contained in the proviso.

We subjoin a form of affidavit, which appears to contain all that is required, and which may be found useful in practice:—

"Form of Affidavit for an Application to deprive the Plaintiff of Costs in an Action of Contract under 9 & 10 Vict. c. 95.

"[Intitle in court and name, and describe deponent in the usual manner,] maketh oath and saith that this action is a plea of personal action, founded on contract, wherein the debt claimed by the plaintiff was not over is more than 20*l.*, but only £—, and that this action was commenced in this honourable court, on the — day of —, A. D. 184—, and a verdict was found herein for the plaintiff for the sum of £—, and no more, but judgment thereon has not yet been signed, [or, if signed, state when, and whether for costs as well as the debt, and whether under a certificate for speedy execution, or on a trial before the sheriff.] And this deponent further saith, that before and at the time of this action, a county court for the recovery of debts and demands under and according to the provisions of the act of Parliament made and passed in a session of Parliament holden in the ninth and tenth years of the reign of her present Majesty Queen Victoria, intituled "An Act for the more easy Recovery of Small Debts and Demands

\* See sects. 58 and 129 of 9 & 10 Vict. c. 95.

n England," had been and was established, constituted, and holden in and for the district of —, in the county of —, under, by, and according to the said act of Parliament. And this deponent further saith, that, before and at the time of the commencement of this action, the defendant dwelt at —, within the said district of —, in the said county of —, and within the jurisdiction of the said county court, and that the cause of action for and in respect of which this action was brought arose wholly [or in a material point, that is to say &c., *status in what respect*] within the jurisdiction of the said county court, and that a plaint might have been entered in the said county court for the said cause of action. And this deponent further saith, that at the time of the commencement of this action, the plaintiff did not dwell more than twenty miles from the defendant, and that neither the plaintiff nor the defendant at the time of the commencement of this action was an officer of the said county court. And this deponent further saith, that this action is not an action of ejectment, or an action in which title to any corporeal or corporeal hereditaments, or to any toll, fair, market, franchise, was or could be in question, or in which the validity of any devise, bequest, or limitation under any will or settlement might or could be, or was, disputed, or an action for a malicious prosecution, or for a libel, or for slander, or for criminal conversation, or for seduction, or for breach of promise of marriage."

### London Gazettes.

TUESDAY, SEPTEMBER 12.

#### INSOLVENT.

THOMAS WRIGHT, Longton, Staffordshire, grocer.

#### BANKRUPTS.

WRENCE WILLIAMS ASH, White Lion-street, Penzance, Middlesex, corn and coal merchant, dealer and chapman, Sept. 26 at half-past 11, and Oct. 24 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. C. W. and C. H. Lovell, 14, South-square, Gray's-inn.—Fiat dated Sept. 9.

HN MILLER, Oxford-street, Middlesex, bookseller, Sept. 19 at 2, and Oct. 24 at half-past 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Nicholson & Barker, 48, Lime-street, Leadenhall-street.—Fiat dated Sept. 4.

RISTOPHER GREEN, Beckford-row, Walworth-road, Surrey, corn and coal merchant, dealer and chapman, Sept. 0 at 2, and Oct. 24 at half-past 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Messrs. Baddeley, 12, Finsbury-street, Goodman's-fields.—Fiat dated Sept. 6.

OMAS KEATING, St. Paul's Church-yard, London, rugger, dealer and chapman, Sept. 27 at 2, and Oct. 24 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Hardwick & Davidson, Weavers'-hall, Basinghall-street.—Fiat dated Sept. 8.

WARD HAMMOND, Rotherhithe-street, Rotherhithe, Surrey, oil crusher and manufacturer of superphosphate of lime, dealer and chapman, Sept. 28 at half-past 1, and Oct. 24 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Symes & Co., Fenchurch-street, London.—Fiat dated Aug. 24.

IN YATES the younger, Colwich, Staffordshire, corn dealer, dealer and chapman, Sept. 21 and Oct. 31 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Crabb, Rugeley; Smith, Birmingham.—Fiat dated Sept. 2.

JOHN DILLON, Hereford, ironmonger, brazier, tinman, dealer and chapman, Sept. 19 and Oct. 24 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Gwillim, Hereford; Suckling, Birmingham.—Fiat dated Sept. 6.

JOHN CROUDSON, Wigan, Lancashire, money scrivener, dealer and chapman, Oct. 11 and 25 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Hillton, Wigan; Gregory & Co., Bedford-row, London.—Fiat dated Aug. 22.

WILLIAM WALLACE and GEORGE DORMAND, (and not George Dormand, as advertised in last Gazette), Sunderland, Durham, butchers and ship owners, Sept. 13 at 12, and Oct. 13 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Brenton, or Cooper, Sunderland; Nixon, 13, Clifford's-inn, London.—Fiat dated Aug. 30.

THOMAS ROWELL, Hartlepool, Durham, merchant, dealer and chapman, Sept. 27 and Oct. 24 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Forster, Newcastle-upon-Tyne; Turnbull, Hartlepool.—Fiat dated Aug. 31.

#### MEETINGS.

James Pegram, Grange-villa, Queen's-road, Dalston, Middlesex, builder, Oct. 4 at 11, Court of Bankruptcy, London, last ex.—*T. G. Ferguson, Henry Taylor, and G. F. Mandley*, Manchester, commission merchants, Sept. 19 at 11, District Court of Bankruptcy, Manchester, last ex. sep. est. of *G. F. Mandley*.—*Thos. H. Forster*, Haymarket, Middlesex, chemist, Oct. 5 at 1, Court of Bankruptcy, London, and ac.—*Geo. Damsell*, Lydbrook, Newland, Gloucestershire, grocer, Oct. 3 at 11, District Court of Bankruptcy, Bristol, and ac.—*George Thomas*, Bristol, merchant, Oct. 17 at 11, District Court of Bankruptcy, Bristol, and ac.—*Wm. Killard*, Swindon, Wiltshire, innkeeper, Oct. 5 at 11, District Court of Bankruptcy, Bristol, and ac.—*Mark G. Ross*, Moreton in Marsh, Gloucestershire, victualler, Oct. 12 at 11, District Court of Bankruptcy, Bristol, and ac.; Oct. 16 at 11, div.—*Wm. Jones and Geo. Clay*, Liverpool, boiler makers, Oct. 4 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Adam Marsland*, Macclesfield, Cheshire, silk manufacturer, Oct. 5 at 12, District Court of Bankruptcy, Manchester, and ac.; Oct. 6 at 12, div.—*James Andrew*, Dean Water, Prestbury, Cheshire, and Manchester, calico printer, Oct. 5 at 11, District Court of Bankruptcy, Manchester, and ac.; Oct. 6 at 11, div.—*Wm. Las*, Darlington, Durham, land surveyor, Oct. 3 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Oct. 5 at 11, div.—*Jackson Princes*, Coxhoe, Durham, grocer, Oct. 5 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Oct. 6 at 12, fin. div.—*John Straker*, Jarrow-lodge, Jarrow, Durham, brick maker, Oct. 3 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Oct. 5 at half-past 10, div.—*Thos. Nesbitt and Robt. C. Nesbitt*, Sunderland, Durham, brewers, Oct. 3 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*J. M. Penman and T. Penman*, Sunderland, Durham, apothecaries, Oct. 5 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Henry Penman*, Sunderland, Durham, ironmonger, Oct. 5 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Wm. D. Hay*, Newcastle-upon-Tyne, baker, Oct. 3 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Thomas Metcalf*, North Shields, Northumberland, banker, Oct. 5 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Thos. Tyson*, Whitehaven, Cumberland, builder, Oct. 5 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Joseph Bridick* the younger, Durham, bookseller and stationer, Oct. 6 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*John Alexander MacNaughtane Paterson, John Walker, James Boydell, and Charles Bleyney Trevor Roper*, Kingswinford, Staffordshire, iron founders, Oct. 3 at 11, District Court of Bankruptcy, Birmingham, and ac. sep. est. of *James Boydell and Charles Bleyney Trevor Roper*.—*Wm. Bagnall*, Burslem, Staffordshire, grocer, Oct. 3 at 11, District Court of Bankruptcy, Birmingham, and ac.; Oct. 5 at 11, div.—*John Matthews and Charles Decimus Matthews*, Chipping Norton, Oxfordshire, and Chipping Campden, Gloucestershire, bankers, Oct. 3 at 11, District Court of Bankruptcy, Birmingham, and ac.; Oct. 5 at 11, div.

\* See sects. 2 and 5.

† See sect. 128.

‡ See sect. 129.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Thomas Barle*, Castle-st., Long-acre, Middlesex, funeral carriage master, Oct. 6 at 1, Court of Bankruptcy, London.—*Francis Webster*, Writtle, Essex, innkeeper, Oct. 7 at 1, Court of Bankruptcy, London.—*Jas. Munro McKenzie* and *Jas. Fraser*, Pancras-lane, London, warehousemen, Oct. 4 at 11, Court of Bankruptcy, London.—*Samuel Bayly*, Folkestone, Kent, cheesemonger, Oct. 5 at 3, Court of Bankruptcy, London.—*Thos. Holland Forster*, Haymarket, Middlesex, chemist, Oct. 5 at 1, Court of Bankruptcy, London.—*Gervas Parnell*, Walworth-common, Surrey, brewer, Oct. 5 at half-past 12, Court of Bankruptcy, London.—*Jas. Foster*, Wilson-st., Finsbury, Middlesex, fringe manufacturer, Oct. 5 at 2, Court of Bankruptcy, London.—*Richard Yernall*, Newport, Monmouthshire, gardener, Oct. 30 at 11, District Court of Bankruptcy, Bristol.—*James Penny*, Merthyr Tydvil, Glamorganshire, brewer, Oct. 10 at 11, District Court of Bankruptcy, Bristol.—*Jos. Middleton Penman* and *Thomas Penman*, Sunderland, Durham, apothecaries, Oct. 5 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Thos. Nesbitt* and *Robert Cairns Nesbitt*, Sunderland, Durham, brewers, Oct. 3 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Straker*, Jarrow-lodge, Jarrow, Durham, brick maker, Oct. 5 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Thos. Gilbertson*, Birkenhead, Cheshire, flour dealer, Oct. 4 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Brooke*, Birmingham, manufacturing chemist, Oct. 5 at 11, District Court of Bankruptcy, Birmingham.—*Richard Etterbeck*, Pilkington, Lancashire, cotton spinner, Oct. 4 at 12, District Court of Bankruptcy, Manchester.—*Thomas Gillespie Ferguson* and *Henry Taylor*, Manchester, commission merchants, Oct. 4 at 11, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 3.

*John Loxey*, Cheltenham, Gloucestershire, librarian.—*Fuller Coker*, Shipdham, Norfolk, timber dealer.—*Thomas Whinney*, Pant-on-st., Haymarket, Middlesex, licensed victualler.—*Henry Bolton*, Luton, Bedfordshire, straw manufacturer.—*James Coward*, Kenton, near Harrow, Middlesex, schoolmaster.—*Henry Heywood*, Manchester, auctioneer.—*Robert Harding*, Bridgewater, Somersetshire, draper.—*Peter Pattison*, London, tailor.—*Wm. Cole*, Apperley-bridge, Calverley, Yorkshire, consulting engineer.

## FIAT ANNULLED.

*Samuel Price*, St. John's-wood-terrace, Regent's-park, Middlesex, and Fish-street-hill, London, underwriter.

## SCOTCH SEQUESTRATIONS.

*Andrew Douglas*, Ferryden, general merchant.—*W. Eccles* and *W. Eccles*, jun., Glasgow, merchants.—*W. Balloch*, sen., Muirpark, Stirling, farmer.—*Wm. Balloch*, jun., Muirpark, Stirling, farmer.—*Adam Pope*, Tarves, veterinary surgeon.—*Jos. Troup & Sons*, Strathmiglo, Fifeshire, manufacturers.—*John Mundell*, Edinburgh, stock broker.—*John Brown & Co.*, Leith, confectioners.—*David Wright*, Bura of Cambus, near Doune, Perthshire, manufacturer.—*Wm. Shanks*, Airdrie, grocer.

## DECLARATIONS OF INSOLVENCY.

*John Jacobs*, Heneage-lane, Bevis Marks, London, traveller, Sept. 28 at half-past 12, Court of Bankruptcy, London.—*John Bishop*, Castle Froome, Herefordshire, farmer, Sept. 29 at 9, County Court of Herefordshire, at Ledbury.—*George Trueman*, Painawick, Gloucestershire, innkeeper, Sept. 29 at 9, County Court of Herefordshire, at Ledbury.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Atkins*, Sheffield, Yorkshire, cordwainer, Oct. 4 at 10, County Court of Yorkshire, at Sheffield.—*Isaac Reaney*, Sheffield, Yorkshire, table blade forger, Oct. 4 at 10, County Court of Yorkshire, at Sheffield.—*John Frederick Holth*, Hurley, Berkshire, out of business, Sept. 28 at 10, County Court of Berkshire, at Reading.—*Wm. Moody*, Ulsoby, Lincolnshire, out of business, Sept. 29 at 11, County Court of

Lincolnshire, at Barton-on-Humber.—*Boulton Phillips*, Wolverhampton, licensed victualler, Sept. 23 at 12, County Court of Staffordshire, at Wolverhampton.—*George Penketh*, Wolverhampton, Staffordshire, grocer, Sept. 25 at 12, County Court of Staffordshire, at Wolverhampton.—*James Winstanley*, Liverpool, blacksmith, Sept. 18 at 10, Liverpool District County Court, at Liverpool.—*George Newell*, Great Budworth, Cheshire, licensed victualler and blacksmith, Sept. 28 at 10, County Court of Lancashire, at Warrington.—*Jane Rowley*, Manchester, colour maker, Sept. 22 at 1, County Court of Lancashire, at Manchester.—*Geo. Halifax*, Sheffield, Yorkshire, shoemaker, Oct. 4 at 10, County Court of Yorkshire, at Sheffield.—*John Applebee*, Smethwick, Barborne, Staffordshire, draughtsman, Sept. 23 at 11, County Court of Staffordshire, at Oldbury.—*W. Mountford*, Tipton, Staffordshire, butty collier, Sept. 22 at 1, County Court of Worcestershire, at Dudley.—*Thomas Dumolo*, Great-bridge, Staffordshire, provision dealer, Sept. 23 at 1, County Court of Worcestershire, at Dudley.—*Sam. Parkes*, Oldbury, Worcestershire, cooper, Sept. 23 at 11, County Court of Staffordshire, at Oldbury.—*John George P. Wood*, Wolverhampton, Staffordshire, tailor, Sept. 25 at 12, County Court of Staffordshire, at Wolverhampton.—*Robt. Barlow*, Newcastle-under-Lyme, Staffordshire, hat manufacturer, Sept. 18 at 10, County Court of Staffordshire, at Newcastle-under-Lyme.—*Abel Fletcher*, Bilston, Staffordshire, butty collier, Sept. 23 at 12, County Court of Staffordshire, at Wolverhampton.—*Richard Woods*, Liverpool, ironmonger, Sept. 18 at 10, Liverpool District County Court, at Liverpool.—*T. Shipman*, Liverpool, out of business, Sept. 18 at 10, Liverpool District County Court, at Liverpool.—*Robt. Halls*, Cambridge, tobacconist, Sept. 26 at 10, County Court of Cambridgeshire, at Cambridge.—*John Kettle*, Cambridge, out of business, Sept. 26 at 10, County Court of Cambridgeshire, at Cambridge.—*John Rowberry*, Pontypool, Monmouthshire, coach proprietor, Sept. 26 at 10, County Court of Monmouthshire, at Pontypool.—*Sam. Price*, Ruthin, Denbighshire, provision dealer, Sept. 29 at 10, County Court of Denbighshire, at Ruthin.—*John Lee*, Walsall, Staffordshire, cabinet maker, Sept. 29 at 12, County Court of Staffordshire, at Walsall.—*Finley Fraser*, Great Bolton, Lancashire, assistant to a licensed victualler, Sept. 23 at 12, County Court of Lancashire, at Bolton.

## Saturday, Sept. 9.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Rich. Swain*, Red Cross-st., Cripplegate, London, dealer in Irish linen, No. 59,732 T.; *Chas. Evans*, assignee.—*Joseph Gascoigne*, Leeds, Yorkshire, innkeeper, No. 69,652 C.; *Hen. Oxley*, assignee.—*Hen. Bent*, Dudley, Worcestershire, billows maker, No. 69,885 C.; *John Avins*, assignee.—*John Hemingway*, Liverpool, merchant, No. 69,910 C.; *Ben. Smith* and *Thos. Mackarell*, assignees.—*George R. Gildred*, Exeter, out of business, No. 69,834 C.; *John Trichin*, assignee.—*Chas. Davenport*, Sheffield, Yorkshire, saw manufacturer, No. 69,897 C.; *Bartlett Wrangham*, assignee.—*James Barnard*, Sittingbourne, Kent, watch maker, No. 68,866 C.; *John Hadley*, assignee.—*Hen. B. Fletcher*, Stockton-on-Tees, Durham, bricklayer, No. 69,522 C.; *John Robson*, assignee.

## Saturday, Sept. 9.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

## (On their own Petitions).

*Hen. Appleton*, York-place, Battersea, Surrey, baker, is the Queen's Prison.—*W. Seaman*, West-square, St. George's-road, Southwark, Surrey, licensed victualler: in the Gaol of Surrey.—*Thos. Lewis*, Yardley-st., Wilmington-sq., Clerkenwell, Middlesex, auctioneer: in the Debtors Prison for London and Middlesex.—*George G. Gouldstone*, Prud-street, Edgeware-road, Middlesex, stone mason: in the Debtors Prison for London and Middlesex.—*Robert Rogers*, Anchor-cottage, New Church-road, Camberwell, Surrey, commercial traveller: in the Debtors Prison for London and Middlesex.—*Geo. E. Morris*, Holywell-st., Strand, Middlesex, auctioneer: in the Queen's Prison.—*John Kissick*, Tottenham-court-road, Middlesex, shopman to a stationer: in the Debtors Prison for London and Middlesex.—*Wm. Woodgate*, Woodland-lane, Woolwich-road, Greenwich, Kent, attorney at law: in the



Queen's Prison.—*Mary Ann Waite*, Giltspur-street, London, licensed victualler: in the Debtors Prison for London and Middlesex.—*Philip Branton*, Swanton Morley, Norfolk, blacksmith: in the Castle of Norwich.—*Robert Cooper*, Bath, Somersetshire, clerk: in the Gaol of Wilton.—*J. Baragwanath*, 'almouth, Cornwall, innkeeper: in the Gaol of Bodmin.—*Solomon Lazarus Green*, Newcastle-upon-Tyne, dealer in jewellery: in the Gaol of Newcastle-upon-Tyne.—*Beilby Johnson*, Hulme, Manchester, warehouseman: in the Gaol of Lancaster.—*Jos. Kennedy*, Manchester, retail beer seller: in the Gaol of Lancaster.—*Henry Lowe*, Wilderswood, Horwich, Lancashire, labourer: in the Gaol of Lancaster.—*Joshua Marsden*, Standish, Lancashire, joiner: in the Gaol of Lancaster.—*John F. Alexander*, Exeter, travelling dealer in tea: in the Gaol of Exeter.—*Jas. M. Brine*, Portsmouth, Southampton, general commission agent: in the Gaol of Winchester.—*William Neale*, Landport, near Portsea, Southampton, boatswain in the Royal Navy: in the Gaol of Winchester.—*Sarah Doughney*, widow, Southsea, near Portsmouth, Southampton, out of business: in the Gaol of Winchester.—*John Brailhaute*, Birkenhead, Cheshire, shoe maker: in the Gaol of Lancaster.—*John Rowbotham*, Hulme, Manchester, butcher: in the Gaol of Lancaster.—*Thomas Sayer*, Newcastle-upon-Tyne, publican: in the Gaol of Newcastle-upon-Tyne.—*Wm. L. Thomas*, Totnes, Devonshire, baker: in the Gaol of Saint Thomas the Apostle.—*Wm. Jones*, Pantycelyn, Llanuicke, Glamorganshire, publican: in the Gaol of Cardiff.—*Jenny Barnes*, Preston, Lancashire, out of business: in Lancaster Castle.—*John Lane*, Totnes, Devonshire, baker: in the Gaol of Saint Thomas the Apostle.—*Nicholas Barker* the younger, Totnes, Devonshire, baker: in the Gaol of Saint Thomas the Apostle.—*James Rust*, Soham, Cambridgeshire, urn merchant: in the Gaol of Cambridge.—*Thomas Hall*, Buckingham, lime burner: in the Gaol of Aylesbury.—*Robert Leach*, Bolton-le-Moors, Lancashire, painter: in Lancaster Castle.—*Thomas Charles Crutchley*, Ashmore Lake, near Wilknhall, Staffordshire, carpenter: in the Gaol of Stafford.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Sept. 25 at 11, before Mr. Commissioner LAW.*

*Thomas S. Hyde*, Richmond-terrace, Queen's-row, Dalston, Middlesex, out of business.

*Sept. 25 at 11, before the CHIEF COMMISSIONER.*

*Wm. Richee*, John-st., White Horse-lane, Stepney, Middlesex, out of business.—*Fred. Gee*, Providence-buildings, New Kent-road, Surrey, out of business.

*Sept. 25 at 11, before Mr. Commissioner HARRIS.*

*Henry Hambridge*, Hoxton-square, Hoxton, Middlesex, coach smith.

*Sept. 25 at 11, before Mr. Commissioner LAW.*

*Jos. Thos. Townsend*, Eldon-street, Finsbury-circus, Middlesex, furnishing upholsterer.—*Benj. Worley*, Sydenham, Kent, out of business.—*John Langdon*, Saint Alban's-terrace,auxhall-bridge-road, Middlesex, grocer.—*John Milligan*, Chapel-street, Lamb's Conduit-street, Middlesex, statuary.

*Sept. 26 at 11, before the CHIEF COMMISSIONER.*

*William Astins*, Buckingham-place, High-st., Shoreditch, Middlesex, engraver.

*Sept. 27 at 11, before the CHIEF COMMISSIONER.*

*Thomas Ramaden* the younger, Old Bethnal-green-road, Middlesex, paper stainer.—*Chas. E. Bryson*, Basinghall-st., London, accountant.—*William Young*, Orchard-place, Bleakall-lane, Brixton-hill, Clapham, Surrey, carpenter.

*Sept. 29 at 11, before Mr. Commissioner HARRIS.*

*Jas. Dennett* the younger, Old Bethnal-green-road, Middlesex, colour manufacturer.—*Christopher Smith*, Weymouth-terrace, Hackney-road, Middlesex, commission agent.—*Aug. Adams*, Penton-place, Walworth, Surrey, colonial broker.

*Sept. 29 at 11, before Mr. Commissioner PHILLIPS.*

*Thos. Stutter*, Dean-street, Soho, Middlesex, letterpress printer.

*Sept. 27 at 11, before Mr. Commissioner LAW.*

*John Baker*, Upper Smith-st., Northampton-sq., Middlesex, omnibus driver.

*Sept. 29 at 11, before Mr. Commissioner PHILLIPS.*

*Mary Ann Waite*, Giltspur-st., London, licensed victualler. *Adjourned.*

*Sidney Taylor*, Philip-lane, London-wall, London, out of business.

*Sept. 29 at 11, before Mr. Commissioner LAW.*

*Joseph Mash*, Upper Charlton-street, Fitzroy-sq., potatoe dealer.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Denbighshire, at RUTHIN, Sept. 28.*

*Susan Jones*, Llansaintffraid Glan Conway, publican.

*At the County Court of Pembrokehire, at HAVERFORDWEST, Oct. 12 at 2.*

*Wm. Thomas*, Uzmaston, farmer.

*At the County Court of Wiltshire, at SALISBURY, Sept. 28.*

*George Hoddinott*, Westbury Leigh, farm labourer.

*At the County Court of Berkshire, at READING, Sept. 28.*

*Henry Dyer*, Streatley, near Reading, licensed victualler.—*Gabriel Machin*, Reading, agent to a common carrier.

#### MEETING.

*Ann Prichard*, Waenawrad, Llanbedrgoch, Anglesey, farmer, Oct. 2 at 12, at Owen's, Beaumaris, ap. aff.

FRIDAY, SEPT. 15.

#### BANKRUPTS.

**GEORGE FREDERICK WIDNALL**, Edgeware-road, Paddington, Middlesex, stationer, dealer and chapman, Sept. 20 at half-past 2, and Oct. 27 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Grestorex, 70, Upper Norton-st., Portland-place.—Fiat dated Sept. 9.

**CHARLES ABBOTT**, Lower Edmonton, Middlesex, market gardener, dealer and chapman, Sept. 27 at half-past 11, and Oct. 24 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Archer, 17, Harpur-street, Red Lion-sq.—Fiat dated Sept. 13.

**HENRY CAREY BROWN**, Winchester, Southampton, builder and surveyor, Sept. 29 at 11, and Oct. 24 at half-past 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Reed & Co., 59, Frisley-st., Cheapside.—Fiat dated Sept. 11.

**PHILLIP COXFORD**, Mary's-place, Hertford-road, Middlesex, timber merchant, Sept. 26 at half-past 2, and Oct. 24 at half-past 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Atkinson, 27, Carey-st., Lincoln's-inn.—Fiat dated Sept. 13.

**JOHN STRONGT'N' ARM**, Walsall, Staffordshire, retail brewer, Sept. 26 and Oct. 26 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Tarleton, Birmingham.—Fiat dated Sept. 11.

**DAVID GIBSON CURRIE**, Merthyr Tydfil, Glamorganshire, draper and tea dealer, Sept. 29 and Oct. 27 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Phillpotts, Cardiff; Stretton, Southampton-buildings, London.—Fiat dated Sept. 1.

**MICHAEL WILSON**, Leeds, Yorkshire, grocer and tea dealer, dealer and chapman, Sept. 28 and Oct. 23 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Shackleton, Leeds; Sudlow & Co., Bedford-row, London.—Fiat dated Sept. 11.

**JOHN JACKSON**, Lackenby, Yorkshire, builder, ship owner, corn merchant, dealer and chapman, Sept. 26 and Oct. 24 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Allison, Darlington; Blackburn, Leeds; Tilson & Co., Coleman-st., London.—Fiat dated Aug. 29.

**JOHN HARTMAN**, Liverpool, boot and shoe manufacturer, dealer and chapman, Sept. 29 and Oct. 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Henry, Liverpool; Kennedy, Chancery-lane, London.—Fiat dated Aug. 29.

**WILLIAM FLINT**, Manchester, builder, Sept. 28 and Oct. 20 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. E. & R. W. Bennett, Manchester; Abbott, Lincoln's-inn-fields, London.—Fiat dated Sept. 8.

**WILLIAM PEAK**, Liverpool, scraper and hoiler, dealer and chapman, Sept. 29 and Oct. 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Sale & Co., Manchester; Reed & Co., Friday-st., London.—Fiat dated Sept. 6.

**JONATHAN ROBINSON ASHWORTH**, Manchester, fustian manufacturer, dealer and chapman, Sept. 28 and Oct. 26 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Willoughby, Manchester; Newman, 43, Lincoln's-inn-fields, London.—Fiat dated Sept. 11.

**JAMES BELL**, South Shields, Durham, ship broker, dealer and chapman, Sept. 27 at half-past 10, and Oct. 19 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Cram, Newcastle-upon-Tyne; Plumpton, Temple, London.—Fiat dated Aug. 25.

#### MISTAKES.

*Charles Willis*, King-street-terrace, New North-road, Islington, Middlesex, licensed victualler, Sept. 27 at half-past 1, Court of Bankruptcy, London, last ex.—*Fred. Saldorf*, Plymouth, Devonshire, merchant, Oct. 25 at 11, District Court of Bankruptcy, Exeter, pr. d.—*John Jackson* the elder, Stockport, Cheshire, tailor, Sept. 26 at 12, District Court of Bankruptcy, Manchester, last ex.—*Anthony Atkinson*, Newcastle-upon-Tyne, share broker, Sept. 27 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Thos. Riddale* the younger, Milton next Gravesend, Kent, ironmonger, Oct. 9 at 12, Court of Bankruptcy, London, and. ac.—*John Hine Toovey*, Fashion-st., Dockhead, Bermondsey, Surrey, licensed victualler, Oct. 9 at half-past 11, Court of Bankruptcy, London, and. ac.—*John Bumby*, Manchester, cattle dealer, Oct. 9 at 11, District Court of Bankruptcy, Manchester, and. ac.—*Wm. Drinkwater*, Liverpool, draper, Oct. 6 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*George Wood*, Liverpool, druggist, Oct. 6 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Geo. Washington Wakeman*, Nantwich, Cheshire, upholsterer, Oct. 6 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Christopher Martin*, Darlington, Durham, plumber, Oct. 9 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*John Welsh*, Carlisle, Cumberland, tailor, Oct. 9 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Robert Incey*, East Jarrow, Durham, alkali manufacturer, Oct. 10 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Joseph Wooler*, Stockton-on-Tees, Durham, draper, Oct. 10 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*John Thompson Phipps*, Darlington, Durham, linen draper, Oct. 19 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Sampson Langdale* the elder and *Sampson Langdale* the younger, Stockton-upon-Tees, Durham, and Yarm, Yorkshire, corn dealers, Oct. 9 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac. and pr. d.—*Ed. Menard*, Sunderland, Durham, merchant, Oct. 10 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Moses Workman*, Upton-upon-Severn, Worcestershire, brasier, Oct. 10 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*W. Henderson*, Wolverhampton, Staffordshire, tin plate manufacturer, Oct. 26 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*J. Aldersea*, Tunstall, Staffordshire, druggist, Oct. 10 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Jos. Mann*, Warwick, grocer, Oct. 10 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac. and fin. div.—*Simon Lee Trotman*, Liverpool, merchant, Oct. 6 at 11, District Court of Bankruptcy, Liverpool, div.—*Wm. Darling Hay*, Newcastle-upon-Tyne, baker, Oct. 10 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—*Thos. Tyson*, Whitehaven, Cumberland, builder, Oct. 10 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*John Bumby*, Manchester, cattle dealer, Oct. 10 at 12, District Court of Bankruptcy, Manchester, first and fin. div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*John H. Toovey*, Fashion-street, Dockhead, Bermondsey, Surrey, licensed victualler, Oct. 9 at half-past 11, Court of Bankruptcy, London.—*Richard Yarnall*, Newport, Monmouthshire, gardener, Oct. 12 at 11, District Court of Bank-

ruptcy, Bristol.—*Wm. Turnbull*, Newcastle-upon-Tyne, victualler, Oct. 6 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Edward Menard*, Sunderland, Durham, merchant, Oct. 10 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Thomas Robson*, Manchester, agent, Oct. 9 at 12, District Court of Bankruptcy, Manchester.—*E. G. Hone*, Liverpool, licensed victualler, Oct. 10 at 11, District Court of Bankruptcy, Liverpool.—*G. W. Welman*, Nantwich, Cheshire, upholsterer, Oct. 6 at 11, District Court of Bankruptcy, Liverpool.—*Thomas Williams*, Langdale, Anglessea, draper, Oct. 10 at 11, District Court of Bankruptcy, Liverpool.—*Thomas Martin*, Scarning-moor, Wotton, Nottinghamshire, miller, Oct. 6 at 11, District Court of Bankruptcy, Nottingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 6.*

*Chas. J. Henfrey*, Leamington-priors, Warwickshire, victualler.—*Thomas Kemp*, Birmingham, builder.—*Jas. Bate*, Staunton-upon-Wyre, Herefordshire, victualler.—*W. Bennett*, Camberwell-green, Surrey, cook.—*Wm. Haygood*, Manchester, merchant.—*Charles Brooks*, Vine-yard, Lant-street, Surrey, carman.—*John Bridgeford*, Sheffield, Yorkshire, printer.—*James Robertson*, Somerset-place, Kensington-common, Surrey, baker.—*John Wood* and *Henry Wood*, Denning-mill, Huddersfield, Rochdale, Lancashire, woollen manufacturers.—*John Redman*, Liverpool, livery-stable keeper.—*L. Langford*, Luton, Bedfordshire, straw plait dealer.—*J. Wm. Cambridge*, innkeeper.

#### SCOTCH SEQUESTRATIONS.

*James Fairbairn*, Hallyburton, farmer.—*David Inglis & Son*, Cromwell-park, near Perth, manufacturers.—*Alexander Hepburn*, Port-Gordon, Enzie, Banffshire, corn factor.—*Geo. & Adam Muir*, Paisley, farmers.—*Wm. Jamieson*, Farns, merchant.—*Adam Lindsay*, Glasgow, cabinet maker.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Jane Richards*, widow, Machynlleth, Montgomeryshire, shoe maker, Sept. 29 at 10, County Court of Montgomeryshire, at Machynlleth.—*John Edwin Field*, Maidstone, Kent, professor of music, Oct. 3 at 12, County Court of Kent, at Maidstone.—*Wm. Davies*, Birkenhead, Cheshire, saddler, Sept. 29 at 10, County Court of Cheshire, at Birkenhead.—*Samuel Sturges*, Leicester, warehouseman, Oct. 12 at 10, County Court of Leicestershire, at Leicester.—*R. Cantrell*, Torteth-park, Lancashire, commission agent, Sept. 29 at 10, County Court of Cheshire, at Birkenhead.—*William Day*, Tong, Birstall, Yorkshire, shopkeeper, Sept. 26 at 11, County Court of Yorkshire, at Bradford.—*Leonard David Cooper*, Brading, Isle of Wight, Hampshire, butcher, Sept. 29 at 10, County Court of Hampshire, at Newport.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Lancashire, at LANCASTER, Sept. 29 at 10.*

*William Bradley*, Kirkby Lonsdale, Westmoreland, is in no business.—*Henry Shields*, Manchester, porter dealer.—*Thos. Thompson*, Liverpool, skinner.—*Jos. Bate*, Eccleston, near Saint Helens, glass manufacturer.—*Jas. Williamson*, Thurnham, innkeeper.—*Thos. Johnson*, Manchester, yarn dealer.—*John Singer*, Lancaster, stone mason.—*Isaac Lowe*, Bolton-le-moors, out of business.—*Jos. Neale*, Hulme, Manchester, in no business.—*Joseph Kennedy*, Manchester, beer seller.—*James Pickford*, Heaton Norris, plumber.—*John Sharpley*, Liverpool, joiner.—*Jos. Ellis*, Manchester, joiner.—*Edward Ashcroft*, Liverpool, warehouse keeper.—*Hen. Barnes*, Preston, out of business.—*Oliver Bourke*, Liverpool, master warriner.—*Sam. Pearson*, Manchester, out of business.—*Charles Brownfield*, Manchester, boarding-house keeper.—*T. Hillen*, Tonge, near Middleton, out of business.

*Sept. 30, at the same hour and place.*

*George Rowse*, Heywood, commission agent.—*James Chas. Reid*, Liverpool, labourer.—*Henry Lenton*, Liverpool, innkeeper to a spirit vault.—*John Croudson*, Wigan, attorney at law.—*Richard Mariden*, Lancaster, out of business.—*Robert*

*Leach*, Bolton-le-moors, painter.—*Matthews Chester*, Liverpool, attorney at law.—*Jane Bradley*, Liverpool, milliner.—*Robert Jones*, Hulme, Manchester, out of business.—*John Werbrick*, Lytham, out of business.—*Alas. Bell*, Everton, out of business.

*At the County Court of Northumberland, at NEWCASTLE-UPON-TYNE, Sept. 30 at 2.*

*Solomon Lazarus Green*, Sunderland, licensed hawk.—*Thos. Sayer*, Newcastle-upon-Tyne, out of business.—*Wm. Farrier*, Newcastle-upon-Tyne, joiner.

*At the County Court of Staffordshire, at STAFFORD, Sept. 29 at 10.*

*Thos. Chas. Crutchley*, Willenhall, carpenter.

*At the County Court of Devonshire, at the CASTLE OF EXETER, Sept. 29 at 10.*

*John F. Alexander*, Exeter, travelling dealer in tea.—*Nicholas Barter* the younger, Totnes, baker.—*John Lane*, Totnes, baker.—*William L. Thomas*, Totnes, baker.

#### MEETING.

*Jos. Moss*, Lancaster, plasterer, Oct. 16 at 11, H. and T. Baldwin's, Lancaster, sp. aff.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situated in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and published at No. 3, CHANCERY LANE, in the Parish of St. Dunstons in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, September 16, 1848.

# The Jurist

No. 611—VOL. XII.

SEPTEMBER 23, 1848.

PRICE 1s.

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LONDON, SEPTEMBER 23, 1848.

OUR readers are well aware of the great and continual outcry that has been made of late years about the loquacity of Parliament; and that a committee of the House of Commons has during the past session sat for the purpose of inquiring into the subject, and devising means of limiting the verbosity of its debates. During that inquiry, much amusing as well as instructive evidence has been given by Monsieur Guizot on the subject of the celebrated *cloture* system adopted in the French Chamber of Deputies—amusing, as shewing he desperate efforts of that Chamber to attain method; instructive, as shewing how vain are rules and regulations not supported by substance.

We fully agree with all the writers and speakers in and out of Parliament who have asserted, that Parliament has been for many years past extraordinarily loquacious. But we do not go with those who thence take leave to assert that Parliament has stultified itself and ruined the country; nor do we conceive that the *cloture*, or any other merely technical rule, can effectually check that loquacity. On the contrary, we hold, and will endeavour to shew, (at the risk of being thought fond of paradox), that the loquacity of Parliament has been for some time, is still, and will be yet for some time, a thing inherent in its very existence—a quality flowing from the nature of things; a result of substance;—therefore, that, so far from sinning by its verbosity, Parliament is not only doing what it cannot help doing, but is fulfilling a beneficial purpose; and that all attempts at checking that verbosity, by hour timing, as in America; by the *cloture*, as in France; or by any other merely technical rule out of harmony with the state of political affairs, will equally fail. The real truth, we believe, is this, that there is not much for Parliament to do—at least, which

is the same thing, not much that could by any possibility be carried into effect. We will quote, as apt for the illustration of our argument, though it was intended in a totally opposite sense, a passage from a cotemporary:—

“In a word,” says the writer, “the endless speech-making and its consequence, or, at least, its concomitant, the endless adjournments, are the ruin of the House of Commons and the bane of the country. Whatever is the least important is sure to consume the most time. Whatever is of any importance is put off for the first five months of every session, and crammed as into a corner into the last three or four weeks. Everything is deferred and adjourned,—the recess approaches, that is, the appointed day of grouse-shooting is at hand, and then all the bills absolutely necessary for the Government to carry are passed in a hurry and left to be amended after their blundering structure has done serious, often remediless, mischief; all the other bills, comprehending measures far more important, but not necessary for the service of the year, are laid upon the shelf, and left to take the chance of some one who has survived the long vacation and the Christmas holidays, taking them down and once more endeavouring to make the most imbecile of legislative bodies direct its attention to their merits.” And further, “Public business is stopt, session after session passes, and the country bitterly complains that nothing is done. Not only much is left undone, but the little that is done suffers in both its proportions and its qualities. By the same evil the Government is reduced to a perpetual compromise, and becomes nearly as impotent as the Parliament; for while any two or three endless speakers have the power of causing a prolonged debate, and so defeating any measure, its authors are fain to give up half to

\* Law Review, August, 1848, p. 359.

save the remainder. All this results from the Common's House being paralysed, though the palsy does not at all affect its speech, for, truth to tell, speaking is the only attribute that remains to this deplorable body."

These passages express very well the view entertained by many, of the present state of Parliament and its consequences; but, we apprehend, that it is precisely because Parliament does little but talk and pass the estimates, that it is doing its present duty. When it is said, that "whatever is the least important is sure to consume the most time," it is assumed, that passing what are termed *great measures*, is the most important business of Parliament. But, we apprehend, that if the direct and consequential effects of that really great and important measure, the Reform Act, are looked at, it will be seen, that the most important thing for Parliament to do for some time past, and possibly for some time to come, has been and will be, to do nothing except allow the constitution formed by that great act, to consolidate itself, without officious interference; and to allow the great, though inferior measures, which followed it, to take effect before proceeding to do again something great. The Reform Act was, as all men know, not the growth of a session, nor of ten sessions; it was a consequence of a very steady and gradual change in the strength of classes and parties. Legislative or forcible re-arrangement of the titles to overt political power had become inevitable. The country chose the former, and whatever may have been thought at the time, of the nature of the revolution, whatever may have been thought on the question whether it amounted to a revolution, it is, now that we look back upon the Reform Act as historical, scarcely denied by any, that it was, in effect, a political revolution. It is pleasing to perceive that our country is so civilised as to be capable of effecting a revolution in such a manner. But such a change in the distribution of political power as was effected by the Reform Act, was not likely to be unattended by many minor though still immense changes. Nor was it. As all know, it was followed by large changes in the administration of our two most important foreign dependencies. It was followed by large changes in the laws; by considerable changes in the church, and many others of importance. And it may, we think, be asserted, that nearly all the great social changes that had been previously considered and discussed, and, if we may use the term, thoroughly ransacked; all the changes on which the country had, as it were, eliminated its opinion, from the mass of conflicting views, were effected between the passing of the Reform Act and the year 1840. Thenceforth but little could be done for some time by Parliament, except routine business; because on all important subjects, on all those on which the so much-loved "great measures" can be founded, opinions, so far from being sifted and classified so as to shew a preponderance, had scarcely been even entertained. Parliament, it must be remembered, can do nothing, at least since the Reform Act, unless it represents a decided and preponderant opinion. Until the public has acquired such an opinion, all that Parliament can do is to talk and make the public talk. Such, we say, has been the state of things for the last seven or eight years.

There has been no great object on which the public has, we will not say, been agreed, but on which there has been even a clear opinion maintained by even a small majority. On the contrary, on all such subjects every society has been a Babel, in which no two men speak the same tongue. And as since the Reform Act great masses of thinkers, for good or for evil, have peopled Parliament with their representatives, which before was not represented, it has followed, as a matter of course, that Parliament has been torn by endless debates. But out of those debates, endless as they are, wearisome as they are, no doubt, to the listeners, two good things have grown, viz. the exhaustion of an activity for which there is nothing practical to do, and which would spend itself in mischief if it did not spend itself in talk; and the discussion of doctrines; the dissemination of information; the elimination of opinions; and the gradual formation of that preponderant public opinion, which, when the public has really worked out and consolidated all the results of the Reform Act, will generate other necessary public measures at the right moment.

In the meantime Parliament must talk or dissolve; and we submit it to our constitutional readers whether it is not better to retain even a verbose Parliament than to be governed without.

## POINTS ON THE LAW AND PRACTICE OF INJUNCTION.

(Continued from Vol. 10, p. 227).

*Of the Jurisdiction in general.*—An injunction was granted *ex parte* against two defendants A. and B., (A. being the agent of a foreign Government for discharging certain claims upon that Government by British subjects), restraining A. from paying to B. and B. from receiving, monies alleged by the plaintiff to be due to him in respect of the claims which it was A.'s sole business in this country to adjust and settle. A. swore that he was attached to the foreign embassy, and was under the control of the ambassador, and had no power, authority, or discretion of his own in regard to the payments in question. The Court dissolved the injunction as against A., on the ground that he was in the nature of a servant of the ambassador representing his sovereign, and was bound to take and act according to his directions. That, having regard to the facts stated in his affidavit, if he did not come literally within the 7 Ann. c. 12, he brought himself within that class or description to which the law afforded protection against arrest of the person or seizure of the property; and, therefore, an injunction would be utterly fruitless and nugatory\*.

It is clearly settled, that a husband may sell his wife's term for years; but an injunction will be granted at the suit of a married woman entitled to separate estate, to restrain the husband from disposing of or intermeddling with such separate estate. This was done in *Green v. Green*, (5 Hare, 400, n.), in which leasehold houses and personal chattels, and some money in a savings' bank, were settled to the separate use of the plaintiff. The husband

\* *Service v. Castaneda*, (3 Coll. C. C. 56).

band, one of the defendants, took possession and disposed of some of the chattels, and entered into and kept possession of one of the houses, and threatened to take possession of the money in the savings' bank. An injunction was granted to restrain him from doing these acts, and in particular from continuing in possession of the house. A motion to dissolve was refused by the Vice-Chancellor of England. The objection was taken as to that part of the order which restrained the husband from continuing in possession of the house, that it amounted in fact to a divorce à mensa et thoro. To this the Court answered, that if it was so, the husband had his remedy in the Ecclesiastical Court. Perhaps a more solid objection to that part of the order would have been, that it was in fact an equitable ejectment.

The question, whether an agreement between parties with respect to their conduct as to proceedings on bills before Parliament, or under acts of Parliament, will be enforced by injunction, which was partly raised in *Lord Pease v. The Eastern Counties Railway Company*, (1 Railw. Cas. 458), has received a final determination in *The Stockton and Hartlepool Railway Company v. The Leeds and Thirsk Railway Company*, (12 Jur. 713 and 735). In that case, the defendants had agreed not to oppose a certain bill before Parliament, and afterwards attempted to oppose it. The question was, whether they should be restrained, and the Vice-Chancellor of England, and on appeal the Lord Chancellor, held, that there was no doubt on the subject as to jurisdiction, and supported an injunction.

*Injunctions against Wastes by Ecclesiastical Persons.*—Generally, it is beyond question, that a person may not commit waste of any kind; and generally, also, it may be said, that to convert pasture into plough land is waste; a covenant, for instance, as between lessor and lessee to manage in a husband-like manner, is broken by ploughing up meadows. But it is not every conversion of pasture into plough land that is waste, even on the part of a person. And where it appeared that part of the glebe belonging to a rectory which was ancient pasture, was intermixed with moss and weed, and the defendant ploughed it up for the purpose of cleaning it and relaying with grass, and swore that he believed the effect of his so proceeding would be to improve the land and increase the value of the rectory, Lord Langdale, M. R., refused to sustain an injunction\*. It is not, however, to be collected from this case that wherever it may appear as the reasonable result of the evidence, that the ploughing up of ancient meadow will be for the benefit of the land, that the Court would refuse to prevent the party in possession from so ploughing it up. The reasoning of the judgment shews that it is only intended to apply to cases where the right of absolute ownership can never vest in any person, as in the case of an ecclesiastical corporation, and where therefore to hold the mere ploughing up of pasture or other conversion to be restrainable waste, without reference to its intended and probable effects, would be to impose upon lands held under such tenure the fetters of a permanent incapacity to be improved. "By the law," said his Lordship, "as admitted between the lessor and lessee, or between tenant for life and reversioner, very

valuable improvements in agriculture may be prevented during the temporary possession of a tenant or a succession of tenants for years or for life. The time, however, comes when the fetters imposed by the contract or relation between the parties may be released; but if you apply the same law to the case of a parson's glebe, the course of husbandry and cultivation must remain the same in all times. What is once arable or pasture must always continue so; and no rector or vicar must employ any part of his glebe in any other manner than he found it employed, unless he can prove that it had been otherwise employed within some limited antecedent time.

"In a close which he cannot prove to have been employed otherwise than as meadow, he is not to plough nor to make an orchard, nor to plant a bed of potatoes, however convenient and useful it might be for the parsonage that he should do so. He must do nothing which, as between landlord and lessee for years, the law has considered to be waste. No authority has been cited for so general a proposition, nor even upon the particular question, whether the Court ought to restrain the particular act now complained of, and the only case of which I am aware in which the Court has interfered to stay the conversion of glebe meadow into pasture is the case of *Hoskins v. Featherstone*, where the bill was filed not against the incumbent, but against the widow of an incumbent, who was doing the acts complained of during a vacancy." C. S. D.

### London Gazette.

#### TUESDAY, SEPTEMBER 19. BANKRUPTS.

RICHARD GAY, Dover, Kent, mustard and chicory manufacturer, and drug and spice grinder, (lately carrying on the above trade at Dover, Kent, under the name or firm of Richard Gay & Co.), Sept. 29 at 1, and Oct. 31 at half-past 12, Court of Bankruptcy, London: Off. As. Groom; Sols. Bischoff & Coxe, 19, Coleman-street, City.—Fiat dated Sept. 13.

SHADRACH ROBSON the elder, Watlass Bedale, Yorkshire, farmer, lime burner, and lime merchant, dealer and chapman, Sept. 27 at half-past 2, and Oct. 31 at 12, Court of Bankruptcy, London: Off. As. Edwards; Sols. Hill & Matthews, 1, Bury-court, St. Mary Axe.—Fiat dated Sept. 8.

ISAAC HUEN, formerly of Botolph-lane, London, and Waterloo-road, Surrey, tarpauling manufacturer and sack maker, late of Wood-street, Brick-lane, Spitalfields, Middlesex, auctioneer, and also in partnership with Jonathan Wurr and Richard Fowler Ansell, as tarpauling and waterproof cover manufacturers, and now of Islington, Middlesex, waterproof cover and tarpauling manufacturer, dealer and chapman, Sept. 26 at half-past 12, and Oct. 31 at 11, Court of Bankruptcy, London: Off. As. Groom; Sol. Chidley, Guildhall-chambers, Basinghall-street.—Fiat dated Sept. 13.

STEPHEN GILBERT FRYMAN, Rye, Sussex, wine and spirit merchant, dealer and chapman, Sept. 29 and Oct. 31 at half-past 11, Court of Bankruptcy, London: Off. As. Groom; Sols. Messrs. Baddeley, 12, Leman-street, Goodman's-fields.—Fiat dated Sept. 11.

EDWARD PEARSON, Norwich, modeller and plasterer, Sept. 29 at 2, and Oct. 31 at 1, Court of Bankruptcy, London: Off. As. Edwards; Sols. Wood & Blake, 8, Falcon-st., Aldersgate.—Fiat dated Sept. 16.

JOHN YATES the elder, Colton, Staffordshire, corn merchant, Oct. 3 and Nov. 7 at 11, District Court of Bankruptcy, Birmingham: Off. As. Whitmore; Sols. Palmer, Rugeley; Smith, Birmingham.—Fiat dated Sept. 8.

\* *The Duke of St. Albans v. Shipwith*, (8 Beav. 354).



**HENRY MOSELEY and JAMES DRABAZON MURPHY**, Derby, carrying on business as carvers, gilders, jewellers, and silversmiths, (under the style or firm of Henry Moseley & Co.), Sept. 29 and Nov. 3 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Gadsby, Derby; Reece, Birmingham.—Fiat dated Sept. 11.

**WILLIAM WATSON**, Derby, innkeeper, dealer and chapman, Sept. 29 and Nov. 3 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Jessop, Alfreton, Derbyshire; Stephens & Co., Queen-st., London.—Fiat dated Sept. 11.

**JOHN HORATIO CHARLTON**, Hales Owen, Worcester-shire, tailor and draper, Sept. 28, and Oct. 26 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Motteram & Co., Birmingham; Hayes, Hales Owen.—Fiat dated Sept. 4.

**RICHARD MOYLE**, Penryn and Redruth, Cornwall, iron-monger, grocer, dealer and chapman, Sept. 28 at 1, and Oct. 25 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Exeter; Baker & Co., Lime-st., London.—Fiat dated Sept. 13.

**WILLIAM CROUDSON**, Wigan, Lancashire, iron merchant, dealer and chapman, Oct. 2 and 23 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Woodcock & Co., Wigan; Norris & Co., 20, Bedford-row, London.—Fiat dated Sept. 8.

**JAMES DUCKWORTH**, Oswaldtwistle, Whalley, Lancashire, provision dealer, draper, and beer seller, dealer and chapman, Oct. 2 and 23 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Taylor, Manchester; Johnson & Co., Temple, London.—Fiat dated Sept. 13.

**JOHN RENDER and EDWARD RENDER**, York, tailors and drapers, dealers and chapmen, Oct. 2 and Oct. 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Pratt, York; Harle & Clarke, Leeds; Nixon, Clifford's-inn, London.—Fiat dated Sept. 13.

#### MEETINGS.

*Jonathan Higginson and Rich. Deane*, Liverpool, merchants, Oct. 11 at 11, District Court of Bankruptcy, Liverpool, pr. d. and aud. ac.; Oct. 13 at 11, div.—*E. Rowell*, Manchester, worsted manufacturer, Oct. 2 at 12, District Court of Bankruptcy, Manchester, ch. ass.—*Edward Ellis*, Wednesbury, Staffordshire, builder, Oct. 10 at half-past 10, District Court of Bankruptcy, Birmingham, last ex.—*William Wylam* and *Joshua Greene* the younger, Newcastle-upon-Tyne, merchants, Oct. 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Godwin Pileworth Kemm*, Fleet-st., London, licensed victualler, Oct. 9 at 12, Court of Bankruptcy, London, aud. ac.—*James Brookes*, Norwich, Norfolk, leather merchant, Oct. 11 at 11, Court of Bankruptcy, London, aud. ac. and div.—*Wolfe Ansell*, Pen-y-pool, Monmouthshire, furniture broker, Oct. 24 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Robt. Still*, Liverpool, merchant, Oct. 10 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Peter Cruikshank*, Ardwick, Manchester, coal dealer, Oct. 12 at 11, District Court of Bankruptcy, Manchester, aud. ac.—*John Talbot Ubedall*, Exbury, Southampton, brick maker, Oct. 12 at half-past 12, Court of Bankruptcy, London, div.—*Geo. Gilbert*, Folkestone, Kent, leather cutter, Oct. 11 at 12, Court of Bankruptcy, London, div.—*Richard Stapleton* and *Wm. Thorne*, Whitefriars, London, and Paddington and Battle-bridge, Middlesex, and Surrey-wharf, Upper Ground-st., Blackfriars, Surrey, sawyers, and Northwood-precinct and Heston, Middlesex, brick makers, Oct. 12 at 12, Court of Bankruptcy, London, div.—*Richard Fitz-Philips*, Dorking, Surrey, fellmonger, Oct. 12 at half-past 11, Court of Bankruptcy, London, div.—*Charles Fervant*, Greenwich, Kent, dealer in china, Oct. 12 at 11, Court of Bankruptcy, London, div.—*Robt. Oakley*, Southampton, market gardener, Oct. 11 at 1, Court of Bankruptcy, London, div.—*George F. Blow*, Great Dover-st., Newington, Surrey, currier, Oct. 11 at half-past 11, Court of Bankruptcy, London, div.—*Charles James Hamilton*, High-st., Islington, Middlesex, bookseller, Oct. 11 at 12, Court of Bankruptcy, London, div.—*William Thomas Morgan*, Neath, Glamorganshire, draper, Oct. 24 at 11, District Court of Bankruptcy, Bristol, div.—*Patrick Hare*, Liverpool, tallow chandler, Oct. 10 at 11, District Court of Bankruptcy, Liverpool, div.—*Robert Incey*, East Jarrow,

Durham, alkali manufacturer, Oct. 13 at 13, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Christi Martin*, Darlington, Durham, plumber, Oct. 13 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—*J. Wald*, Carlisle, Cumberland, tailor, Oct. 13 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Joseph Bridick the younger*, Durham, bookseller, Oct. 13 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*John Gatrell*, Lymington, Hampshire, upholsterer, Oct. 13 at half-past 11, Court of Bankruptcy, London.—*John Gibb*, Lewes, Sussex, boot maker, Oct. 13 at 11, Court of Bankruptcy, London.—*Henry Ellis*, Ebury-sq., Pimlico, Middlesex, baker, Oct. 13 at 11, Court of Bankruptcy, London.—*Norman Bruce*, Farringdon-st., London, printer, Oct. 10 at 12, Court of Bankruptcy, London.—*Wm. Sharp*, Wisbech St. Peter's, Isle of Ely, Cambridgeshire, common brewer, Oct. 13 at 2, Court of Bankruptcy, London.—*Ch. Hargrey the younger*, Cambridge, banker, Oct. 13 at half-past 1, Court of Bankruptcy, London.—*George Clay*, Queen-st., Cheapside, London, woollen warehouseman, Oct. 11 at 11, Court of Bankruptcy, London.—*Wm. Clunes*, Bryn-d, Covent-garden, Middlesex, pawnbroker, Oct. 18 at half-past 1, Court of Bankruptcy, London.—*Wm. Clothier*, Quick-st., New-road, Fitzroy-square, Middlesex, statutory, Oct. 13 at 1, Court of Bankruptcy, London.—*Francis R. Stradling*, Glastonbury, Somersetshire, apothecary, Oct. 17 at 11, District Court of Bankruptcy, Bristol.—*J. Austin*, Clist House, Devonshire, builder, Oct. 25 at 11, District Court of Bankruptcy, Exeter.—*Francis H. Rendell*, Torquay, Devonshire, builder, Oct. 25 at 11, District Court of Bankruptcy, Exeter.—*Henry Hilliar the younger*, Birkenhead, Cheshire, ice-keeper, Oct. 10 at 11, District Court of Bankruptcy, Liverpool.—*Jane Parker*, Goosnargh with Newsham, Lancashire, innkeeper, Oct. 12 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 10.*

*Geo. Perigal and Chas. Brady*, Clement's-lane, Lothard-street, London, wine merchants.—*J. Every* the elder, Lewes, Sussex, ironfounder.—*Jos. S. Pierce*, Southampton, miller.—*James Coop*, Radcliffe, Lancashire, timber merchant.—*G. C. Holland*, Worksop, Nottinghamshire, banker.—*Wm. T. Scott*, North Walsham, Norfolk, plumber.—*Richard Lee*, Lisson-grove North, Middlesex, corn dealer.—*James Lee*, Broad-street, Golden-square, Middlesex, grocer.—*W. Clay*, Cheapside, London, warehouseman.—*James B. Rusk*, White-street, Claremont-square, Middlesex, cattle dealer.—*John Woodyatt*, Witton, near Northwich, Cheshire, joiner.—*Thos. K. Adams*, Birmingham, gun manufacturer.

#### FIATS ANNULLED.

*John C. Barratt*, Strand, Middlesex, carver and gilder.—*Ab. Holmes*, Manningham, Bradford, Yorkshire, worst spinner.

#### SCOTCH SEQUESTRATIONS.

*Thomas Paterson*, Glasgow, spirit dealer.—*Thomas Thomson*, Glasgow, manufacturer.—*John Robertson*, Leith, spirit dealer.—*Geo. Henderson*, Kirkgate, Leith, clothier.—*James Bryan*, Glasgow, grocer.—*James Pattison and Wilkin A. Turner*, Glasgow, thread manufacturers.—*Fergusson & Co.*, Glasgow, cotton spinners.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*T. J. H. Calverhouse*, Brynamawr, Llanelli, Breconshire, publican, Sept. 25 at 10, County Court of Glamorganshire, at Crickhowell.—*Joseph Epps*, Maidstone, Kent, out of business, Oct. 3 at 12, County Court of Kent, at Maidstone.—*J. Batkin*, Stafford, out of business, Sept. 29 at 10, County Court of Staffordshire, at Stafford.—*Thomas Moore*, Carrington, Cheshire, brick setter, Oct. 12 at 11, County Court of Cheshire, at Altrincham.—*Wm. Joseph Pattrick*, Walsoken, Nor-

lk, tailor, Oct. 8 at 2, County Court of Cambridge, at Wisch.—*Wm. Griffiths*, Brecon, out of business, Sept. 26 at 1, County Court of Breconshire, at Brecknock.—*Geo. Fry*, inder, Somersetshire, labourer, Oct. 6 at 10, County Court Somersetshire, at Wells.—*James Newton Nicholas*, Shep-n Mallet, Somersetshire, tin plate worker, Oct. 6 at 10, County Court of Somersetshire, at Wells.—*William Wilson*, Liverpool, butcher, Sept. 24 at 10, Liverpool District County court, at Liverpool.—*Patrick Kenney*, Walton, near Liverpool, brick burner, Sept. 23 at 10, Liverpool District County court, at Liverpool.—*Edw. Duncan Chapman*, Isle of Thanet, ent, ticket collector at the Ramsgate terminus of the South eastern Railway Company, Sept. 27 at 10, County Court of ent, at Ramsgate.—*Joe. Roper*, Nottingham, schoolmaster, ct. 12 at 9, County Court of Nottinghamshire, at Nottingham.—*Fred. Wheelhouse*, Nottingham, printer, Oct. 12 at 9, County Court of Nottinghamshire, at Nottingham.—*William oxon*, Beeston, Nottinghamshire, shopkeeper, Oct. 12 at 9, County Court of Nottinghamshire, at Nottingham.

*Saturday, Sept. 16.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Isaac Moss*, Liverpool, warehouse keeper, No. 70,014 C.; *John Tyrer*, assignee.—*John Ramsbottom*, Fecit, within Walsersley-cum-Shuttleworth, near Bury, Lancashire, operative cotton spinner, No. 69,928 C.; *Lawrence Duckworth*, assignee.—*Wm. Eccles*, Leyland, near Chorley, Lancashire, out of business, No. 70,013 C.; *Robert Parker*, assignee.—*John Walker*, Liverpool, warehouse keeper, No. 70,018 C.; *John Tyrer*, assignee.—*Thomas Robinson*, Oldham, Lancashire, out of business, No. 69,849 C.; *Benjamin Shepherd*, assignee.—*S. Strasson*, Cardiff, Glamorganshire, land surveyor, No. 7,772 C.; *Wm. Bird*, assignee.—*William Evan Edwards*, Boulton-cum-Seacombe, near Liverpool, book keeper, No. 7,993 C.; *Thomas Leathes*, assignee.

*Saturday, Sept. 16.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*James Baxter*, Long-lane, Bournemouth, Surrey, licensed victualler: in the Queen's Prison.—*Thomas Riddell*, Chesapeake, London, manufacturer of michi lining: in the Queen's Prison.—*Wm. Jones*, Eyre-street-hill, Hatton-garden, Middlesex, dealer in coals: in the Queen's Prison.—*Henry King*, Athurst-mews, Sussex-square, Hyde-park, Middlesex, livery stable keeper: in the Debtors Prison for London and Middlesex.—*Joseph C. Ashton*, Kedgeree-place, East India-road, Middlesex, agent: in the Debtors Prison for London and Middlesex.—*Joseph Lloyd*, Devonshire-st., Lisson-grove, St. Marylebone, Middlesex, hatter: in the Debtors Prison for London and Middlesex.—*Isaac Suggitt*, High Holborn, Middlesex, lamp manufacturer: in the Debtors Prison for London and Middlesex.—*David Treherne*, Ludgate-hill, London, siter: in the Debtors Prison for London and Middlesex.—*John D'Monts Arushinot*, Conduit-street, Bond-st., Middlesex, gentleman: in the Queen's Prison.—*Richard Chetwell*, Eoking, Surrey, out of business: in the Queen's Prison.

*(On Creditor's Petition).*

*Wm. Hampage*, Gibson-sq., Islington, Middlesex, out of business: in the Debtors Prison for London and Middlesex.

*(On their own Petitions).*

*Harry Collett*, Yatton Keynell, Wiltshire, labourer: in the Gaol of Fisherton Anger.—*John Willey*, Nottingham, suinner: in the Gaol of Radford Fens.—*Wm. Smith* the unger, Misterton, Nottinghamshire, wheelwright: in the Gaol of Nottingham.—*Joe. Smith*, Misterton, Nottinghamshire, wheelwright: in the Gaol of Nottingham.—*Sam. Clegg*, usford, Nottinghamshire, lace maker: in the Gaol of Nottingham.—*Rob. Hall*, Manchester, milk seller: in the Gaol of Manchester.—*Oliver Bourke*, Liverpool, master mariner: in the Gaol of Lancaster.—*Thos. Hilton*, Tongue, near Middleham, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—*Geo. Rowse*, Heywood, near Bury, Lancashire, commission agent: in the Gaol of Lancaster.—*Sam. Pearson*, Strangeways, Manchester, out of business: in the Gaol of Lancaster.—*Matthew Chester*, Liverpool, attorney at law: in the Gaol of

Lancaster.—*Robert Maxwell*, Liverpool, innkeeper: in the Gaol of Lancaster.—*Jane Bradley*, Liverpool, milliner: in the Gaol of Lancaster.—*Richard Hill*, Lees, Oldham, Lancashire, tin plate worker: in the Gaol of Lancaster.—*Robert Jones*, Hulme, Manchester, joiner: in the Gaol of Lancaster.—*John Warbrick*, Preston, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Wm. P. Perkins*, Hunslet, near Leeds, Yorkshire, printer: in the Gaol of York.—*William Archer*, Radborne, Derbyshire, farmer: in the Gaol of Radford Peverel.—*William Farrier*, Newcastle-upon-Tyne, cabinet maker: in the Gaol of Newcastle-upon-Tyne.—*Alex. Bell*, Liverpool, pipe manufacturer: in the Gaol of Lancaster.—*R. Marsden*, Market-place, Lancashire, out of business: in the Gaol of Lancaster.—*J. Gibson*, Coventry, Warwickshire, flour dealer: in the Gaol of Coventry.—*Charles Hawksley*, Walkley, Sheffield, Yorkshire, out of business: in the Gaol of Radford Peverel.—*Richard Brook*, Leeds, Yorkshire, grocer: in the Gaol of York.—*Hen. G. Coates*, Brockworth, Gloucestershire, labourer: in the Gaol of Gloucester.—*Uriah Plant*, Winsford, near Over Chester, bookkeeper: in Chester Castle.—*Robert Scholes*, Bolton-le-moors, Lancashire, butcher: in the Gaol of Lancaster.—*John Ferguson*, Brighton, Sussex, retailer of beer: in the Gaol of Lewes.—*Alexander Gane*, Puriton, near Bridgewater, Somersetshire, out of business: in the Gaol of Wilton.—*Major Booth*, Radcliffe, near Bury, Lancashire, out of business: in the Gaol of Lancaster.—*Wm. Hostage*, Liverpool, auctioneer: in the Gaol of Lancaster.—*Dan. Carpenter*, Writtle, Essex, farmer: in the Gaol of Chelmsford.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Lancashire, at LANCASTER, Sept. 30 at 10.*

*Robert Bennett*, Gorton, near Manchester, attorney.

*At the County Court of Cornwall, at BODMIN, Oct. 4 at 10.*  
*John Baragwanath*, Falmouth, out of business.

**INSOLVENT DEBTOR'S DIVIDEND.**

*James Edwards*, Farnham, Surrey, farm bailiff, Sept. 26, at Niblett's, Farnham: 2s. 10½d. in the pound.

**FRIDAY, SEPT. 22.**

**BANKRUPTS.**

**EDWARD WITHERS**, Coventry-st., Haymarket, Middlesex, musical instrument seller, Sept. 30 at 1, and Nov. 2 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Smith, Temple-chambers, Fleet-street.—Fiat dated Sept. 15.

**HENRY MARTIN BOWDEN**, Lime-street, Leadenhall-street, London, export and general merchant, dealer and chapman, Sept. 29 and Oct. 31 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Scarman, 18, a, Graham-rooms, Basinghall-street.—Fiat dated Sept. 16.

**THOMAS MASSEY**, Burslem, Staffordshire, grocer and tea dealer, dealer and chapman, Oct. 10 and 26 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Williams, Hanley, Staffordshire.—Fiat dated Sept. 15.

**SAMUEL WILSON**, Hill-top, near West Bromwich, Staffordshire, draper, dealer and chapman, Oct. 3 and 31 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Hodgson, Birmingham.—Fiat dated Sept. 11.

**JAMES MORRIS**, Bath, Somersetshire, licensed victualler, innkeeper, dealer and chapman, Oct. 8 and Nov. 2 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Aoraman; Sol. Hellings, Bath; Jones & Co., Crosby-square.—Fiat dated Sept. 11.

**GEORGE BRAUND** the younger, Exeter, land surveyor and linen draper, Oct. 5 at 3; and Oct. 25 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hintsell; Sol. Flood, Exeter; Pearson, 22, Essex-street, Strand, London.—Fiat dated Sept. 16.

**JOHN GREEN**, Liverpool, wine and spirit merchant, Oct. 4 and 30 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cassmore; Sol. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Sept. 16.

**WILLIAM MAURY**, Liverpool, merchant, Sept. 29 and Oct. 30 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sol. Dunsan & Radcliffe, Liverpool; Gregory & Co., Bedford-row, London. — Fiat dated Sept. 16.

#### MEETINGS.

*R. Yates and T. Hartley Williams*, Manchester, merchants, Oct. 3 at 11, District Court of Bankruptcy, Manchester, pr. d.—*Richard Gosling*, Gainsborough, Lincolnshire, cabinet maker, Oct. 4 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, pr. d.—*Henry Dawes*, Great Malvern, Worcestershire, maltster, Oct. 3, District Court of Bankruptcy, Birmingham, ch. ass.—*Hen. Pace*, St. John's-square, Clerkenwell, Middlesex, and Loughton, Essex, watch manufacturer, Oct. 2 at half-past 1, Court of Bankruptcy, London, last ex.—*James Bonnis, jun.*, Brompton, Middlesex, builder, Oct. 2 at half-past 1, Court of Bankruptcy, London, last ex.—*Francis Armeson*, Carlton-hill, St. John's-wood, Middlesex, builder, Oct. 16 at 12, Court of Bankruptcy, London, and. ac.—*Wm. Evans*, Sheffield, Yorkshire, table-knife manufacturer, Oct. 14 at half-past 12, District Court of Bankruptcy, Sheffield, and. ac.—*Geo. Calvert Holland*, Worksop, Nottinghamshire, banker, Oct. 14 at half-past 12, District Court of Bankruptcy, Sheffield, and. ac.—*Charles Forster Cotterill* and *William Henry Hill*, Walsall, Staffordshire, merchants, Oct. 14 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Jas. Mitchell*, Monkwearmouth Shore, Durham, shipowner, Oct. 17 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; at half-past 11, div.—*James Wright*, Birmingham, seal stone engraver, Oct. 31 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Lewis Goodheim*, Birmingham, cap manufacturer, Oct. 14 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Thos. Moger*, Holborn-hill, London, and Coventry-st., Haymarket, Middlesex, poulterer, Oct. 14 at half-past 11, Court of Bankruptcy, London, div.—*Henry Le Jeune*, Saint Albans, Hertfordshire, maltster, Oct. 14 at 11, Court of Bankruptcy, London, div.—*Chas. Dalton*, Canal-bridge, Old Kent-road, Surrey, stone mason, Oct. 14 at half-past 12, Court of Bankruptcy, London, div.—*Robert Still*, Liverpool, merchant, Oct. 16 at 11, District Court of Bankruptcy, Liverpool, div.—*Peter Cruikshank*, Manchester, coal dealer, Oct. 19 at 11, District Court of Bankruptcy, Manchester, div.—*Jos. Wooller*, Stockton-on-Tees, Durham, draper, Oct. 17 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Rob. Hen. Watson*, Eldon-place, Vauxhall, Surrey, manufacturing chemist, Oct. 16 at 11, Court of Bankruptcy, London.—*Francis Armeson*, Carlton-hill, St. John's-wood, Middlesex, builder, Oct. 16 at 12, Court of Bankruptcy, London.—*Rich. Smith*, Preston, Lancashire, corn merchant, Oct. 20 at 11, District Court of Bankruptcy, Manchester.—*David Hughes*, Welshpool, Montgomeryshire, lime burner, Oct. 16 at 11, District Court of Bankruptcy, Liverpool.—*Jonathan Higginson* and *Richard Deane*, Liverpool, merchants, Oct. 14 at 11, District Court of Bankruptcy, Liverpool.—*W. Saint Albin*, Liverpool, dealer in music, Oct. 16 at 11, District Court of Bankruptcy, Liverpool.—*Sam. Mocatta*, Liverpool, merchant, Oct. 16 at 11, District Court of Bankruptcy, Liverpool.—*Jas. S. Tonge*, Liverpool, coal proprietor, Oct. 16 at 11, District Court of Bankruptcy, Liverpool.—*T. Daniel*, Burslem, Staffordshire, clay merchant, Oct. 14 at half-past 10, District Court of Bankruptcy, Birmingham.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 13.*

*Richard Jewell*, Beccleston, Devonshire, shoe maker.—*Mary Ann Owens*, Toxteth-park, near Liverpool, victualler.—*John Haddock*, Bury Saint Edmunds, Suffolk, pawnbroker.—*Jas. Dentith*, Liverpool, grocer.—*Wm. P. Beesham*, Hawkhurst, Kent, banker.—*James M. Goodwin*, Ashton-under-Lyne, Lancashire, and Staley-bridge, Cheshire, grocer.—*Wm. Flick*, Oak-lane, London, and Trudgill-terrace, Mortimer-road, De Beauvoir-sq., Middlesex, hosier.—*Peter Fisher*, Bristol, ironmonger.—*James Smith*, Birkenhead, Cheshire, slate merchant.—*John Carden*, Birkenhead, Cheshire, and Liverpool,

suctioneer.—*Thos. Geo. Smith*, Old Broad-st., London, stock broker.—*Henry Smith*, East Malling, Kent, paper manufacturer.—*Wm. Yates*, Shelton, Staffordshire, earthenware manufacturer.—*Edward Rose*, Donmashanger, Northamptonshire, licensed victualler.—*Thos. Crosswell*, Tivying, Gloucestershire, butcher.—*Francis Adamson*, Bond-court, Walbrook, London, merchant.—*Lucy Chureyard*, Woodbridge, Suffolk, butcher.—*Charles Terry*, Shoe-lane, London, quill merchant.—*Robert Crow*, Newcastle-upon-Tyne, draper.—*Owen Kelly*, Cannon-st., and Dowgate-dock, Upper Thames-st., London, coal merchant.—*Thos. B. Shuttleworth*, Sheffield, Yorkshire, shopkeeper.

#### FIAT ANNULLED.

*Charles Salebury*, Hull, Yorkshire, hatter.

#### PARTNERSHIP DISSOLVED.

*Thomas Russell* and *Thomas Swainson*, Lancaster, attorneys, solicitors, conveyancers, stewards, and agents.

#### SCOTCH SEQUESTRATIONS.

*Andrew Hope*, Selkirk, builder.—*Thos. Maclean*, Esq., Kirkwall, deceased.—*Alexander Russell*, Camlachie, grocer.—*Norman MacLeod*, Esq., Island of Skye, Inverness, ship owner.—*Robt. Balfour*, Dunfermline, manufacturer.—*Peter M'Laren*, Crieff, saddler.—*Thomas Marshall*, Kinross, manufacturer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Felix Wm. Simeon*, Bristol, printer, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*Wm. G. Gray*, Bristol attorney at law, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*Michael Elias Lee*, Aston, near Birmingham, general dealer, Sept. 29 at 10, County Court of Warwickshire, at Birmingham.—*Alfred Hutchings*, Chislehurst, labourer, Sept. 28 at 10, County Court of Kent, at Canterbury.—*Thomas Howland*, New Romney, Kent, out of business, Sept. 28 at 10, County Court of Kent, at Canterbury.—*Richard Newson*, Southwold, Suffolk, tailor, Sept. 27 at 10, County Court of Suffolk, at Halesworth.—*John Semmes*, Halesworth, Suffolk, assistant bailiff, Sept. 27 at 2, County Court of Suffolk, at Halesworth.—*John Edwards*, Walsbury, Staffordshire, miner, Sept. 27 at 9, County Court of Staffordshire, at Oldbury.—*James Pedmore*, Chester, cabinet maker, Sept. 30 at 2, County Court of Cheshire, at Chester.—*Thomas Woolley*, Chester, out of business, Sept. 30 at 2, County Court of Cheshire, at Chester.—*Jabez Todd*, Brimingham, Cheshire, auctioneer, Sept. 29 at 10, County Court of Cheshire, at Birkenhead.—*Robert Hand*, Chester, dyer, Sept. 30 at 2, County Court of Cheshire, at Chester.—*R. Wynn*, Birmingham, out of business, Sept. 29 at 10, County Court of Warwickshire, at Birmingham.—*James Thwer*, Birmingham, ironfounder, Sept. 29 at 10, County Court of Warwickshire, at Birmingham.—*Wm. Oakley*, Birmingham, butcher, Oct. 13 at 10, County Court of Warwickshire, at Birmingham.—*F. T. Carter*, Aston, near Birmingham, out of business, Oct. 13 at 10, County Court of Warwickshire, at Birmingham.—*Richard Vesules*, Bristol, hatter, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*George Hunter*, Stratford-upon-Avon, Warwickshire, tea dealer, Oct. 19 at 10, County Court of Warwickshire, at Stratford-upon-Avon.—*J. W. White*, Birmingham, butcher, Oct. 13 at 10, County Court of Warwickshire, at Birmingham.—*G. N. Doran*, Bodmin, Cornwall, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*John Craycraft*, Canterbury, dealer in fish, Sept. 30 at 10, County Court of Kent, at Canterbury.—*Jas. Horne Brown*, Gravesend, Kent, grocer, Sept. 28 at 10, County Court of Kent, at Canterbury.—*Thomas Lloyd*, Wellington, Shropshire, retail brewer, Oct. 6 at 10, County Court of Shropshire, at Wellington.—*Adam Brown*, Stroud, Gloucestershire, coach builder, Oct. 10 at 10, County Court of Gloucestershire, at Stroud.—*Thomas Roach*, Ludgvan, Cornwall, accountant, Oct. 11 at 10, County Court of Cornwall, at Penzance.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Nottinghamshire, at NOTTINGHAM, Oct. 12.*

*Sam. Cragg*, Carrington, lace maker.—*William Archer*,

lborne, Derbyshire, out of business.—*Charles Hawksley*, liley, Sheffield, out of business.—*John Willey*, Nottingham, appraiser.—*William Smith* the younger, Misterton, wheelwright.—*Jos. Smith*, Misterton, wheelwright.

*the County Court of Buckinghamshire, at AYLESBURY, Oct. 11 at 10.*

*Thomas Hall*, Buckingham, lime burner.

*the County Court of Gloucestershire, at GLOUCESTER, Oct. 9 at 10.*

*Fenry G. Coates*, Brockworth, labourer.

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THE case of *Fulham v. M'Carthy*, (12 Jur. 757), which, as our readers will recollect, caused a considerable public sensation at the time when it was heard before the House of Lords, was decided on a point of pure pleading; the plaintiffs having had the incaution to join as co-plaintiffs two persons, one of whom only could have the interest on which the bill was founded. The various interesting questions of substance involved in the case pass, therefore, undecided. The material one is that pointed at in the judgment of Lord Brougham, viz. whether a person, having voluntarily taken a vow to obey the direction of another, and, pursuant to such vow, disposing of property against his own wish, under the direction of the person whose direction he has vowed to obey, can be said to be under that species of duress which will avoid a conveyance of property?—a question, indeed, as his Lordship expresses it, of considerable nicety.

Of course, there can be no doubt that a vow to obey the direction of another, cannot import legality into an act in itself illegal. If a monk, or any other person, were to vow obedience to the orders of his superior, of course such vow would not render valid a gift in mortmain, not effected pursuant to those forms of law without which gifts in mortmain are by law invalid. But if the gift be not in itself, or by reason of the neglect of any prescribed form, invalid; the question reduces itself simply to this: whether a person *sui juris*, binding himself by vow, or by such obligation as he deems binding on his conscience, to do all such lawful acts, among other things, to convey, as I direct, can say, when I do direct him to convey, that he is under pressure—that species of pressure which will induce a court of equity to set aside the transaction? For the purpose of this inquiry, let us recollect what is the

principle on which equity proceeds in cases of pressure. The principle is, that the grantor has been, by an influence that he could not resist, compelled as it were to do what, if left unfettered, it would not appear that he would have done. But in all the cases the circumstances have been, that, immediately before the conveyance, the grantor was free, or that, if he conveyed in pursuance of any promise or agreement, he was not, at the time of such promise or agreement, competent to make it; so that the pressure has been the immediate pressure of the grantee.

If a person *sui juris* binds himself by law to convey according to the direction of another, it is of course unquestioned, that a conveyance, executed according to that contract, is good, however much it may be against the wishes of the grantor. No doubt, in such cases, an inquiry might be granted on a sufficient case made, whether the agreement to convey was unduly obtained, the agreement to convey being, in fact, the act by which the grantor parted with his interest. But if the agreement to convey is unimpeachable, it would be unheard of to say, that the insisting upon its performance by the party purporting to be entitled to take advantage of it would be an act of fraudulent pressure on his part. The question, then, seems to resolve itself into this: whether a party, competent to deal with his present and future interests, contracting, not by a form of contract which the law enforces, but by a form of contract which he holds himself bound merely in conscience to fulfil, which he, at the time he enters into it, intends to be binding upon him, the force of which upon his conscience he knows, is afterwards to be released in equity from the consequences of that completion of his contract, which he has effected under the pressure of the very contract itself? It is a fallacy to say, that in such a case as that of *Fulham v. M'Carthy*, the party assigning is forced into it by the pressure exercised by



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**VOL. XII.**

If a person shall be  
according to the  
unquestioned;  
that contract  
the wishes  
inquiry  
whether  
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will  
shall  
shall

...nities shall (as the case may be)  
...her case that such recogni-  
...ended; and thereupon, if the  
...ve entered into such recogni-  
...survivors or survivor of them,  
...ng signed by his or their hand or  
...ll forthwith, by their chairman,  
...or recognisances, by making the  
...form of recognisance contained in the  
...ed act, and the chairman shall write  
...same, against every amendment, the  
...committee," and shall sign his name to  
...shall be lawful for the petitioner or peti-  
...before the examiner of recognisances who  
...use attend the committee, to enter into a  
...or new recognisances, with sufficient sureties,  
...he said recited act), previously approved of by  
...who shall have, for the purpose of inquiring  
...ancy of such sureties, all the said powers given  
...ditties by the said recited act, and the committee  
...atisfied that it  
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...committee, having  
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the superior. It may be quite true that the assignor does not wish to assign. It may be quite true that his act is not that of a free agent; that, in assigning, he assigns under compulsion. But the compulsion is not at all the sort of compulsion to which equity looks in setting aside deeds. It is a compulsion consequent upon his own previous contract, and is properly analogous to that of a party who has covenanted to assign as A. shall appoint, and not at all to that suggested by the affidavit of one of the parties, of a person who assigns under the pressure of a threat of instant death. We humbly submit that the true inquiry in this sort of case is, whether the vow is lawful; whether the party making the vow is at the time competent to make it; and, whether he makes it freely, or under such pressure as a court of equity will deem fraudulent. If the answer to these inquiries is favourable, if the vow be lawful and lawfully made, we apprehend *cadit questio*. The vow is simply a contract not capable of being enforced at law. The subsequent assignment is merely compliance with the contract, and must take its legality or illegality from the contract itself. If the contract was made under pressure, it could not stand, even if good at law, *a fortiori*, if, like a vow, it is a mere parol promise. But if it was not made under pressure, we conceive that the fact of the assignor being urged to comply with it, by reference to his fears of future punishment, no more amounts to inequitable pressure than an intimation to a covenantor that if he does not comply with his covenant, he would expose himself to an action in one of the courts of this world for the breach of it, would amount to inequitable pressure. The whole question is, then, whether it is contrary to the policy of the law that a person should bind himself by reference to his belief or religious scruples, to do something in itself not unlawful? And we apprehend the law does not so far interfere with religious freedom, as to say that a man may not so bind himself.

## PUBLIC GENERAL STATUTES.

11 & 12 VICTORIA.—SESSION 1.

### CAP. I.

An Act to facilitate the Completion, in certain Cases, of Public Works in Ireland. [20th December, 1847.]

### CAP. II.

An Act for the better Prevention of Crime and Outrage in certain Parts of Ireland until the 1st day of December, 1849, and to the end of the then next Session of Parliament. [20th December, 1847.]

### CAP. III.

An Act to give further Time for making certain Railways. [20th December, 1847.]

### CAP. IV.

An Act to apply the Sum of Eight Millions out of the Consolidated Fund to the Service of the Year 1848. [7th March, 1848.]

### CAP. V.

An Act to suspend for Five Years the Operation of certain Parts of an Act of the Tenth Year of her present Majesty, for making further provision for the Government of the New Zealand Islands; and to make other Provision in lieu thereof. [7th March, 1848.]

### CAP. VI.

An Act to make further Provision for One Year, and to the End of the then next Session of Parliament, for the Carriage of Passengers by Sea to North America. [28th March, 1848.]

### CAP. VII.

An Act to amend an Act for consolidating the Queen's Bench, Fleet, and Marshalsea Prisons, and for regulating the Queen's Prison. [28th March, 1848.]

Sect. 1. So much of recited act as relates to first-class prisoners repealed.

2. What persons shall compose first-class prisoners after passing of this act.

3. Indemnity to Secretary of State and others for acts already done in regard to classification of prisoners, &c.

4. In case of illness or absence of keeper, deputy keeper to act.

5. Tipstaffs of Court of Chancery, &c., to give security by bond or otherwise to keeper of Queen's Prison for faithful discharge of duties. Penalty on Tipstaffs neglecting to give security or disobeying instructions of keeper of Queen's Prison.

6. Provisions of former Acts as to reducing Penalties, &c., for introducing spirituous liquors into Queen's Prison no longer to exist. Persons acting in contravention of existing rules as to introducing spirituous liquors may be taken before a justice and summarily convicted. Penalty for certain offences not to be reduced below 10*l*.

7. So much of 55 Geo. 3, c. 113, as restricts the sum to be given to prisoners to 6*d*, per day repealed.

### CAP. VIII.

An Act to continue for Three Years the Duties on Profits arising from Property, Professions, Trades, and Offices. [13th April, 1848.]

### CAP. IX.

An Act to continue for Three Years the Stamp Duties granted by an Act of the Fifth and Sixth Years of her present Majesty, to assimilate the Stamp Duties in Great Britain and Ireland, and to make Regulations for collecting and managing the same. [13th April, 1848.]

Sect. 1. Duties continued for three years.

2. Recited acts and other acts continued in force.

3. Act may be amended, &c.

### CAP. X.

An Act for empowering certain Officers of the High Court of Chancery to administer Oaths and take Declarations and Affirmations. [18th April, 1848.]

Sect. 1. Clerk of Inrolments and Clerks of Records and Writs may take declarations.

2. Clerk of Affidavits and assistant clerks may administer oaths and take declarations.

3. Persons swearing or declaring before such officers to be subject to penalties for perjury.

4. Filling up vacancies in office of Second Assistant Clerk of Affidavits.

5. Interpretation of "Lord Chancellor."

6. Act may be amended, &c.

### CAP. XI.

An Act for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters. [22nd April, 1848.]

### CAP. XII.

An Act for the better Security of the Crown and Government of the United Kingdom. [22nd April, 1848.]

Sect. 1. After passing of this act, provisions of 36 Geo. 3, c. 7, and 57 Geo. 3, c. 6, repealed, except as to offences against the person of the sovereign.

2. So much of 36 Geo. 3, c. 7, made perpetual by 57 Geo. 3, c. 6, as is not repealed, extended to Ireland.

3. Offences declared felonies by this act to be punishable by transportation or imprisonment.

4. Time within which prosecution shall be commenced, warrant issued, &c.

5. In indictments more than one overt act may be charged.

6. Nothing herein to affect provisions of 25 Edw. 3, c. 2.

7. Indictments for felony under this act valid, though the facts may amount to treason.

8. As to the punishment of accessaries before and after the fact.

9. Felonies under this act in Scotland not bailable, except as provided by 5 & 6 Will. 4, c. 73. Trial to take place in terms of act of Scottish Parliament of 1701.

10. No costs allowed in prosecutions under this act.

11. Act may be amended, &c.

#### CAP. XIII.

An Act for amending the Law for the leasing of Mines in Ireland. [22nd April, 1848.]

#### CAP. XIV.

An Act for authorising a Borough Police Superannuation Fund. [22nd April, 1848.]

#### CAP. XV.

An Act for the Regulation of her Majesty's Royal Marine Forces while on Shore. [22nd April, 1848.]

#### CAP. XVI.

An Act for raising the Sum of Seventeen millions Nine hundred and Forty-six thousand Five hundred Pounds by Exchequer Bills, for the Service of the Year 1848. [22nd April, 1848.]

#### CAP. XVII.

An Act to amend the Act of the present Session to facilitate the Completion of Public Works in Ireland. [22nd April, 1848.]

#### CAP. XVIII.

An Act to remove certain Doubts as to the Law for the Trial of controverted Elections. [5th May, 1848:]

Sect. 1. *Sitting Members may, in all Cases of Election Petitions presented before the 1st of March, object to the Recognisance, on Grounds omitted to be specified in recited Act.*

2. *Select Committee appointed to try Election Petition shall inquire first into such preliminary Objection, and if Recognisance be good proceed to try the Merits of the Return. If Recognisances be invalid through Neglect of Petitioners, no further Proceedings to be had on Petition. If Recognisances be void, but not through the Neglect of the Petitioners, or if of doubtful Effect, Committee may amend the same, or Petitioners may enter into new Recognisances.*

3. *Amended or new Recognisances to have the same Effect as when originally entered into, and the Decision of the Committee, that the same is good, to be final.*

4. *Recited Act and this Act to be read as one.*

5. *Act may be amended, &c.*

Whereas petitions have been presented in several cases to the House of Commons, complaining of an undue election or return of a member or members to serve in Parliament: And whereas such petitions are indorsed by a certificate under the hand of the examiner of recognisances, to the effect that the recognisances required by an act passed in the 7 & 8 Vict. [c. 103], intituled "An Act to amend the Laws for the Trial of controverted Elections of Members to serve in Parliament," have been entered into and received by him, with the affidavits thereunto annexed: And whereas in some of such cases doubts have been entertained as to the validity of the recognisances so entered into as aforesaid: And whereas in some of the cases wherein such doubts have been entertained as aforesaid other petitions have also been presented from the sitting member or members, complaining of the invalidity of the recognisances entered into in pursuance of the said recited act, and praying for relief in the premises: And whereas it is desirable that the doubts hereinbefore mentioned should be put an end to, and that a mode of proceeding should be prescribed with respect to the determination of the several before-mentioned petitions: Be it therefore enacted, &c., That in all cases of election petitions which shall have been presented before the 1st of March in the present year, and which shall after the passing of this act be tried during the present session of Parliament, it shall be lawful for all and every the sitting members and member

against whose return any such petition shall have been presented, by themselves or himself, or their or his agents or agent, to deliver into the clerk of the general committee of elections, not later than six of the clock in the afternoon on the sixth day next before the day appointed for choosing the committee to try the petition complaining of such election or return, notice in writing that a preliminary objection will be made before such select committee to the form or substance of the recognisance or recognisances entered into by or on behalf of the petitioner or petitioners against such return, provided that the ground or grounds of such objection be not such as would, under the said recited act, have entitled any sitting member petitioned against to object to the sureties or any of them who shall have entered into such recognisance or recognisances, and that the grounds of objection be stated in such notice.

2. That in all cases in which such notice of objection shall have been delivered in as aforesaid, the select committee chosen to try the election petition or election petitions to which such notice relates, shall in the first instance inquire into and decide upon such preliminary objection; and such select committee shall have, for the purpose of such inquiry and decision, all the powers given to select committees by the said recited act for the purpose of trying the merits of the return or election petitioned against; and if such select committee shall be of opinion that such recognisance or recognisances is or are good and valid for all the intents and purposes of the said recited act, such committee shall decide that the same is or are good, and shall thereafter proceed to try the merits of the return or election the petition relating to which shall have been referred to them: and if such committee shall be of opinion that the recognisance or recognisances objected to are void, and that such invalidity is in any degree attributable to the neglect or laches of the petitioner or petitioners, or the party or parties entering into such recognisance or recognisances, or their or any of their agents, then the committee shall report to the House accordingly, and no farther proceeding shall be had upon such petition or petitions, and the order referring the same to such select committee shall be discharged; and if such select committee shall be of opinion that such recognisance or recognisances are void, as hereinbefore mentioned, but that any such invalidity as aforesaid is in no degree attributable to the neglect or laches of the petitioner or petitioners, or of the party or parties entering into such recognisance or recognisances, or their or any of their agents, or shall be of opinion that the validity of such recognisance or recognisances is doubtful, or that any party for whose security such recognisance or recognisances was or were intended might be embarrassed in enforcing the same, then the committee shall (as the case may be) decide accordingly, and in either case that such recognisance or recognisances may be amended; and thereupon, if the person or persons who shall have entered into such recognisance or recognisances, or the survivors or survivor of them, shall consent thereto, in writing signed by his or their hand or hands, the committees shall forthwith, by their chairman, amend such recognisance or recognisances, by making the same conformable to the form of recognisance contained in the schedule to the said recited act, and the chairman shall write in the margin of the same, against every amendment, the words "amended by committee," and shall sign his name to such words; or it shall be lawful for the petitioner or petitioners forthwith, before the examiner of recognisances who shall for that purpose attend the committee, to enter into a new recognisance or new recognisances, with sufficient sureties, (as required by the said recited act), previously approved of by the committee, who shall have, for the purpose of inquiring into the sufficiency of such sureties, all the said powers given to select committees by the said recited act, and the committee shall also be satisfied that the new recognisance or recognisances is or are in due form and valid; and the committee, having made such amendment, or being satisfied with such new recognisance or recognisances, shall decide that the recognisance or recognisances so amended or newly entered into is or are good, and shall proceed to try the merits of the return or election as aforesaid; but if the person or persons who shall have entered into such recognisance or recognisances shall not consent in manner aforesaid to such amendment, and if no new recognisance or recognisances shall be entered into as aforesaid, the committee shall report to the House that such recognisance or recognisances ought to be amended, or new recognisances entered into, but that the parties have not consented

to such amendment or entered into new recognisances, and thereupon no further proceedings shall be had upon the petition referred to such committee, and the order referring the same to them shall be discharged.

3. That all and every recognisances and recognisance which shall be amended by any select committee shall after such amendment have, and shall be held and taken in all courts to have had, from the time when the same were or was entered into, the same force and effect for all intents and purposes whatsoever as if the same when entered into had been in the words and figures in which the same shall be when so amended as aforesaid; and the marginal words "amended by committee" written against any amendment in the same, and appearing to be signed as aforesaid, shall be evidence in all courts that such amendment was duly made, and such marginal words duly signed, under the authority of this act; and any new recognisance or recognisances which shall be entered into under the authority of this act shall have, and shall be taken to have had from before the receiving of the petition to which the same shall relate, the same force and effect to all intents and purposes as if the same had been duly entered into under the said recited act before the receiving of such petition, and as if the examiner of recognisances had reported to the Speaker that the sureties entering into the same are unobjectionable; and the decision of every select committee that any recognisance or recognisances, or that any amended recognisance or recognisances, is or are good, shall be final and conclusive against all parties, and the validity of any such recognisance or recognisances shall not be called in question in any court upon any ground or pretence whatever.

4. That the said recited act and this act shall be read and construed together as one act.

5. That this act may be amended or repealed by any act to be passed in this session of Parliament.

#### CAP. XIX.

An Act to indemnify such Persons in the United Kingdom as have omitted to qualify themselves for Offices and Employments, and to extend the Time limited for those Purposes respectively until the Twenty-fifth Day of March, 1849.

[9th June, 1848.]

#### CAP. XX.

An Act to authorise for one Year, and to the End of the then next Session of Parliament, the Removal of Aliens from the Realm.

[9th June, 1848.]

Sect. 1. Power to Secretary of State or Lord Lieutenant of Ireland to order aliens to depart this realm. If aliens wilfully refuse to obey such order, they may be committed to gaol until taken in charge for the purpose of being sent out of the realm.

2. Penalty on aliens disobeying such order.

3. Aliens on neglecting to obey order may be given in charge by warrant of Secretary of State or Lord Lieutenant of Ireland, to be conveyed out of the kingdom. Where any alien shall allege any excuse for not complying with order, Privy Council to judge of the sufficiency of the same. Privy Council shall cause a summary of matters alleged against alien to be delivered to him, &c.

4. Judges may admit aliens to bail in all cases, if they see sufficient cause.

5. Where alien shall not have been sent out of the realm within one month after commitment, judges, &c. empowered, where application has been made, to continue in or discharge such alien out of custody.

6. Act not to extend to ambassadors, &c., or aliens who have resided in the kingdom for three years.

7. Duration of act.

8. Act may be amended, &c.

#### CAP. XXI.

An Act to consolidate and amend the Laws relating to Insolvent Debtors in India.

[9th June, 1848.]

Sect. 1. Recited acts 9 Geo. 4, c. 73, and 4 & 5 Will. 4, c. 79, repealed after 31st July, 1848, save as to acts then done and pending under recited acts, 6 & 7 Will. 4, c. 47, 3 & 4 Vict. c. 80, and 9 & 10 Vict. c. 14.

2. Courts established under 9 Geo. 4, c. 73, for relief of insolvent debtors, continued with the same powers as heretofore.

3. A court to be holden once a month at least in Calcutta,

and as often as found necessary in Madras and Bombay, by one judge of the respective supreme courts.

4. Power to supreme courts to remove and appoint officers, and reduce emoluments from time to time. Records, &c. to be sealed with the seal of the court. Power to courts to adjourn sittings and administer oaths, &c. Courts to have same power to issue commissions, and compel attendance of insolvents and production of books, &c. as are now possessed, or as given to Commissioners of Bankruptcy under 6 Geo. 4, c. 16.

5. Power to courts to order prisoners to be brought up often as required. Courts not to award costs except in such cases.

6. Persons imprisoned for debts may petition the court for relief according to the forms in the schedule to this act.

7. Party petitioning to deliver in a schedule in the first Schedule (C).

8. Upon filing petition the real and personal estate of petitioner to be vested in official assignee as court shall direct. In case, after making vesting order, petition be dismissed, same to be null and void; but all acts done by any assignee, &c. under this act to be held valid.

9. Lying in prison twenty-one days for debt shall be deemed an act of insolvency, on which creditor may petition. Court may, upon petition, revoke or confirm adjudication.

10. Parties subject to the bankrupt laws lying in prison twenty-one days, or departing the jurisdiction with intent to defeat or delay their creditors, or with like intent make any fraudulent gift, &c., shall be deemed to have committed an act of insolvency, on which creditors may petition. Court may, upon petition, revoke or confirm adjudication.

11. Creditor whose demand at the time of act of insolvency is not due may petition or join in petition.

12. On adjudication of such last-mentioned act of insolvency, vesting order to take same effect as where the petition is presented by the insolvent.

13. And court invested with same powers as if such insolvent had petitioned.

14. Powers of court to grant interim order for protection of insolvent's. Such order not to operate as a release, &c. in certain cases.

15. Judges of supreme courts to appoint an official assignee for each court.

16. Official assignees to give security, and be subject to rules made by supreme court, &c. Insolvent's estates to be removed by official assignee alone, except when directed by the court to be otherwise.

17. As soon as official assignee appointed, office of common assignee to cease, except as to acts already done.

18. On application of creditors, after vesting order, court may order an election of assignees by creditors.

19. Power of court to remove assignees. Mode of appointing or electing others.

20. No remuneration to be received by assignee, except as herein provided.

21. Estate to vest, without conveyance or assignment, in new assignee.

22. Power of assignees.

23. After vesting order, no distress for rent previously due shall be made, but landlord to prove for the amount.

24. Property in the order and disposition of insolvent to be deemed his property. Mortgages of ships or vessels, or shares thereof duly registered, not to be invalidated or affected.

25. Fraudulent conveyances, &c. made by insolvent within two months before insolvency to be void.

26. Government stocks, funds, &c. standing in the name of insolvent to be transferred to the name of assignee.

27. Persons holding property of insolvent, except stocks &c., or indebted to him, to transfer the same, and make payment of debts to the assignee.

28. Offices, &c. held by insolvent, if unsaleable, may be charged with proportionate payment to assignee; if saleable shall vest in assignee.

29. Power of assignee, with consent of creditors, to take composition, and to submit disputes, &c. to arbitration.

30. Powers of assignee to institute and defend actions and suits. Provision as to persons in partnership with insolvent.

31. Powers of insolvent vested in assignee for the benefit of creditors.

32. Assignee to make sale of insolvent's estate. Court may delay or postpone the sale.

33. Discretionary power vested in the court as to immediate

sale of property of insolvents entitled to annuities, or contingent or uncertain interests therein.

33. Assignees to keep accounts of the estates of insolvents, with liberty for creditors to inspect the same.

34. Penalty on assignee improperly dealing with insolvent's estate.

35. After petition and schedule filed, and adjudication, &c., notice to be given to creditors, and published. Court in such notice to appoint a day for hearing.

36. Course of proceeding at hearing.

37. Court may admit affidavits instead of personal appearance in case of sickness, &c.

38. Creditor whose name is not included in the schedule may claim and prove his debt, and receive dividends thereon.

39. Mutual demands may be set off against each other.

40. All debts, &c. provable under fiat in bankruptcy pursuant to 6 Geo. 4, c. 16, may be proved under insolvency.

41. Power to court to order dividends to be declared, giving notice of the same.

42. As to payment of dividends out of separate estates to joint creditors, and out of joint estates to separate creditors.

43. Unless the court is satisfied that all the estate of the insolvent is within the limits of the charter, and all debtors and creditors reside therein, assignee to reserve one-third part undivided until after twelve months' notice, to be published in the London Gazette. At expiration of twelve months such one-third to be divided.

44. If creditors do not appear to claim dividend, Court may order payment or deposit thereof in such way as it shall see fit.

45. Power of court over assignees neglecting to pay dividends or committing breach of duty as such assignees.

46. Court may award wages, &c. to servants or clerks not exceeding six months, with power to prove for any sum beyond the same.

47. Court may, by order of discharge, protect insolvent, or discharge from custody, or dismiss, &c. petition, or order to amend schedule, or adjourn the hearing, &c. Court may remand insolvent to prison, &c., and order an allowance for maintenance.

48. Discharge to extend to any sums payable by insolvent by way of annuity, &c. Persons who would be creditors if monies were presently due, entitled to benefit of provisions of this act. Discharge to extend to costs incurred before insolvency.

49. Suits against the insolvent pending at the time of insolvency, and all proceedings therein, may be stayed, so far as relate to debts contained in insolvent's schedule. No prisoner whose estate is vested in assignee to be discharged, as to certain actions, &c., except under this act.

50. Penalty on insolvent fraudulently concealing his effects, or destroying or falsifying books, or giving undue preference, or contracting debts by breach of trust, &c.

51. Insolvents fraudulently, vexatiously, frivolously, or maliciously contracting certain debts not entitled to discharge.

52. Where insolvent is ordered to be discharged after imprisonment, he may still be liable to be arrested and charged in custody at the suit of certain creditors.

53. Where insolvent liable to further imprisonment at the suit of creditors, court may order detaining creditor to allow him a sum for maintenance.

54. Creditor opposing discharge of insolvent to have his costs allowed him out of the estate in certain cases; if opposition frivolous or vexatious, court may award costs against such creditor.

55. Where order has been issued for discharge of insolvent, the court may also discharge him as to any arrest or detainers that may be lodged against him in respect of the same.

56. Such order for discharge, except in cases of appeals, shall be final and conclusive, unless obtained fraudulently.

57. If order issued erroneously, court may revoke, annul, suspend, or amend the same, and re-commit the prisoner.

58. On request of assignee, insolvent may at any time, although discharged, be further examined touching his estate. Penalty on insolvent refusing to appear.

59. Where estate pays one-third of insolvent's debts, or where creditors to that amount consent, court may grant an order nisi for final discharge of insolvent, appoint time for hearing, and direct notices to be given.

60. Court may, upon application of insolvent trader, provided he has filed his schedule, make an order nisi for his

discharge, appoint a time for hearing, and direct notices to be given.

61. If insolvent discharged by such order be again sued in respect of former debts, court may, on his application, order proceedings to be stayed, and award costs.

62. Nothing in this act to affect debts, penalties, &c. due to the Crown.

63. Special provisions for insolvent married women.

64. And for insolvent lunatics.

65. Warrants of attorney and cognovits to be void, unless filed in six weeks after execution.

66. Prothonotary, &c. to keep books for registry of warrants of attorney and cognovits, pursuant to 3 Geo. 4, c. 39.

67. Court may order memorandum of satisfaction to be indorsed.

68. Affidavits and affirmations may be sworn, &c. before courts, &c. appointed for that purpose.

69. Penalty for perjury, or for forging or for counterfeiting the seal of any court.

70. Penalty for embezzlement or concealment of effects, books, papers, &c.

71. Application of fines imposed for the foregoing offences.

72. Any person interested in proceedings before the court may, on making a deposit, require the evidence, &c. to be taken down by a sworn officer of the court.

73. Power of appeal to the Supreme Court of the Presidency.

74. Officers of courts to produce proceedings and give copies thereof.

75. Conveyances, &c. under this act not liable to stamp duties, nor sales directed by the court to auction duty.

76. Supreme Courts may make rules and regulations, and may alter and amend the same, subject to her Majesty's approval.

77. Filing of petition by insolvent, and adjudication of an act of insolvency, conclusive evidence of an act of bankruptcy committed by insolvent.

78. Creditor may issue fiat in bankruptcy thereupon.

79. But such fiat not to invalidate or make void any proceedings had by Insolvent Debtors Court before the issuing of such fiat.

80. Creditors having proved under insolvency to be admitted as creditors without further proof under the bankruptcy, and creditors under bankruptcy to receive dividends under insolvency.

81. Insolvent made bankrupt not liable to penalty for not surrendering until forty-two days after arrival.

82. Notices of insolvency, &c. to be inserted in the Gazette of the Presidencies and the London Gazette.

83. Order for discharge of insolvent debtor not to operate as a discharge to the debts, &c. of any creditor not resident within the limits of the charter. Proviso as to joint creditors.

84. Power of Court of Bankruptcy in certain cases to grant certificates to insolvents.

85. Creditors residing out of the limits may inspect proceedings transmitted from India to the Court of Directors.

86. Courts may order judgment to be entered up for the amount of the debts stated in insolvent's schedule. Execution on the same may be issued against future assets of insolvent.

87. And when the said judgment is discharged and satisfied, court may order satisfaction to be entered up on such judgment.

88. After 31st October, 1848, this act extended to the settlement of Prince of Wales island, Singapore, and Malacca.

89. A court to be established in such settlement, and held four times a year by the recorder.

90. The several powers of this act extended, with certain exceptions, to the settlement of Prince of Wales island, Singapore, and Malacca.

91. Rules, &c. directed to be transmitted for her Majesty's approbation shall be in force till the return of the same.

92. Interpretation of act.

93. Commencement of act.

94. This act not to affect a certain act of the Governor-General in Council of 1841.

#### CAP. XXII.

An Act for granting Relief to the Island of Tobago, and for aiding the Colonies of British Guiana and Trinidad in raising Money for the Promotion of Immigration of free Labourers.

[9th June, 1848.]

## CAP. XXIII.

An Act to alter and amend an Act passed in the Third Year of the Reign of his Majesty King George the Fourth, intituled "An Act to incorporate the Contributors for the Erection of a National Monument in Scotland to commemorate the Naval and Military Victories obtained during the late War." [9th June, 1848.]

## CAP. XXIV.

An Act for disfranchising the Freemen of the Borough of Great Yarmouth.. [30th June, 1848.]

## CAP. XXV.

An Act to extend the Powers given by former Acts for purchasing or hiring Land in connexion with or for the Use of Workhouses in Ireland; and for providing for the Burial of the Poor. [30th June, 1848.]

## CAP. XXVI.

An Act to remove Difficulties in the Appointment of Collectors of Grand Jury Cess in Ireland in certain Cases, and to remove Doubts as to the Jurisdiction of the Divisional Justices of the Police District of Dublin Metropolis relating to the Recovery of Poor-rates, and other Cases. [30th June, 1848.]

## CAP. XXVII.

An Act to authorise the Inclosure of certain Lands, in pursuance of the Third and also of a Special Report of the Inclosure Commissioners for England and Wales. [22nd July, 1848.]

## CAP. XXVIII.

An Act to amend the Law of Imprisonment for Debt in Ireland, and to improve the Remedies for the Recovery of Debts and of the Possession of Tenements situate in Cities and Towns, in certain Cases. [22nd July, 1848.]

## CAP. XXIX.

An Act to enable Persons having a Right to kill Hares in England and Wales to do so, by themselves or Persons authorised by them, without being required to take out a Game Certificate. [22nd July, 1848.]

Sect. 1. Persons in the occupation of inclosed ground, and in certain cases owners, may kill hares without a game certificate.

2. Authority to kill hares to be limited to one person at the same time in any one parish, which authority shall be sent to the clerk of the petty sessions, who shall register the same. If authority revoked, notice to be given of the same.

3. Persons not to be liable to tax on gamekeepers.

4. To extend to coursing or hunting.

5. Not to authorise the laying of poison.

6. Agreements reserving game to be still in force.

7. Interpretation of Act.

8. To extend to England and Wales only.

9. Act may be amended, &c.

## CAP. XXX.

An Act to enable all Persons having at present a Right to kill Hares in Scotland to do so themselves, or by Persons authorised by them, without being required to take out a Game Certificate. [22nd July, 1848.]

## CAP. XXXI.

An Act to amend the Procedure in respect of Orders for the Removal of the Poor in England and Wales, and Appeals therefrom. [22nd July, 1848.]

Sect. 1. So much of 4 & 5 Will. 4, c. 76, as provides that certain Notices shall be accompanied by a Copy of Examination, &c., repealed.

2. Such Notice to be accompanied by a Statement of Grounds of Removal instead of Copy of Examination.

3. Copy of Depositions to be furnished on Application.

4. As to the Sufficiency of Statement of Grounds of Removal or Appeal. Power to amend Statement of Grounds of Removal or Appeal.

5. Party making frivolous or vexatious Statement of Grounds of Removal or Appeal liable to pay Costs.

6. Power for Court to amend Order of Removal on Account of Omission or Mistake. *Proviso.*

7. Decisions of Courts upon Hearing of Appeals final.

8. Abandonment of Orders of Removal. As to Payment of Costs on Abandonment.

9. No Appeal if Notice be not given within a certain Time after Notice of Chargeability.

10. Service of suspended Orders of Removal and Order consequent thereon.

11. 4 & 5 Will. 4, c. 76, and all Acts amending the same, to be construed with this Act.

12. Commencement of Act.

13. Act may be amended, &c.

Whereas the communication now by law required to be made by the overseers or guardians of any parish seeking to enforce an order for the removal of a poor person to the overseers or guardians of the parish to which such poor person is intended to be removed, of a copy of the examination upon which such order has been made, has been found to produce much expensive and useless litigation upon points of mere form, so that few cases of appeals against such orders are now decided upon the merits: for remedy thereof be it enacted, &c. that so much of an act passed in the session of Parliament holden in the 4 & 5 Will. 4, [c. 76.] intituled "An Act for the Amendment and better Administration of the Laws relating to the Poor in England and Wales," as provides, in cases of orders of removal, that the notice thereby required to be sent by the overseers or guardians of the parish obtaining the order shall be accompanied by a copy of the examination upon which such order was made, shall be and the same is hereby repealed.

2. That instead thereof such notice shall be accompanied by a statement in writing under the hands of such overseers or such guardians, or any three or more of such guardians, setting forth the grounds of such removal, including the particulars of the settlement or settlements relied upon in support thereof: provided always, that on the hearing of any appeal against any order of removal it shall not be lawful for the respondents to go into or give evidence of any other grounds of removal than those set forth in such statement.

3. That the clerk to the justices who shall make any order of removal shall keep the depositions upon which such order was made, and shall within seven days furnish a copy of such depositions to the overseers or guardians as aforesaid of the parish to which the removal is by such order directed to be made, if such overseers or such guardians shall apply for such copy, and pay for the same at the rate of two-pence for every folio of seventy-two words; provided, that no omission or delay in furnishing such copy of the depositions shall be deemed or construed to be any ground of appeal against the order of removal; provided also, that on the trial of any appeal against an order of removal no such order shall be quashed or set aside, either wholly or in part, on the ground that such depositions do not furnish sufficient evidence to support, or that any matter therein contained or omitted raises, an objection to the order or grounds of removal.

4. And whereas a statement of the grounds of removal or of appeal is required to be communicated for the purpose of enabling the party receiving it to inquire into the subject of such statement, and, if need be, to prepare for trial; be it therefore enacted, That upon the hearing of any appeal against an order of removal no objection whatever on account of any defect in the form of setting forth any ground of removal or of appeal in any such statement shall be allowed, and no objection to the reception of legal evidence offered in support of a ground of removal or appeal alleged to be set forth in any such statement shall prevail, unless the Court shall be of opinion that such alleged ground is so imperfectly or incorrectly set forth as to be insufficient to enable the party receiving the same to inquire into the subject of such statement, and to prepare for trial: provided always, that in all cases where the Court shall be of opinion that any such objection to such statement or to the reception of evidence ought to prevail, it shall be lawful for such Court, if it shall so think fit, to cause any such statement of grounds of removal or appeal to be forthwith amended by some officer of the Court or otherwise, on such terms as to payment of costs to the other party, or postponing the trial to another day in the same sessions or to the next subsequent sessions, or both payment of costs and postponement, as to such Court shall appear just and reasonable.

5. That if either of the parties to the said appeal shall have

cluded in the statement of grounds of removal or of appeal to the opposite party any ground or grounds of removal of appeal which shall, in the opinion of the Court determining the appeal, be frivolous and vexatious, such party shall be liable, at the discretion of the said Court, to pay the whole or any part of the costs incurred by the other party in disputing any such ground or grounds, such costs to be recovered in the same manner as any penalties or forfeitures are recoverable under the said act passed in the session of Parliament holden in the fourth and fifth years of the reign of his late Majesty King William the Fourth.

6. That if, upon the trial of any appeal against an order of removal, or upon the return to a writ of certiorari, any objection shall be made on account of any omission or mistake in the drawing up of such order, and it shall be shewn to the satisfaction of the Court that sufficient grounds were in proof before the magistrates making such order to have authorised the drawing up thereof free from the said omission or mistake, it shall be lawful for the Court, upon such terms as to payment of costs as it shall think fit, to amend such order of removal, and to give judgment as if no such omission or mistake had existed: provided always, that no objection on account of any omission or mistake in an order of removal brought up upon a return to a writ of certiorari shall be allowed, unless such omission or mistake shall have been specified in the rule for suing such writ of certiorari.

7. That the decision of the Court upon the hearing of any appeal against any order of removal, as well upon the sufficiency and effect of the statement of the grounds of removal and of appeal, and of the notice of chargeability, and of the copy or counterpart of the order of removal sent to the appellant parish, as upon the amending or refusing to amend the order of removal as aforesaid or the statement of grounds of removal or appeal, shall be final, and shall not be liable to be reviewed in any Court, by means of a writ of certiorari or mandamus, or otherwise.

8. That in any case in which an order shall have been made or the removal of any poor person, and a copy or counterpart thereof sent as by law required, it shall and may be lawful for the overseers or guardians of the parish who shall have obtained such order of removal, whether any notice of appeal against such order shall or shall not have been given, and whether any appeal shall have been entered or not, to abandon such order by notice in writing under the hands of such overseers or guardians, or any three or more of such guardians, to be sent by post or delivered to the overseers or guardians as aforesaid of the parish to which such person is by the said order directed to be removed; and thereupon the said order, and all proceedings consequent thereon, shall become and be null and void to all intents and purposes as if the same had not been made, and shall not be in any way given in evidence in any case any other order of removal of the same person shall be obtained: provided always, that in all cases of such abandonment the overseers or guardians of the parish so abandoning shall say to the overseers or guardians of the parish to which such person is by the said order directed to be removed the costs which the said last-mentioned overseers or guardians shall have incurred by reason of such order, and of all subsequent proceedings thereon, which costs the proper officer of the Court before whom any such appeal (if it had not been abandoned) might have been brought shall and he is hereby required, upon application, to tax and ascertain at any time, whether the Court shall be sitting or not, upon production to him of such notice of abandonment, and upon proof to him that such reasonable notice of taxation, together with a copy of the bill of costs, has been given to the overseers or guardians abandoning such order as the distance between the parishes shall in his judgment require, and thereupon the sum allowed for costs, including the usual costs of taxation, which such officer is hereby empowered to charge and receive, shall be endorsed upon the said notice of abandonment, and the said notice so endorsed shall be filed among the records of the said Court; and if the said costs so allowed be not paid within ten days after such costs shall have been lawfully demanded, the amount thereof may be recovered from such last-mentioned overseers or guardians in the same manner as any penalties or forfeitures are recoverable under the said act passed in the session of Parliament holden in the fourth and fifth years of the reign of King William the Fourth.

9. That no appeal shall be allowed against any order of removal if notice of such appeal be not given as required by law,

within the space of twenty-one days after the notice of chargeability and statement of the grounds of removal shall have been sent by the overseers or guardians of the removing parish to the overseers or guardians of the parish to which such order shall be directed, unless within such period of twenty-one days a copy of the depositions shall have been applied for as aforesaid by the last-mentioned overseers or guardians, in which case a further period of fourteen days after the sending of such copy shall be allowed for the giving of such notice of appeal; but in such case no poor person shall be removed under such order of removal until the expiration of such further period of fourteen days.

10. That all the provisions which relate to the sending and service of copies of orders of removal shall apply to such orders when suspended, and to all orders consequent upon such suspension, and to all copies of charges arising thereon, and demands of payment of such charges.

11. That the said act passed in the session of Parliament holden in the fourth and fifth years of the reign of his late Majesty King William the Fourth, intitled "An Act for the Amendment and better Administration of the Laws relating to the Poor in England and Wales," and all acts to amend and extend the same, and the present act, shall (except so far as the provisions of any former act are altered, amended, or repealed by any subsequent act), be construed as one act.

12. That this act shall commence and take effect on the first day of August one thousand eight hundred and forty-eight.

13. That this act may be amended or repealed by any act to be passed in this present session of Parliament.

#### CAP. XXXII.

An Act to facilitate the Collection of County Cess in Ireland.  
[22nd July, 1848.]

#### CAP. XXXIII.

An Act to apply the Sum of Three Millions out of the Consolidated Fund to the Service of the Year 1848.  
[22nd July, 1848.]

#### CAP. XXXIV.

An Act to amend certain Acts in force in Ireland in relation to Appeals from Decrees and Dismissals on Civil Bills in the County of Dublin and County of the City of Dublin.  
[22nd July, 1848.]

#### CAP. XXXV.

An Act to empower the Lord Lieutenant or other Chief Governor or Governors of Ireland to apprehend and detain until the 1st Day of March, 1849, such Persons as he or they shall suspect of conspiring against her Majesty's Person and Government.  
[25th July, 1848.]

#### CAP. XXXVI.

An Act for the Amendment of the Law of Entail in Scotland.  
[14th August, 1848.]

Sect. 1. Heir born after the date of any future entail may disentail the estate; born before, may do so with consent of heir next in succession, being heir apparent under the entail.

2. Heir in possession under an existing entail born after 1st August, 1848, may disentail; born before that date, may do so with consent of heir next in succession, being heir apparent born after 1st August, 1848.

3. Heir of entail under an existing entail may disentail, with certain consents.

4. Heir of entail may sell, charge, lease, and feu, with the like consents as enable him to disentail.

5. Heir of entail under existing entail may exclaim, with certain consents.

6. Provision for disclosure of entailer's debts which affect the estate disentailed.

7. Creditors in entailer's debts, &c., using inhibition not to be affected by instrument of disentail.

8. Settlements by marriage contract not to be disappointed.

9. Heirs of entail not to give consent in opposition to creditors in debts now existing.

10. Heir apparent under future tailzie not to give consent in opposition to his creditors.

11. Creditor of an heir empowered to disentail may affect the estate for payment of his debts.

12. Acts 10 Geo. 3, c. 61, and 5 Geo. 4, c. 87, not to apply to future tailzie.



13. Their having obtained decrees for expense of improvements may grant bond of annual rent.
14. Heir in future expending money in improvements may grant bond of annual rent.
15. Executor may call on heir in possession to grant bond of annual rent.
16. Proceedings where improvements not executed in terms of 10 Geo. 3.
17. No adjudication for annual rent. Annual rent, how to be recovered. Annual rent to be kept down.
18. Heir of entail may charge estates by granting bond and disposition in security.
19. Bonds of annual rent or of dispositions in security for improvements to operate as discharges.
20. Private roads to be deemed improvements under 10 Geo. 3, c. 51, and under this act.
21. Provisions to younger children may be made charges upon the entailed estate.
22. Heir in possession to keep down the interest on provisions to children.
23. Provisions to children not to be charged without authority of Court.
24. Power to grant fees or long leases.
25. Where entailed estate may be charged with debt, estate may be sold for payment thereof.
26. Money arising from sale of estate, and trust money, may be applied in payment of entail's debts, &c.
27. Money vested in trust for the purchase of land to be entailed may be dealt with as if it were the entailed land.
28. Date of act of Parliament, &c. directing entail deemed to be the date at which land should have been entailed.
29. Provisions to wives and children may be granted out of money vested in trust for the purchase of lands to be entailed.
30. Creditor not to sell land in excess of what is necessary to pay debt affecting the estate, and re-investment of surplus.
31. Guardians may consent for minors.
32. Form and effect of instrument of disentail, and registration thereof.
33. Applications to the Court.
34. Intimation of petitions.
35. Procedure in court.
36. Heirs to be called in proceedings under this act.
37. Excambions under the act, 6 & 7 Will. 4, c. 42, may be carried through under the forms of this act.
38. Instruments of disentail to be final.
39. In future entail, irritant and resolute clauses implied in warrant to record.
40. Irritancy not to affect conveyances or securities.
41. 39 & 40 Geo. 3, applied to heritable property in Scotland.
42. Proceedings may be taken under this act, though entail not recorded or heir infert.
43. Entail defective in any one prohibition to be bad as to all.
44. Instruments of disentail may be registered in the registers of sasines.
45. No irritancy or forfeiture to be incurred for anything done under this act.
46. Act 1685 to remain in force, except as affected by this act.
47. Act not to be defeated by trusts.
48. Or by life-rents.
49. Or by leases.
50. Consents to be in writing and to be irrevocable.
51. Court may make acts of sederunt.
52. Interpretation of act.
53. Act may be amended, &c.

## CAP. XXXVII.

An Act to amend the Law relative to the Assignment of Ecclesiastical Districts. [14th August, 1848.]

## CAP. XXXVIII.

An Act to authorise the West India Relief Commissioners to grant further Time for the Repayment of Monies advanced by them in certain Cases. [14th August, 1848.]

## CAP. XXXIX.

An Act to facilitate the raising of Money by Corporate Bodies for building or repairing Prisons. [14th August, 1848.]

## CAP. XL.

An Act to alter the Mode of assessing the Funds leviable in the County of Inverness, for making and maintaining certain Roads and Bridges and other Works in the Highlands of Scotland. [14th August, 1848.]

## CAP. XLI.

An Act to amend the Law relating to the Ecclesiastical Union and Divisions of Parishes in Ireland. [14th August, 1848.]

## CAP. XLII.

An Act to facilitate the Performance of the Duties of Justice of the Peace out of Sessions within England and Wales with respect to Persons charged with indictable Offences. [14th August, 1848.]

SECT. 1. For what offences a justice of the peace may grant a warrant or summons to cause a person charged therewith to be brought before him. In what cases the party may be summoned instead of issuing a warrant in the first instance. If the summons be not obeyed, then a warrant may be issued.

2. Warrant to apprehend for offences committed on the high seas or abroad.

3. Warrant to apprehend a party against whom an indictment is found. If person indicted be already in prison for some other offence, justices may order him to be detained and removed by writ of habeas.

4. Power to justice to issue warrants on Sundays.

5. Justices for adjoining counties, &c. may act as such in one county, &c. while residing in another. All acts of justices, &c. to be valid. Constables, &c. apprehending offenders in one such county, &c. may take them before such justice in the adjoining county, &c., if he act as a justice in both.

6. Justices for a county, &c. may act for it in an adjoining city or place of exclusive jurisdiction. Not to give power to act, &c. in any matters, &c. arising within the same.

7. For removal of doubts as to powers given to justices, &c. in detached parts of counties under 2 & 3 Vict. c. 82.

8. When charge, &c. is made, if a warrant is to be issued, information, &c. on oath, to be laid before justice. If summons to be issued instead, information, &c. not necessary to be on oath. No objection allowed for alleged defect in form.

9. Upon complaint being laid, justices receiving the same may issue summons or warrant for appearance of person charged. How summons to be served. If party summoned do not attend, justice may issue a warrant to compel attendance. No objection allowed for alleged defect in form, &c.

10. Warrant to apprehend parties to be under hand and seal of justice. How warrant to be directed, and to whom. How and where warrant may be executed. No objection allowed for alleged defect in form, &c.

11. Regulations as to the backing of warrants. Provision.

12. English warrants may be backed in Ireland, and vice versa, in the event of parties escaping. Warrants so indorsed to be valid.

13. English warrants may be backed in the Isles of Man, Guernsey, Jersey, Alderney, or Sark, and vice versa. Warrants so indorsed to be valid.

14. English or Irish warrants may be backed in Scotland. Warrants so indorsed to be valid.

15. Scotch warrants may be backed in England or Ireland. Warrants so indorsed to be valid.

16. Power to justices to summon witnesses to attend and give evidence. If summons not obeyed, warrant may be issued to compel attendance. In certain cases warrant may be issued in the first instance. Persons appearing on summons, &c. refusing to be examined may be committed.

17. As to the examination of witnesses. Justices to administer oath or affirmation. Depositions of persons who have died, or who are absent, may, in certain cases, be read in evidence.

18. After examination of the accused, justice to read depositions taken against him, and caution him as to any statement he may make; and inform him that he has nothing to hope or fear from either promise or threat.

19. Place where examination taken not to be deemed an open court, and no person to remain without consent.

20. Power to justice to bind over the prosecutors and witnesses by recognisance. Recognisance, depositions, &c. to be transmitted to the court in which the trial is to be had.

Witnesses refusing to enter into recognisances may be committed.

21. Power to justice to remand the accused from time to time, not exceeding eight days, by warrant. If remand be for more days only, by verbal order. Party accused may be admitted to bail, on the examination being adjourned. If party does not appear upon recognisance, justice may transmit the name to the clerk of the peace.

22. If a person be apprehended in one county on charge of an offence committed in another, he may be examined in the former; and if evidence be deemed sufficient, may be committed to prison; if insufficient to be brought before some justice in the latter county. As to payment of expenses of conveying the accused into the proper county, &c.

23. Power to justices to admit to bail persons charged with larceny and certain misdemeanours. Justices may admit to bail in the like cases after commitment for trial. Justice may limit to bail persons charged with other misdemeanours. Certain recognisances to be transmitted to committing justices. Bail in cases of treason not by order of Secretary of State, &c. Where defendant entitled to traverse.

24. When justice admits a person to bail after commitment, writ of deliverance shall be sent to him if not detained for any other offence.

25. If, after hearing evidence against the accused, it is not thought sufficient to warrant a commitment he shall be discharged; but if evidence considered sufficient, justice shall, by warrant, commit the accused for trial.

26. Regulations for conveying prisoners to gaol. As to payment of costs of conveying prisoners to prison.

27. After examinations are completed, defendant entitled to view of the depositions.

28. Forms in schedule deemed valid.

29. Metropolitan police magistrates and stipendiary magistrates in other places may act alone. Nothing to affect powers, contained in 10 Geo. 4, c. 44, 2 & 3 Vict. c. 47, 2 & 3 c. c. 71, and 3 & 4 Vict. c. 84.

30. The Lord Mayor, or any alderman of London, may act alone. Nothing to affect powers, &c., contained in 2 & 3 Vict. c. 94.

31. Chief magistrate of Bow-street may be a justice for riots, without qualification.

32. Act to extend to Berwick-upon-Tweed, but not to Scotland, Ireland, &c., except as to backing of warrants.

33. Commencement of act.

34. After commencement of this act the following acts and parts of acts repealed:—13 Geo. 3, c. 31; 28 Geo. 3, c. 49; Geo. 3, c. 92; 45 Geo. 3, c. 92; 54 Geo. 3, c. 186; 1 & 2 Geo. 4, c. 63; 3 Geo. 4, c. 46; 7 Geo. 4, c. 38; 7 & 8 Geo. 4, c. 64; 5 & 6 Will. 4, c. 33; 6 & 7 Will. 4, c. 114.

35. Act may be amended, &c.

(To be continued.)

## London Gazettes.

TUESDAY, SEPTEMBER 26.

### BANKRUPTS.

SAMUEL STONE, (sometimes known and called by the name of Emanuel Walter Stone), Bankside, Margate, Kent, stationer, bookseller, and librarian, dealer and chapman, Oct. 10 at 11, and Nov. 7 at half-past 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Buchanan, 8, Linsinghall-street, City.—Fiat dated Sept. 21.

HENRY HODGKINSON, Lawrence-lane, Cheapside, London, warehouseman and commission agent, Oct. 4 at 11, and Nov. 2 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Waring, White Lion-court, Cornhill, and Fitcham, Surrey.—Fiat dated Sept. 21.

HENRY GOODMAN, Alpha-cottage, William-st., Caledonian-road, St. Mary, Islington, and also Collier-st., Pentonville, Jerkenwell, Middlesex, cattle dealer and salesman, dealer and chapman, Oct. 10 at half-past 2, and Nov. 7 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Charsley, Amersham, Buckinghamshire; Holme & Co., 10, New-inn, Strand.—Fiat dated Sept. 23.

SEPH VAILE, High Holborn, Middlesex, auctioneer, dealer, dealer and chapman, Oct. 5 at 12, and Nov. 9 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Darke, Cornhill.—Fiat dated Sept. 25.

THOMAS ANKRETT, Walsall, Staffordshire, spar manufacturer, dealer and chapman, Oct. 10 and Nov. 11 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Brown, Bilston; Smith, Birmingham.—Fiat dated Sept. 18.

SAMUEL WILSON, Hill-top, near Westbromwich, Staffordshire, draper, dealer and chapman, Oct. 3 and 81 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Hodgson, Birmingham; Coles & Turner, Aldermanbury, City, London.—Fiat dated Sept. 11.

ADAM CONACHER, Wakefield, Yorkshire, spirit dealer, dealer and chapman, Oct. 10 and Nov. 7 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Poljambe, Wakefield; Showbridge & Co., Bedford-row, London.—Fiat dated Sept. 13.

JOSEPH MOODY, Worksop, Nottinghamshire, innkeeper, Oct. 14 and Nov. 18 at 12, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Lees, Nottingham; G. T. & W. Taylor, Featherstone-buildings, London.—Fiat dated Sept. 1.

### MEETINGS.

Robt. Swann, Winchmore-hill, Middlesex, dealer in cattle, Oct. 14 at 12, Court of Bankruptcy, London, last ex.—Chas. Weigert, Soho-square, Middlesex, music seller, Oct. 9 at half-past 12, Court of Bankruptcy, London, last ex.—Terence B. M'Manus, Liverpool, commission agent, Oct. 16 at 11, District Court of Bankruptcy, Liverpool, last ex.—Thos. Hanson, Lenney-barn, Spotland, Rochdale, Lancashire, cattle dealer, Oct. 6 at 11, District Court of Bankruptcy, Manchester, last ex.—Benj. Peach, Gravesend, Kent, discount broker, Oct. 18 at 12, Court of Bankruptcy, London, aud. ac.—Wm. Sargent Denny, Long Buckby, Northamptonshire, woollen draper, Oct. 18 at half-past 1, Court of Bankruptcy, London, aud. ac.—W. Chambers, Blackman-st., Newington, Surrey, carpenter, Oct. 18 at half-past 12, Court of Bankruptcy, London, aud. ac.—Jas. S. Gorely, Buckland, near Dover, Kent, brick maker, Oct. 18 at 11, Court of Bankruptcy, London, aud. ac.—Wm. Sage, New Brentford, and Hampton, Middlesex, tallow chandler, Oct. 17 at 12, Court of Bankruptcy, London, aud. ac.—Geo. J. Jones, Bristol, builder, Oct. 20 at 11, District Court of Bankruptcy, Bristol, aud. ac.—Peter Fisher, Bristol, ironmonger, Oct. 20 at 11, District Court of Bankruptcy, Bristol, aud. ac.—Alex. Speers Corrick, Bristol, mahogany merchant, Oct. 23 at 11, District Court of Bankruptcy, Bristol, aud. ac.—John Power, Bristol, draper, Oct. 31 at 11, District Court of Bankruptcy, Bristol, aud. ac.—Anthony Tregerthen, Brynmawr, Llanelli, Breconshire, grocer, Oct. 30 at 11, District Court of Bankruptcy, Bristol, aud. ac.—John Brown, Manchester, carpet dealer, Oct. 24 at 12, District Court of Bankruptcy, Manchester, aud. ac.—George Moseley, Bakewell, Derbyshire, auctioneer, Oct. 20 at 12, District Court of Bankruptcy, Manchester, aud. ac.—Thomas Gales, Ford, Durham, ship builder, Oct. 24 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Oct. 26 at 11, div.—Chas. Bertram and Wm. Parkinson, Newcastle-upon-Tyne, merchants, Oct. 24 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Oct. 26 at 12, div.—Alfred Dixon, Tavistock-street, Covent-garden, Middlesex, musical instrument maker, Oct. 19 at 2, Court of Bankruptcy, London, div.—Rowland Turner, Old Cavendish-st., St. Marylebone, Middlesex, tailor, Oct. 19 at 1, Court of Bankruptcy, London, div.—William Hinton, Pudding-lane, Lower Thames-street, London, bricklayer, Oct. 19 at 11, Court of Bankruptcy, London, div.—John Vevers, Cheapside, London, woollen warehouseman, Oct. 19 at 11, Court of Bankruptcy, London, div.—David Jeavons, Tipton, Staffordshire, grocer, Oct. 31 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; Nov. 7 at 11, div.—Wm. Henry Hyde, Newcastle-under-Lyme, Staffordshire, and Hanley, Stoke-upon-Trent, printer, Oct. 31 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; Nov. 7 at 11, div.—T. Lurway, Hotwells, Clifton, Bristol, licensed victualler, Oct. 20 at 11, District Court of Bankruptcy, Bristol, div.—Lewis Povey, Wotton-under-Edge, Gloucestershire, printer, Oct. 24 at 11, District Court of Bankruptcy, Bristol, div.—Alex. Speers Corrick, Bristol, mahogany merchant, Oct. 26 at 11, District Court of Bankruptcy, Bristol, div.—George Capper, Nantwich, Cheshire, cheese factor, Oct. 24 at 12, District Court of Bankruptcy, Liverpool, div.—John Brown, Manchester, carpet dealer, Oct. 25 at 12, District Court of Bankruptcy, Manchester, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*William Willis*, Trowbridge, Wiltshire, wool broker, Oct. 18 at 12, Court of Bankruptcy, London.—*William Henry Morris*, Finsbury-square, Middlesex, boarding-house keeper, Oct. 16 at half-past 11, Court of Bankruptcy, London.—*G. Geering*, Arundel, Sussex, grocer, Oct. 18 at 11, Court of Bankruptcy, London.—*John Robinson*, St. Paul's Church-yard, London, tailor, Oct. 19 at 11, Court of Bankruptcy, London.—*Augustus Montgomery Blakiston*, Horsham, Sussex, innkeeper, Oct. 19 at 1, Court of Bankruptcy, London.—*Wm. Chambers*, Blackman-street, Newington, Surrey, carpenter, Oct. 18 at half-past 12, Court of Bankruptcy, London.—*Hen. Ragless*, Fred. Skerratt, and *Robert Bougfield*, St. Martin's-lane, Charing-cross, Middlesex, woollen drapers, Oct. 18 at 11, Court of Bankruptcy, London.—*Rob. Moon Watson* and *Luke Wanless*, Bishop Wearmouth, ship owners, and *Dan. Stokoe*, Shincey-row, Durham, grocer, Oct. 26 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*James Plumley*, Bower Ashton, Somersetshire, market gardener, Oct. 20 at 11, District Court of Bankruptcy, Bristol.—*Charles Hall*, Hereford, linen draper, Oct. 31 at 12, District Court of Bankruptcy, Birmingham.—*John Grissell*, Wolverhampton, Staffordshire, grocer, Oct. 31 at 11, District Court of Bankruptcy, Birmingham.—*Thomas Cairns*, Redruth, Cornwall, draper, Oct. 26 at 1, District Court of Bankruptcy, Exeter.—*Wm. Babb*, Tavistock, Devonshire, plumber, Oct. 26 at 1, District Court of Bankruptcy, Exeter.—*Geo. Fred. Mandley*, Manchester, commission merchant, Oct. 23 at 11, District Court of Bankruptcy, Manchester.—*George Drabble*, Manchester, wine merchant, Oct. 23 at 1, District Court of Bankruptcy, Manchester.—*Henry Andrew*, Smedley, Manchester, dyer, Oct. 20 at 11, District Court of Bankruptcy, Manchester.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 17.

*Henry Cross*, Kirton, near Woodbridge, Suffolk, farmer.—*James N. Dunford*, Newbiggen by the Sea, Northumberland, brewer.—*Wm. W. Ward*, Stafford, metal dealer.—*J. Gloge*, Portsmouth, Southampton, tailor.—*John Boote*, Andlem, Cheshire, maltster.—*Daniel M'Hardy*, Almondbury, Yorkshire, innkeeper.—*John Morfill* the younger, New Wortley, Leeds, Yorkshire, flax spinner.

## SCOTCH SEQUESTRATIONS.

*Adam M'Lehman*, Glasgow, innkeeper.—*James Henderson*, Doonside of Tillcountry, Chalkmannan, woollen manufacturer.—*Peter Ficken*, Blackfalds, Glasgow, contractor.—*John Keith*, Keith, merchant.—*John M'Naught*, deceased, Trade-ston, Glasgow, portioner.—*Alexander Lawrie*, Glasgow, manufacturer.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Martin B. Rhategau*, Hulme, Lancashire, bookkeeper, Oct. 6 at 1, County Court of Lancashire, at Manchester.—*Richard Rymer*, Hulme, Lancashire, out of business, Oct. 6 at 1, County Court of Lancashire, at Manchester.—*Ann Phenis*, Hulme, Lancashire, lodging-house keeper, Oct. 6 at 1, County Court of Lancashire, at Manchester.—*Wm. Roberts*, Sithney, Cornwall, cordwainer, Oct. 9 at 10, County Court of Cornwall, at Helston.—*Wm. Allen*, Broadstone, Canford Magna, Dorsetshire, farmer, Oct. 12 at 10, County Court of Dorsetshire, at Wimborne Minster.—*Thos. Heith*, Fulstow, Lincolnshire, blacksmith, Oct. 3 at 2, County Court of Lincolnshire, at Louth.—*Geo. Doughty*, North Cockerington, Lincolnshire, labourer, Oct. 3 at 2, County Court of Lincolnshire, at Louth.—*Elizak Dyson*, Huddersfield, Yorkshire, cloth dresser, Oct. 12 at 10, County Court of Yorkshire, at Huddersfield.—*Chas. Pannore*, Newton Abbot, Woolborough, Devonshire, following no trade, Oct. 7 at 11, County Court of Devonshire, at Newton Abbott.—*Wm. Lloyd*, Latham-place, Pomona-st., Lancashire, butcher, Oct. 2 at 10, Liverpool District County Court, at Liverpool.—*Thos. Edwards*, Newcastle, Llangattock Vilonavel, Monmouthshire, farmer, Oct. 13 at 11, County Court of Monmouthshire, at Monmouth.—*Geo. Knott*, Martin, near Sleaford, Lincolnshire, agricultural labourer, Oct. 7 at 10, County Court of Lincolnshire, at Sleaford.

Saturday, Sept. 23.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Jas. Heath*, Horton-heath, near Bishopcote, Hampshire, wheelwright, No. 69,880 C.; *James Vear*, assignee.—*William Mather*, Sutton, near Saint Helena, Lancashire, stone mason, No. 69,999 C.; *Thomas Wiswall*, assignee.—*Isaac Brubaker*, White Lands, Ashton-under-Lyne, Lancashire, stone dealer, No. 70,006 C.; *George Cooper* and *Henry Bardale*, assignees.—*Robert Bennett*, Manchester, attorney at law, No. 69,973 C.; *Evan Meller*, assignee.

Saturday, Sept. 23.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*John Nash*, Cross-street, Canterbury-row, Old Kent-road, Surrey, pawnbroker: in the Gaol of Horseman-gate.—*Gaius Brown*, Bushy-heath, Hertfordshire, hurdle maker: in the Debtors Prison for London and Middlesex.—*W. Brown*, Bushy-heath, Hertfordshire, hurdle maker: in the Debtors Prison for London and Middlesex.—*John Dick*, Bower-a-Golden-square, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Henry Prashki*, London-wall, London, general dealer: in the Debtors Prison for London and Middlesex.—*Chas. J. Lewick*, Poultry, London, general agent for the sale of needles: in the Queen's Prison.—*B. Ansell*, St. Alban's, Hertfordshire, straw hat manufacturer: in the Gaol of Horseman-gate.—*Thomas Phillibrown*, Camdentown, Middlesex, engraver: in the Debtors Prison for London and Middlesex.—*George Brown* the younger, Penson-place, West India Dock-road, Limehouse, Middlesex, grocer's shopman: in the Debtors Prison for London and Middlesex.—*James Ireland*, Vernon-place, St. Pancras, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*William White*, Morpeth-street, Bethnal-green, Middlesex, in no business: in the Debtors Prison for London and Middlesex.—*Thomas Bendry*, Chippenham, Wiltshire, coach builder: in the Gaol of Fisherton Anger.—*William Casson*, Salford, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—*Henry Dixon*, Parson-croft, Padham, near Burnley, Lancashire, bleacher: in the Gaol of Lancaster.—*Wm. Dalton*, Oldham, Lancashire, shoemaker: in the Gaol of Lancaster.—*J. Green*, Bradford, near Clitheroe, Lancashire, butcher: in the Gaol of Lancaster.—*Benjamin Smith*, Manchester, tailor: in the Gaol of Lancaster.—*John Stringer*, Kingston-upon-Hull, draper: in the Gaol of Kingston-upon-Hull.—*Colley Beaford* the elder, Kingston-upon-Hull, tailor: in the Gaol of Kingston-upon-Hull.—*Wm. Storey*, Stockton-upon-Tees, and Shildon, Durham, slater: in the Gaol of Durham.—*John Knowle*, Colding, near Chorley, Lancashire, farmer: in the Gaol of Lancaster.—*William M. Miller*, Walcot, Bath, Somersetshire, upholsterer: in the Gaol of Wilton.—*John Read*, Lynton, and Widcombe, Bath, Somersetshire, hair dresser: in the Gaol of Wilton.—*Joseph Nicholson*, Fulford, Yorkshire, out of business: in the Gaol of York.—*Wm. North*, Monkgate, Yorkshire, silversmith: in the Gaol of York.—*Edw. Bennett*, King's Lynn, Norfolk, in no business: in the Gaol of Norwich.—*Wm. Thakester*, Salford, Lancashire, lamp wick manufacturer: in the Gaol of Lancaster.—*Thomas Pedder*, Preston, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—*Robert Peacock*, Leeds, Yorkshire, coal leader: in the Gaol of York.—*John Brown*, Preston, Lancashire, provision shopkeeper: in the Gaol of Lancaster.—*Thomas Shipman*, Liverpool, provision dealer: in the Gaol of Lancaster.—*William Pickford*, Manchester, licensed victualler: in the Gaol of Lancaster.

(On Creditors' Petitions).

*James Hazard*, Shidfield, Droxford, Southamptonshire, tailor of beer: in the Gaol of Winchester.—*Walter Parke*, Rowley Regis, Staffordshire, nailor: in the Gaol of Coventry.

The following Prisoner is ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Essex, at CHELMFORD, Oct. 11 at 12.

*Daniel Carpenter*, Writtle, farmer.

## FRIDAY, SEPT. 29.

## BANKRUPTS.

**HARLES HOWARD**, Kingston, Surrey, and Great Tower-street, London, wine merchant, Oct. 7 at 1, and Nov. 10 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Dimmock & Burbey, 11, Clement's-lane, Lombard-street.—Fiat dated Sept. 22.

**HARLES HENRY SWANN**, Sandford, **JOHN SWANN**, of Wolvercoole, and **WILLIAM SWANN**, of Evham, Oxfordshire, paper makers, Oct. 7 at half-past 1, and Nov. 9 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Nicholson & Parker, Lime-st.—Fiat dated Sept. 21.

**OBERT JAMES POPPLEWELL**, Southampton, outfitter, dealer and chapman, Oct. 7 at 11, and Nov. 9 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lindsey & Mason, Gresham-street, London.—Fiat dated Sept. 23.

**AMES BARNETT** and **THOMAS HANCOCK**, Conduit-street, Regent-street, Middlesex, ladies boot and shoe makers, dealers and chapmen, Oct. 11 at 2, and Nov. 16 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Norton & Son, New-street, Bishopsgate.—Fiat dated Sept. 20.

**OBERT MOORE TOOGOOD**, Cwm Brane, near Newport, Monmouthshire, grocer and general shopkeeper, dealer and chapman, Oct. 12 and Nov. 16 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Leman, Bristol; Blower & Co., 61, Lincoln's-inn-fields, London.—Fiat dated Sept. 22.

**AMUEL LOCKETT GASKELL**, Congleton, Cheshire, clock and watchmaker and pawnbroker, Oct. 13 and Nov. 3 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Orme, Manchester; Johnson & Co., Temple, London.—Fiat dated Sept. 21.

## MEETINGS.

*S. Stead*, Gomersal, Yorkshire, woolstapler, Oct. 10 at 1, District Court of Bankruptcy, Leeds, pr. d.—*Robert Kay*, Ottington Lower End, Lancashire, corn dealer, Oct. 12 at 11, District Court of Bankruptcy, Manchester, last ex.—*James Williamson*, Glasson, Lancashire, innkeeper, Oct. 10 at 12, District Court of Bankruptcy, Manchester, last ex.—*Robert Nickerson*, Golden-hall, Wolstanton, Staffordshire, grocer, Oct. 14 at half-past 10, District Court of Bankruptcy, Birmingham, last ex.—*Edward Cahan*, Strand, Middlesex, tailor, Oct. 23 at 11, Court of Bankruptcy, London, and ac.—*Thomas J. Molyneux* and *P. Witherby*, Liverpool, merchants, Oct. 23 at 11, District Court of Bankruptcy, Liverpool, and ac.; Oct. 24 at 6, fin. div. sep. est. *T. B. Molyneux*; Oct. 23 at 2, and ac.; Oct. 25 at 11, fin. div. joint est.—*Samuel Jones*, Manchester, timber merchant, Oct. 23 at 12, District Court of Bankruptcy, Manchester, and ac.—*J. Smith*, Little Bolton, and Kearsley, Lancashire, roller maker, Oct. 24 at 12, District Court of Bankruptcy, Manchester, and ac.—*George Thomas Watson*, Warrington, Lancashire, iron founder, Oct. 23 at 12, District Court of Bankruptcy, Manchester, and ac.; Oct. 24 at 12, div.—*James Keon*, Ashton-under-Lyne, Lancashire, and *Thomas Harrison*, Stockport, Cheshire, cap manufacturers, Oct. 23 at 12, District Court of Bankruptcy, Manchester, and ac.—*John Williamson*, Manchester, brick maker, Oct. 23 at 12, District Court of Bankruptcy, Manchester, and ac.; Oct. 24 at 12, div.—*Whitfield Burnett*, *Robert Moon Watson*, and *Luke Wanless*, of Bishop Wearmouth, and *Thomas Harrison*, Chartershaugh, Durham, ship owners, Oct. 4 at 12, and ac.; Oct. 29 at 1, div.—*William Gylby*, East Letford, Nottinghamshire, apothecary, Oct. 21 at half-past 12, District Court of Bankruptcy, Sheffield, and ac.—*George Slater*, Doncaster, Yorkshire, ironmonger, Oct. 21 at half-past 12, District Court of Bankruptcy, Sheffield, and ac.—*William Dettmer*, Upper Mary-le-bone-street, Middlesex, piano forte manufacturer, Oct. 20 at 11, Court of Bankruptcy, London, div.—*Michael Danks*, Hatton-garden, Middlesex, carpet warehouseman, Oct. 20 at half-past 11, Court of Bankruptcy, London, div.—*Watkin Williams*, Brecon, draper, Oct. 20 at 12, Court of Bankruptcy, London, div.

## CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*James Rees*, Park-place West, and Mornington-road, Camlen-town, Middlesex, builder, Oct. 20 at half-past 1, Court of Bankruptcy, London.—*O. W. King*, Hart-street, Blooms-

bury, Middlesex, licensed victualler, Oct. 23 at 2, Court of Bankruptcy, London.—*Wm. Reynolds Richman*, Clement's-lane, London, insurance broker; Oct. 21 at half-past 11, Court of Bankruptcy, London.—*Ralph Ormston*, South-st., Manchester-square, Middlesex, cheesemonger, Oct. 21 at 12, Court of Bankruptcy, London.—*Hannah Ward*, Newgate-market, London, carcass butcher, Oct. 26 at 11, Court of Bankruptcy, London.—*George Benely*, Gloucester, draper, Oct. 23 at 11, District Court of Bankruptcy, Bristol.—*John Lucas*, Cardiff, Glamorganshire, general shopkeeper, Oct. 26 at 11, District Court of Bankruptcy, Bristol.—*John H. Lindley*, Doncaster, Yorkshire, livery stable-keeper, Oct. 23 at 12, District Court of Bankruptcy, Leeds.—*Henry Barton* the younger, Liverpool, ship broker, Oct. 23 at 11, District Court of Bankruptcy, Liverpool.—*Walter Thomas*, Liverpool, akoemaker, Oct. 24 at 11, District Court of Bankruptcy, Liverpool.—*J. Kirkham*, Liverpool, builder, Oct. 24 at 11, District Court of Bankruptcy, Liverpool.—*Joseph Peace Shuttleworth*, Birmingham, mathematical instrument maker, Oct. 31 at 11, District Court of Bankruptcy, Birmingham.—*Thos. Cairns*, Redruth, Cornwall, draper, Oct. 25 at 11, District Court of Bankruptcy, Exeter.—*William Babb*, Tavistock, Devonshire, plumber; Oct. 25 at 11, District Court of Bankruptcy, Exeter.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 20.*

*John Gemmill* the younger, Liverpool, ship broker.—*Thos. Partridge* and *John Jordan*, Luton, Bedfordshire, wine-merchants.—*Wm. Robt. Barton*, Davies-street, Oxford-street, Middlesex, oil and colourman.—*D. Wm. Weddell*, Gosport, Southampton, scrivener.—*J. Deeley*, West Bromwich, Staffordshire, iron founder.—*Henry Clark*, Aldermanbury, London, warehouseman.—*Wm. Norman*, Gillingham, Suffolk, coal merchant.—*Wm. Hughes* the younger, Chatham, and Stoke, Kent, grocer.—*Thomas Sternberg*, Northampton, wine merchant.—*H. Fisher*, Great Tower-street, London, broker.—*Alexander Beattie*, Forton, Alverstoke, Southampton, coal merchant.

## PARTNERSHIP DISSOLVED.

*Henley Smith*, *Charles Alliston*, and *George Alliston*, Warrford-court, Throgmorton-st., London, attorneys and solicitors, (so far as regards the said Charles Alliston).

## SCOTCH SEQUESTRATIONS.

*James Hay*, Harriesmailing, Denny, grazier.—*James and John Russell*, Three Mile-house and Pollokshaws, Renfrewshire, wrights.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Smith*, Charlton Kings, Gloucestershire, timber merchant, Oct. 18 at 10, County Court of Gloucestershire, at Cheltenham.—*Thomas Wood*, Cheltenham, Gloucestershire, auctioneer, Oct. 18 at 10, County Court of Gloucestershire, at Cheltenham.—*Wm. Jones*, Cheltenham, Gloucestershire, tailor, Oct. 18 at 10, County Court of Gloucestershire, at Cheltenham.—*Wm. Hen. Broad*, Kidderminster, Worcestershire, maltster, Oct. 22 at 9, County Court of Worcestershire, at Kidderminster.—*Fred. Sturmer*, Clifton, Gloucestershire, clerk, Oct. 11, at 10, County Court of Lincolnshire, at Gainsborough.—*S. Young*, Barrow Gurney, Somersetshire, farmer, Nov. 3 at 11, County Court of Gloucestershire at Bristol.—*John Lewis*, Bristol, confectioner, Nov. 3 at 11, County Court of Gloucestershire at Bristol.—*Luke Arnold* the younger, Bristol, attorney at law, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*William Milner*, Bristol, in no business, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*John Criddford*, Bristol, hair dresser, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*Wm. P. Ford*, Bristol, mason, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*John Turner*, Halifax, Yorkshire, tin plate worker, Oct. 13 at 10, County Court of Yorkshire, at Halifax.—*John Hanson*, Warley, near Halifax, Yorkshire, slubber, Oct. 13 at 10, County Court of Yorkshire, at Halifax.—*R. Pickhills*, Halifax, Yorkshire, attorney's clerk, Oct. 13 at 10, County Court of Yorkshire, at Halifax.—*Robt. N. Williams*, Bristol, cabinet maker, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*James Bullock*, Bristol, general-shop

keeper, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*John C. Wright* the younger, Bristol, licensed victualler, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*Wm. Freestone*, Bristol, commercial traveller, Nov. 3 at 11, County Court of Gloucestershire, at Bristol.—*John Norman*, Devizes, Wiltshire, hair dresser, Oct. 10 at 11, County Court of Wiltshire, at Devizes.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Lancashire, at LANCASTER, Oct. 13 at 10.*

*Wm. Cawson*, Salford, butcher.—*Jas. Walsh*, Wigan, book-keeper.—*Major Booth*, Radcliffe, near Bury, out of business.—*John Bird*, Liverpool, butcher.—*John Swan*, Preston, provision shopkeeper.—*Thos. Pedder*, Preston, retail dealer in ale.—*John Rowbotham*, Manchester, butcher.—*William Dalton*, Oldham, clogger.—*Wm. Thatcher*, Salford, out of business.—*Joseph Green*, Bradford, near Clitheroe, grocer.—*Benj. Smith*, Manchester, out of business.—*Joshua Marsden*, Standish, near Wigan, joiner.—*Wm. Pollitt*, Toad-hall, near Blackburn, out of business.—*Joshua Vickers*, Manchester, drysalter.—*Robert Maxwell*, Liverpool, licensed victualler.—*Wm. Tattersall*, Bacup, green grocer.

*At the County Court of Warwickshire, at COVENTRY, Oct. 28 at 2.*

*John Gibson*, Coventry, baker.

*At the County Court of Norfolk; at NORWICH, Oct. 13.*

*Edward Beaumont*, King's Lynn, out of business.

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The Rt. Hon. the Earl of Devon.

The Right Hon. the Vice-Chancellor of England.

The Right Hon. the Lord Chief Baron.

The Right Hon. Sir Herbert Jenner Fust, Dean of the Arches, &c.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstons-in-the-West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, September 30, 1848.

# The Jurist

No. 613—VOL. XII.

OCTOBER 7, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, OCTOBER 7, 1848.

In a former Number \*, we considered the effect of a judgment by default in rendering a defendant competent as a witness for or against his co-defendants. It was there shewn, that the stat. 6 & 7 Vict. c. 85, had not introduced any new rule with regard to the admissibility of the evidence of parties to the record, and that the question of its admissibility depended upon their interest in the result of the cause, not upon their being named as parties.

In the present article we propose to examine the competency of defendants as witnesses where their original position has been changed by a nolle prosequi having been entered or a separate verdict having been taken as to some of them.

The effect of a nolle prosequi in criminal proceedings and also in civil actions, whether ex contractu or ex delicto, is to render the defendant, as to whom it is entered, a competent witness for or against his co-defendants. (*Affalo v. Fourdrinier*, 6 Bing. 306; *Emmet v. Butler*, 7 Taunt. 607; *Man v. Ward*, 2 Atk. 228; *P. v. Ellis*, 1 Macnalley, Evid. 55). The nolle prosequi, as it appears, puts an end to the prosecution or action as far as such defendant is concerned, so that he cannot be considered a party to the record at the time of the trial.

In actions ex contractu, it is only in the case of a plea of personal discharge, as bankruptcy, discharge under an insolvent act, and no unique executor, that a nolle prosequi can be entered. Where these pleas are not pleaded in this form of action, and the plaintiff is desirous of dropping a defendant by the way, his only course is to discontinue and to commence a new action against the other defendants.

The nolle prosequi should be entered a reasonable

time before the trial; and where the application for leave to enter it was made at Nisi Prius just before the jury were sworn, it was refused. (*Spencer v. Harrison*, 2 C. & K. 429, per Erle, J.).

The reason of allowing a separate verdict to be taken is thus stated by Gilbert, C. B., in his Treatise on Evidence, (p. 117):—"If any person be arbitrarily made a defendant to prevent his testimony in the cause, he (the plaintiff) shall not prevail by that artifice, but the defendant, against whom nothing is proved, shall be sworn notwithstanding. . . . But this rule must be understood where there is no manner of evidence against such defendant." Its effect, both in criminal and civil proceedings, is the same as that of a nolle prosequi, and renders the acquitted defendant a competent witness for or against the others. (See *Hawknorth v. Showler*, 12 Me. & W. 50; *Bate v. Russell*, M. & Mal. 382; Taylor on Evidence, vol. 2, p. 874).

It is, however, in the discretion of the judge, whether a separate verdict shall be taken or not; and it will be permitted only where it is clear that no failure of justice will result from such a step. (*Sewell v. Champion*, 6 Adel. & Ell. 415).

The application for it is generally made at the close of the plaintiff's case; but if there is a probability that the defendant, on whose behalf it is sought, may be affected by the evidence adduced for the defence, it will not be permitted until the conclusion of such evidence. (*White v. Hill*, 6 Q. B. Rep. 487). In a late case, where the parties, being sued in trespass, appeared by one attorney and pleaded jointly, the plaintiff, at the end of his opening case, applied for the acquittal of a defendant, so that he might be a witness for him; but the counsel for the defence stating that he appeared for the three, and objecting to the acquittal at that stage, the judge refused the application. (*Spencer v. Harrison*, 2 C. & K. 429).

\* No. 606, ante, p. 321.

With regard to the words in Lord Denman's Act, of "parties individually named in the record," it may be here observed, that a *prochein amy* or guardian does not come within them, so as to exclude his evidence; (*Sinclair v. Sindair*, 13 Mee. & W. 640); nor do individual corporators, or inhabitants in actions by or against corporations aggregate, or the collective inhabitants of a district, (see *Id.*, p. 645, per Parke, B.), although the two last-mentioned classes may come within the other exception of the act, as "persons in whose immediate and individual behalf the action is brought."

In the *Leader* of No. 610, p. 362, are two errata, viz. col. 1, line 31 from top, *omit the word "not;"* and col. 2, line 42 from top, for "*name," read "cause."*

## PUBLIC GENERAL STATUTES.

11 & 12 VICTORIE.—SESSION 1.

(Continued from p. 385).

### CAP. XLIII.

An Act to facilitate the Performance of the Duties of Justices of the Peace out of Sessions, within England and Wales, with respect to summary Convictions and Orders.

[14th August, 1848.]

Sect. 1. In all cases where information shall be laid or complaint made of offences committed, justices may issue summons to persons to answer the same. How summons to be served. Justices not obliged to issue summonses in certain cases. No objection allowed for want of form.

2. If summons be not obeyed, justices may issue warrant; or may issue warrant in the first instance; or if summons, having been duly served, be not obeyed, the justices may proceed *ex parte*.

3. Form of warrant. Where and how warrant may be executed. Certain provisions of 11 & 12 Vict. c. 42, as to backing of warrants to extend to warrants issued under this act. No objection allowed for want of form in the warrant, or for any variance, &c.; but if the party charged is deceived by the variation, he may be committed or discharged upon recognisance; but if he fail to re-appear, the justice may transmit the recognisance to the clerk of the peace.

4. Description of the property of partners, &c.; of the property of counties; of the property in goods provided for the poor; of the property in materials for parish roads; of the property in materials for turnpike roads, &c.; of the property of commissioners of sewers.

5. Prosecution and punishment of aiders and abettors in the commission of offences.

6. Provisions of 11 & 12 Vict. c. 42, as to justices in one county, &c. acting for another to extend to this act.

7. Power to justice to summon witnesses to attend and give evidence; if summons be not obeyed justices may issue warrant. In certain cases may issue warrant in the first instance. Persons appearing on summons, &c. refusing to be examined, may be committed.

8. Complaints for an order need not be in writing.

9. As to proceedings upon informations for offences punishable on summary convictions. The party charged, if deceived by variation between information and evidence, may be committed or discharged upon recognisance; but if he fail to re-appear, the justice may transmit the recognisance to the clerk of the peace.

10. Manner of making complaint or laying information. When warrant issued in the first instance, information to be upon oath, &c.

11. Time limited for such complaint or information.

12. As to the hearing of complaints and informations. Places in which justices shall sit to hear complaints, &c. to be deemed an open court. Parties allowed to plead by counsel or attorney.

13. If defendant does not appear, justices may proceed to hear and determine, or issue warrant, and adjourn the hearing

till defendant is apprehended. If defendant appear, and complainant, &c. does not, justices may dismiss the complaint, &c., or at discretion adjourn hearing and commit or discharge defendant upon recognisance; but if he fail to re-appear, the justice may transmit the recognisance to the clerk of the peace. If both parties appear, justice to hear and determine the case.

14. Proceedings on the hearing of complaints and informations. Proviso.

15. Prosecutors and complainants in certain cases to be deemed competent witnesses, and examined upon oath, &c.

16. Power to justices to adjourn the hearing of cases, and commit defendant, or suffer him to go at large, or discharge him upon his own recognisance; but if he fail to re-appear, the justice may transmit the recognisance to the clerk of the peace.

17. Form of convictions and orders.

18. Power to justice to award costs, which shall be specified in conviction or order of dismissal, and may be recovered by distress.

19. Power to justice to issue warrant of distress. How warrant to be backed. Where the issuing a warrant would be ruinous to defendant, or where there are no goods, justice may commit him to prison.

20. Justice, after issuing warrant, may suffer defendant to go at large, or order him into custody, until return be made. Unless he gives security by recognisance; but if he fail to re-appear, the justice may transmit the recognisance to the clerk of the peace.

21. In default of sufficiency of distress, justice may commit defendant to prison.

22. In all cases of penalties, convictions, or orders, viz. the statute provides no remedy in default of distress, justice may commit defendant to prison.

23. Power to justices to order commitment in the first instance for non-payment of a penalty or of a sum ordered to be paid.

24. Power to justices to order commitment where the conviction is not for a penalty, nor the order for payment of money, and the punishment is by imprisonment, &c. Costs may be levied by distress, and in default defendant may be committed for a further term.

25. Imprisonment for a subsequent offence to annul at expiration of that for previous offence.

26. If information be dismissed, costs may be recovered by distress upon prosecutor, &c., who in default may be committed.

27. After appeal against conviction or order, justice may issue warrants of distress for execution of the same. Costs of appeal, how recovered.

28. On payment of penalty, &c., distress not to be levied, or the party, if imprisoned for non-payment, shall be discharged.

29. In cases of summary proceedings, one justice may issue summons or warrant, &c., and after conviction or order may issue warrant of distress, &c.

30. Regulations as to the payment of clerks' fees.

31. Regulations as to whom penalties, &c. to be paid. Clerks to keep accounts of all monies received, &c., in the form in schedule to this act, and render the same to the justices at sessions.

32. Forms in the schedule deemed valid.

33. Metropolitan police magistrates and stipendiary magistrates in other places may act alone. Nothing to affect powers, &c. contained in 10 Geo. 4, c. 44, 2 & 3 Vict. c. 47, 71, &c. 3 & 4 Vict. c. 84.

34. The lord mayor or any alderman of London may act alone. Nothing to affect powers, &c., contained in 3 & 3 Vict. c. 94.

35. To what this act shall not extend.

36. After commencement of this act the following statutes and parts of statutes repealed:—18 Eliz. c. 5, s. 1, in part; 31 Eliz. c. 5, s. 5, in part; 27 Geo. 2, c. 20, ss. 1, 2; 18 Geo. 3, c. 19, ss. 1, 2, 3, 5; 33 Geo. 3, c. 55, s. 3; 3 Geo. 4, c. 23; 5 Geo. 4, c. 18; 6 & 7 Will. 4, c. 114, s. 2.

37. Act to extend to Berwick-upon-Tweed, but not to Scotland, Ireland, &c., except as to backing of warrants under 11 & 12 Vict. c. 42.

38. Commencement of act.

39. Act may be amended &c.



## CAP. XLIV.

An Act to protect Justices of the Peace from vexatious Actions for Acts done by them in Execution of their Office.

[14th August, 1848.]

Sect. 1. For an act by a justice of peace within his jurisdiction, the action shall be on the case, and it shall be alleged to have been done maliciously and without probable cause.

2. For an act done by him without or exceeding his jurisdiction, action may lie without such allegation; but not for an act done under a conviction or order, until they have been quashed; nor for an act done under a warrant to compel appearance, if a summons were previously served, and not obeyed.

3. If one justice make a conviction, &c., and grant another warrant, action must be brought against the former.

4. No action for issuing a distress warrant irregularly. No action against justices in the exercise of discretionary power.

5. If a justice refuse to do an act, the Court of Queen's Bench may by rule order him to do it, and no action shall be brought against him for doing it.

6. After conviction or order confirmed on appeal, no action for anything done under a warrant upon it.

7. If an action be brought where by this act it is prohibited, a judge may set aside the proceedings.

8. Limitation of action.

9. Notice of action.

10. Venue. Defendant may plead the general issue, any special matter, &c., in evidence.

11. Tender, and payment of money into court.

12. In what cases nonsuit, or verdict for defendant.

13. Damages.

14. Costs.

15. Extent of act.

16. Commencement of act.

17. After commencement of this act, the following statutes or parts of statutes repealed:—7 Jac. 1, c. 6; 21 Jac. 1, c. 12, s. 5; 24 Geo. 2, c. 44, ss. 1, 2, and part of sect. 8; 43 Geo. 3, c. 141.

18. Act to apply to persons protected by the repealed statutes.

19. Act may be amended &c.

## CAP. XLV.

An Act to amend the Acts for facilitating the winding up the Affairs of Joint-stock Companies unable to meet their pecuniary Engagements; and also to facilitate the Dissolution and winding up of Joint-stock Companies and other Partnerships.

[14th August, 1848.]

## I. Preliminaries.

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2. Act to apply to Mining Companies and certain Building Societies.

3. Interpretation. "Lord Chancellor." "Company." "Member." "Constitution of a Company." "Contributory." "Call." "Creditor." "Person." "The Court." "Master." "Fiat" and "Court of Bankruptcy." "Order absolute." Number and Gender.

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6. No Petition after Fiat but under Direction of Court of Bankruptcy.

7. Proceedings in Bankruptcy to be conclusive.

8. Heading of Petition and subsequent Proceedings.

9. Proceedings not to be impeached by reason of the Petitioner not having been duly qualified.

10. Petition to be advertised in London Gazette and served.

11. Court may order Petition to stand over for further Service.

12. Court may make Order Nisi or Reference to Master

13. Court may apply the Provisions of the Constitution of the Company.

III. The Order absolute, and Proceedings thereon.

14. Court may make Order absolute.

15. Every Order, until Order absolute, to be advertised.

16. From what Period Companies to be dissolved.

17. Petitioner to carry in Order absolute before Master within Ten Days.

18. On Dissolution in Suit Court may order winding up under this Act.

19. After Order absolute Assets not to be disposed of.

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24. Recognisances of Official Manager and of his Sureties.

25. Master may order Official Manager and his Sureties to pay on their Recognisances.

26. Master may take Security of Guarantee Society.

27. Appointments and Removals to be valid without Confirmation, and to be advertised.

28. Manager to have Custody of Books, &c.

29. On Appointment, all Estate, Effects, and Credits of the Company, and all Powers, &c. to vest in Official Manager. Registration of Orders absolute and Appointments of Official Manager.

30. When Order made on Petition by Direction of the Court of Bankruptcy, all Estate, &c. of Assignees to vest in Official Manager.

31. Until Court shall regulate by General Orders all Matters relating to Official Manager not provided for by the Act, Practices as to Receivers to be followed.

32. Court may allow Salary to Official Manager.

33. Official Manager may employ Solicitor.

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39. Lunatics to be represented by their Committees, and Minors by their Guardians.

40. Parties to name Solicitors on whom Notices to be served.

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42. Death of Petitioner, &c. not to abate Proceedings.

43. Proceedings to be by Proposal, and not by State of Facts and Proposal.

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45. Adjournment of Proceedings.

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53. Pending Actions, &c. on behalf of the Company may be prosecuted in the Name of the Official Manager.

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115. *Enforcement in Ireland of Orders of the Court of Chancery in England, and vice versa.*
116. *Decrees, &c. under this Act may be registered in Scotland, and Execution may be had upon a Decree interposed upon a Bond, &c.*
117. *Where the Company shall be wound up in England and where in Ireland.*
118. *Court to have such Jurisdiction as upon a Suit duly instituted. General Practice of Courts to be followed where not varied under this Act.*
119. *Court may stay Proceedings on any Report or Order.*
120. *Matters not provided for to be reported to the Court.*
121. *Power to Lord Chancellor to appoint Official Managers.*

#### XVI. Miscellaneous.

122. *Lord Chancellor, with the Advice and Consent of Master of Rolls and Vice-Chancellor, to make General Rules and Orders.*
123. *District Commissioners of Bankruptcy and Judges of County Courts to be Masters Extraordinary in Chancery, and Matters may be referred to them. Provisions as to General Rules, &c. to apply to such District Commissioners and Judges.*
124. *Provision as to General Orders to apply to Ireland.*
125. *Petition for Dissolution, &c. to be a Lis pendens.*
126. *Forms in Schedule may be used.*
127. *Act not to apply to Scotland.*
128. *Act may be altered, &c.*

Whereas an Act was passed in the 7 & 8 Vict. [c. 111], intituled "An Act for facilitating the winding up of the Affairs of Joint-stock Companies unable to meet their pecuniary Engagements;" And whereas another Act was passed in the 8 & 9 Vict. [c. 98], intituled "An Act for facilitating the winding up the Affairs of Joint-stock Companies in Ireland unable to meet their pecuniary Engagements;" And whereas an Act was passed in the 9 & 10 Vict. [c. 28], intituled "An Act to facilitate the Dissolution of certain Railway Companies," whereby it was enacted, as therein mentioned, amongst other things, that it should be lawful for such meeting as therein mentioned of the shareholders of any company in the said act

mentioned to determine that any such company should be dissolved; and it was thereby further enacted, that, in addition to the question of dissolution, it should be imperative on the meeting to decide whether such dissolution should or should not be an act of bankruptcy, for the purpose of having the affairs of the company wound up, under the provisions of the act thereafter mentioned, but that such provision should not extend to the case of railways to be made in Scotland; and it was thereby further enacted, that it should be lawful for any three of those who were on the committee (as therein defined) of any company so dissolved, at any time after the dissolution thereof should have been resolved, or for any creditor or creditors of such company to such amount as was then by law requisite to support a fiat in bankruptcy in England and Ireland or a sequestration in Scotland, within three months after the dissolution thereof should have been resolved, to petition that a fiat in bankruptcy might issue against such company if in England or Ireland, or that the estates of the company might be sequestrated if in Scotland; and it was thereby further enacted, that upon the production of a copy of the London Gazette containing the resolution of any such meeting as theretofore mentioned, whereby it should be resolved that the dissolution of the company should be an act of bankruptcy, or upon the petition of any three of the committee as aforesaid, or of any creditor under the last therein proceeding (and hereinbefore recited) clause, a fiat in bankruptcy should issue against such company by the registered name or style of such company, and the company should thereupon be deemed to be within the provisions of the said act for facilitating the winding up of joint-stock companies unable to meet their pecuniary engagements, and of the said act for facilitating the winding up of joint-stock companies in Ireland unable to meet their pecuniary engagements, in all respects as if a fiat had issued against it under the said act before its dissolution, but such last provision was not to extend to Scotland: And whereas it is expedient that the said two first-mentioned acts should be amended, and that further facilities should be given for the dissolution and winding up of joint-stock companies and other partnerships: be it therefore enacted, &c., that this act shall apply to all companies, corporate or unincorporate, within the provisions of either of the two acts first hereinbefore mentioned, (including all companies existing on the 1st day of November, 1844, and which shall have obtained or shall obtain a certificate of registration under an act passed in the 7 & 8 Vict. [c. 110], intitled "An Act for the Registration, Incorporation, and Regulation of Joint-stock Companies"), and to all companies which would have been within the provisions of either of the said two acts if they had not been dissolved or had not ceased to trade at the time of the passing thereof respectively, and to all banking companies which would have been within the provisions thereof if they had not been specially excepted from the provisions of an act passed in the 7 & 8 Vict. [c. 110], intitled "An Act for the Registration, Incorporation, and Regulation of Joint-stock Companies," and to all companies which under the provisions of the said act to facilitate the dissolution of certain railway companies shall before the 1st day of March, 1848, have become bankrupt, and to all companies, associations, and partnerships to be formed after the passing of this act whereof the capital or the profits is or are divided or to be divided into shares and such shares transferable without the express consent of all the copartners.

2. That all associations or companies formed for the purposes of working mines or minerals, and all benefit building societies other than such as are duly certified and inrolled under the statutes in force respecting such societies, shall be liable to the operation of this act: Provided nevertheless, that nothing herein contained shall affect the jurisdiction of the Court of Stannaries in Cornwall.

3. That the following words and expressions in this act shall have the meanings hereby assigned to them respectively, so far as such meanings are not excluded by the context or by the nature of the subject-matter; (that is to say),

The words "Lord Chancellor" shall include the Lord Keeper and the Lords Commissioners of the Great Seal: The word "company" shall mean any partnership, association, or company, corporate or unincorporate, to which this act applies:

The word "member" shall mean any person entitled to a share of the assets or accruing profits of any such company at the time of presenting the petition for dissolving the same or winding up the affairs thereof under this act:

The expression "constitution of a company" shall mean every deed of partnership or settlement, charter, act of Parliament, regulations, or other instrument whatsoever, including any bye-laws, by or under which the business of the same is or was, or is or was intended to be carried on:

The word "contributory" shall include every member of a company, and also every other person liable to contribute to the payment of any of the debts, liabilities, or losses thereof, whether as heir, devisee, executor, or administrator of a deceased member, or as a former member of the same, or as heir, devisee, executor, or administrator of a former member of the same, deceased, or otherwise howsoever:

The word "call" shall mean a demand or requisition upon contributories of a company made or to be made for a contributory payment towards the funds or assets thereof, or for or towards the payment or discharge of any of the debts, liabilities, or losses of such company or otherwise:

The word "creditor" shall include every person having any debt or demand enforceable against any company in any court of law or equity, or for nonpayment or nonsatisfaction of which damages could be recovered:

The word "person" shall include corporations:

The words "the Court" shall mean her Majesty's High Court of Chancery in England or Ireland (as the case may be) before which any proceeding under this act shall take place:

The word "Master" shall mean the Master in Ordinary of the Court for the time being acting in any matter under this act:

The word "fiat" shall extend to and shall include any commission of bankruptcy which shall be issued in Ireland, and the words "Court of Bankruptcy" shall extend to and shall include any commissioner acting in the prosecution of any such commission of bankrupt in Ireland, and the Lord Chancellor of Ireland sitting in Bankruptcy:

The words "order absolute" shall mean the order absolute for the dissolution and winding up, or for the winding up, as the case may be, of any company under this act:

And every word importing the singular number only shall extend to several persons or things as well as to one person or thing, and every word importing the plural number only shall extend to one person or thing as well as to several persons or things, and every word importing the masculine gender only shall extend to a female as well as to a male.

4. That in citing this act in other acts of Parliament, and in legal instruments and in legal proceedings, it shall be sufficient to use the expression "The Joint-stock Companies Winding-up Act, 1848."

5. That it shall be lawful for any person who shall be or claim to be a contributory of a company to present a petition to the Lord Chancellor or to the Master of the Rolls in a summary way for the dissolution and winding up or for the winding up of the affairs of such company, in any of the following cases; (that is to say),

1. If any company shall have committed, done, or suffered any act which according to the provisions of the said recited acts or of any of them would be deemed to be an act of bankruptcy on the part of such company:

2. If any company shall, by virtue of a resolution to be passed in that behalf at a meeting of such company, or of the directors of such company, summoned in that behalf, have filed or caused to be filed in the office of the Lord Chancellor's Secretary of Bankrupts a declaration in writing that the said company is unable to meet its engagements:

3. If any person shall have recovered judgment in any action personal for the recovery of any debt or demand in any of her Majesty's courts of record against any such company, or against any person authorised to be sued as the nominal defendant on behalf of such company, or against any one or more of the members or contributories of such company acting or sued in the name or on the behalf of the other members or contributories thereof, and shall be in a situation to sue out execution upon such judgment, and such execution shall not be restrained or suspended by any rule, order, or proceeding of any court of justice, and there shall be nothing

due from the plaintiff by way of set-off, or which may be legally set off against such judgment, and if within ten days after notice in writing served upon the said company by service of the same upon a chief clerk or secretary or registrar of the said company, or if there be no officer of such denomination, then either on any director of the said company personally or by the same having been left at the head or only office for the time being of such company, requiring immediate payment or discharge of such judgment-debt, such company shall not have paid, secured, or compounded for the same:

4. If any decree or order shall have been pronounced in any cause depending in any court of equity, or any order made in any matter of bankruptcy or lunacy, against any such company, or against any person duly authorised to be sued as the nominal defendant on behalf of such company, or against any one or more of the members or contributories of such company acting or sued in the name or on the behalf of the other members or contributories thereof, ordering any sum of money to be paid by such company, and such company shall not have paid the same at the time when the same ought, according to the exigency of such decree or order, to be paid:
5. If any action shall have been brought in any of her Majesty's courts of record against any contributory of a company for any debt or demand which shall be due or claimed to be due from or by such company, and such company shall not, within ten days after notice in writing by such contributory of such action shall have been served upon the company in manner hereinbefore directed with respect to any judgment-debt, have paid, secured, or compounded for such debt or demand, or have otherwise procured such action to be stayed, or shall not have indemnified the defendant to his satisfaction against such action, and all costs, damages, and expenses to be incurred by him by reason of the same:
6. If any creditor of a company to such amount as is now by law requisite to support a fiat shall have filed an affidavit in any of her Majesty's superior courts of law at Westminster or Dublin, that such debt is justly due to him from the said company, and shall have sued out of the same court a writ of summons or other writ against such company, or against any person duly authorised to be sued as the nominal defendant on behalf of such company, or against any one or more of the members or contributories of such company in the name or on behalf of the other members or contributories thereof, and shall have given notice of the same in manner hereinbefore directed with respect to any judgment-debt, and such company shall not within three weeks after service of such notice have paid, secured, or compounded for such debt to the satisfaction of such creditor, or have made it appear to the satisfaction of one of the judges of the court out of which such writ shall have issued that it is the intention of such company to defend the action upon the merits, and shall not within three weeks next after service of such notice have caused an appearance to be entered to such action in the proper court in which the same shall have been brought:
7. If any company shall have been dissolved, or shall have ceased to carry on business, or shall be carrying on business only for the purpose of winding up its affairs, and the same shall not be completely wound up:
8. Or if any other matter or thing shall be shown which in the opinion of the Court shall render it just and equitable that the company should be dissolved.
6. That in case any fiat shall have been issued against any company under the provisions of the said recited acts or any of them, no petition shall be presented for the dissolution and winding up or for the winding up of such company under this act by any other person than by the creditors' assignees of the estate and effects of any such company, who shall have power, by the order and direction of the Court of Bankruptcy (but not otherwise), to present a petition to the Lord Chancellor or to the Master of the Rolls in England or Ireland, as the case may be, for the winding up of such company under this act, and it shall be a sufficient

ground for such petition that such order has been made by the Court of Bankruptcy; and that upon an order for the winding up of such company being pronounced by the Court of Chancery the Court of Bankruptcy shall cause to be made upon the proceedings under the fiat a memorandum of such order as aforesaid of the Court of Bankruptcy, and shall order that the said proceedings shall be and the same shall accordingly be deposited with the Master to whom the matter shall be referred by the Court of Chancery under this act: Provided nevertheless, that it shall be lawful for the Master to dispense with such deposit, and to make order concerning its custody and production of such proceedings.

7. That all proceedings had, accounts taken, and other matters done in the prosecution of any fiat, before any order absolute under this act, shall, for the purposes of any winding up under this act, be as valid and conclusive as the same would have been valid and conclusive under the said act, and any pending proceedings, accounts, and matters under any such fiat may be proceeded with and concluded under this act.

8. That every petition and proceeding under this act shall be intitled "In the Matter of the Joint-stock Companies Winding-up Act, 1848," and in the matter of the company to which such petition or proceeding shall relate, describing such company by its most usual style or firm, until any order absolute under this act, and after any such order then by the style or firm by which such company shall have been designated in such order absolute.

9. That no order absolute, nor any order or proceeding under this act, shall be impeached by reason of the petitioner or any of the petitioners being afterwards discovered not to have been duly qualified to present the petition on which the order absolute shall have been made; provided that a petition may be presented under this act by some person duly qualified, praying to have the benefit of the former proceedings, and to be allowed to carry on and prosecute the same; and upon such petition being presented, and coming on to be heard, such order shall be made as to the Court shall seem necessary and proper, empowering and directing that the former proceedings shall be carried on and prosecuted by the petitioner.

10. That every petition for dissolution and winding up or for winding up the affairs of any company under this act shall be advertised once in the London Gazette, and shall be served, at the head or only office of the company, upon any member, officer, or servant of the company there, or in case no such member, officer, or servant can be found there, then by being left at such office, or in case no office of the company can be found, then upon any member, officer, or servant of the company: Provided always, that no such petition presented by the direction of the Court of Bankruptcy, nor any order thereon, shall require advertisement under this act; provided also, that in case no office of the company, nor any member, officer, or servant thereof, can be found, the Court may proceed to hear and to make any order on any petition for dissolution and winding up or for winding up, on production of the number of the London Gazette containing such advertisement (if any) as aforesaid, and without proof that such petition has been served in manner aforesaid.

11. That it shall be lawful for the Court at the hearing to direct any such petition, whether the same shall have been served as aforesaid or not, to stand over, and to direct such service or such further service of the petition as to the Court shall seem meet.

12. That on the hearing of any such petition it shall be lawful for the Court, if it shall not think fit in the first instance to make an order absolute, to require any parties to show cause, within such time as the Court shall think fit, why the company should not be dissolved and wound up or wound up under this act, or to make an order for the dissolution and winding up or for the winding up of such company, conditional on the nonfulfilment of such terms and by such parties as the Court shall think fit, or to refer it to the Master to make preliminary inquiries as to the necessity or expediency of the dissolution and winding up or of the winding up of such company; and it shall be lawful for the Court, in case no sufficient cause be shown, or in case the terms of any such conditional order be not fulfilled, or in case it shall appear from the Master's report, upon such reference as aforesaid, that the dissolution and winding up or the winding up of any such company under this act is necessary or expedient, to make such order absolute as hereafter mentioned.

13. That it shall be lawful for the Court, if it shall think it practicable and expedient, before or in making any order absolute, to direct the application or performance, either wholly or in part, and by such parties as it shall think proper, of any provisions contained in or supplied by the constitution of the company towards the purposes of such dissolution or winding up, or towards considering or ascertaining the necessity or expediency of such dissolution or winding up.

14. That it shall be lawful for the Court, on the hearing of any petition for dissolution and winding up, or for winding up, either originally or subsequently, or on further directions, to dismiss such petition with or without costs, or to make an order absolute for the dissolution and winding up or for the winding up of the company, under the provisions of this act, with or without such special directions as the Court shall think fit, and by such order it shall be referred to one of the Masters of the Court to wind up the affairs of the company accordingly under the provisions of this act.

15. That the date, title, and ordering part of every order of the Court made upon any such petition, previously to and including the order absolute, shall, within twelve days after the date thereof, be advertised once in the London Gazette, and shall be served in such manner and upon such persons as the Court shall direct.

16. That from the date of any order absolute for dissolution, or from any date to be therein fixed for that purpose, the company therein specified shall be absolutely dissolved.

17. That the petitioner on whose petition an order absolute shall be obtained shall without delay carry in the same before the Master; and in default of his so doing by the space of ten days next after the date of such order it shall be lawful for any person being or claiming to be a contributory to present his petition to the Court in the same matter, praying to have the carriage and prosecution of the said order absolute, and thereupon such order shall be made and directions given, as well with respect to the costs of the application or otherwise, as to the Court shall appear just; and it shall be sufficient to serve such last-mentioned petition in the usual manner, either upon the petitioner who obtained the order absolute, or upon his solicitor by whom such order was obtained.

18. That it shall be lawful for the Court, in any decree or order for the dissolution of a company, or of any other association or partnership (whether included in the definition herein contained of a company or not), to be made in any suit now pending or hereafter to be instituted, and also by any order to be made after a decree for the dissolution of a company, association, or partnership in any such suit, to order that the affairs of such company, association, or partnership shall be wound up under the provisions of this act, and that the costs of winding up the same shall be paid and recovered according to the provisions of this act, and for that purpose to give such directions as the Court shall deem necessary or expedient in that behalf; and any decree or order so to be made shall, if the Court shall so direct, be deemed an order absolute under this act.

19. That from and after the date of any order absolute it shall not be lawful for the directors, members, or officers of the company in respect of which such order absolute shall have been made to convey, assign, pay, or otherwise dispose of any of the property, monies, or other effects of the company, otherwise than by the direction of the Master.

20. That in the meantime and until an official manager shall be appointed, as hereinafter mentioned, and from time to time when there shall be no official manager, it shall be lawful for the Master, in any case in which he shall deem it necessary or expedient so to do, immediately upon the order absolute being brought in before him, to appoint by writing under his hand some person to be the interim or provisional manager of the property, assets, and effects of the company to which such order absolute shall relate, or of such part or parts thereof as the Master shall think fit; and the person to be so appointed shall thereupon have and exercise all such and the like powers and authorities as are usually given to and are had and exercised by receivers appointed by the Court in a suit duly instituted, together with all such powers and authorities as might be had and exercised by any official manager to be appointed under this act, except so far as the Master shall otherwise direct in any particular case; and the person so to be appointed interim or provisional manager shall act in all things under the direction of the Master, in collecting and receiving and afterwards disposing of the property, estate, and effects of such

company, or such parts thereof as in order to the preservation and security thereof shall require to be so collected and received; and it shall be lawful for such interim or provisional manager acting in that behalf under the direction of the Master, to be signified by writing under his hand, to pay and apply any part of the monies, assets, and effects to be collected, received, or got in by him in or towards the discharge or satisfaction of any judgment-debt which shall have been recovered against such company; and it shall be lawful for the Master to fix the amount and nature of the security to be given and entered into by such interim or provisional manager, and also (if the Master shall think fit) to appoint any person to be interim or provisional manager without giving or entering into any security, and the security, if any, to be so fixed by the Master, shall accordingly be given and entered into by such interim or provisional manager: Provided nevertheless, that upon the appointment of an official manager of such company under this act all the powers and authorities of such interim or provisional manager shall cease, and the person who shall have been such interim or provisional manager shall thereupon deliver up and pay to the official manager all the goods, monies, property, and effects of such company which shall have come to his hands as such interim or provisional manager as aforesaid, together with all books, papers, and writings in his possession, custody, or power relating thereto, or to the affairs of such company; and it shall be lawful for the Master to make an order, if need be, directing such delivery and payment accordingly, and for vacating any recognisance entered into by such interim or provisional manager and his surety or sureties (if any): Provided also, that no action, suit, or other proceeding shall be instituted or prosecuted by or against any interim or provisional manager to be appointed as herein mentioned, as representing the company, otherwise than by the style and designation of the official manager of the company; and that every such action, suit, or other proceeding shall be instituted and prosecuted in the same manner and with the same effect, to all intents and purposes, as if an official manager of the company had been already appointed, and were a party to such action, suit, or other proceeding, in the place of such interim or provisional manager, nor shall the same abate by reason of the appointment of an official manager, but the same shall be carried on by or against him, as the case may be.

21. That upon any order absolute being carried in before the Master, or upon the death, removal, or resignation of any official manager to be appointed as herein mentioned, the Master shall forthwith direct that an advertisement be inserted, by the party having the prosecution or carriage of the order, in two successive numbers of the London Gazette, and also in such two or more newspapers as the Master shall appoint, giving notice that the Master will proceed, at a day, hour, and place to be stated in such advertisement, such day to be within fourteen days from the publication of the first advertisement, to appoint an official manager or managers of the company under this act, either originally or in the room of any official manager who shall have died or resigned or shall have been removed; and previously to the making out and settling of such list of contributories as hereinafter mentioned all persons being or claiming to be contributories of such company, and after the making out and settling of such list of contributories all persons appearing on such lists as contributories of such company, shall be entitled to attend at such time and place, and to offer proposals or objections as to any such appointment; and it shall be lawful for the Master, if he shall think fit, to adjourn the appointment of any official manager to another time and place, to be stated and made known to the parties present at the time and place originally fixed for making such appointment: Provided always, that it shall not be requisite to give notice of any such adjournment by advertisement.

22. That at the time and place to be fixed in such advertisement, or at any other time or place to which the appointment of an official manager shall have been adjourned, the Master shall, by writing under his hand, appoint a person or persons to be the official manager or managers of the company, either originally or in the stead of any official manager who shall be removed, or die, or resign his office; and the Master shall have power from time to time, at his discretion, but subject to any special direction of the Court, to remove, by writing under his hand, any such official manager, and upon such removal, and also upon the death or resignation of any official manager, to appoint in manner aforesaid any other person

to be official manager in the stead of any such manager who shall be removed, or die, or resign his office; and such official manager may be either any contributory of any company, or the assignee in bankruptcy of any company, being bankrupt, or of any bankrupt member or contributory of the same.

23. That in making the first or any subsequent appointment of an official manager it shall be lawful for the Master to adopt the proposal of any of the parties attending him in the matter of such appointment; and in making such appointment the proposal of any of the parties who shall have appeared before the Court shall not be entitled on that account to any preference; and it shall also be lawful for the Master, if he shall think fit, to act independently of any proposal, and to appoint any person whom he shall think proper to nominate as official manager, although such person shall not have been proposed by any of the parties.

24. That upon the appointment of any official manager, or within such subsequent period as the Master may from time to time or at any time direct, the person who shall have been so appointed official manager, and two or more persons as his sureties, to be approved of by the Master, shall enter into a recognisance or recognisances in such form as in the schedule hereto is set forth, or otherwise as the Court by any general order in that behalf, or by any special order in the matter, shall direct, and in such sum as the Master shall direct (but not to exceed by more than one thousand pounds the greatest sum or value which in the judgment of the Master the official manager shall have or shall be likely to have at any one time in his hands), for the duly accounting by the official manager for all monies, estate, and effects which shall come to his hands in the winding up of the company of which he shall be so appointed official manager; and the recognisance of the official manager shall be for the whole amount of the sum to be so fixed by the Master, and the recognisances of the sureties of any official manager shall be either joint or several for the whole or any portion of the sum in which the official manager shall have become bound, but so as that the total amount of the recognisances of all such sureties shall not be less than the sum in which the official manager shall have become bound; and upon the death, bankruptcy, or insolvency of any surety, it shall be lawful for the Master to require recognisances to be entered into by any new surety in the place of the surety so deceased or becomes bankrupt or insolvent; and it shall be lawful for the Master from time to time to require additional recognisances to be entered into by the official manager and his sureties, or by any new sureties, in such further sum or sums as the Master shall think fit; and upon the breach or nonfulfilment of the condition or defeasance of any such recognisances as aforesaid, the same shall or may, under an order of the Master, be put in force by the official manager, or by any contributory of the company, in like manner as the recognisances of receivers of the Court of Chancery appointed in a suit duly instituted are in the like cases put in force; and it shall be lawful for the Master, after any person shall have ceased to be official manager, and his final account shall have been passed, and any balance due thereon paid, to order the recognisance entered into by such official manager and his sureties to be vacated.

25. That, notwithstanding anything hereinbefore contained, in case default shall be made by the official manager at any time in accounting for what he shall receive as such official manager, or in paying the same as the Master shall direct, it shall be lawful for the Master, by order to be made by him, to order and require the official manager and his sureties, or any of them, to pay to such person; and within such time as the Master shall appoint, the whole or any portion of the sum in which the official manager and his sureties respectively shall have become bound by recognisance: Provided always, that nothing herein contained shall be construed to extend the liability of any surety beyond the sum in which such surety became individually bound on his recognisance.

26. Provided always, that, notwithstanding anything hereinbefore contained, it shall be lawful for the Master, if he shall think fit, to accept the security of any guarantee society established by charter or act of Parliament in any part of Great Britain, in lieu of the security of each two or more sureties as aforesaid, or of any of them.

27. That every appointment and every removal of an official manager shall be valid and effectual to all intents without confirmation by the Court, unless it shall be otherwise ordered by the Court in the particular matter; and every such appoint-

ment, and also every removal of an official manager, shall be advertised in the London Gazette; and in such newspapers as the Master shall from time to time think proper.

28. That immediately after the appointment of an official manager the Master shall, by order, direct that all the books of account, deeds, instruments, cash, bills, notes, papers, and writings of and belonging to the company shall, within a time to be limited in that behalf, be delivered up, and the same shall accordingly be delivered up, by every person in whose custody, possession, or power the same may be, to the official manager, and shall be kept by him, and upon and immediately after the appointment of any new official manager all the same matters shall be in like manner ordered to be and shall accordingly be delivered over to him: Provided nevertheless, that it shall be lawful for the Master from time to time and at any time to make such order as he shall think fit relative to the custody or deposit, either absolutely or only for a time, of such books of account, deeds, instruments, bills, notes, papers, and writings, or any of them.

29. That on every such appointment of an official manager all the estate, effects, and credits, and rights of action of the company, and all powers in and about the same which by this act or otherwise might be exercised by an official manager, shall, except so far as the Master shall, by writing under his hand, direct to the contrary, become by virtue of the appointment absolutely vested in the official manager so appointed, either solely, or jointly with any other official manager for the time being, as joint tenants; and when, according to any laws now in force, any conveyance or assignment of any real or personal property which may become vested in any official manager under this act would require to be registered, enrolled, or recorded in any registry office, court, or place in England, Wales, or Ireland, or in any registry office, court, or place in Scotland, or any of the dominions, plantations, or colonies belonging to her Majesty, then the order absolute, together with the first appointment of an official manager, shall be registered in the registry office, court, or place wherein such conveyance or assignment as last aforesaid would require to be registered, enrolled, or recorded; and the registry hereby directed shall have the like effect to all intents and purposes as the registry, enrolment, or recording of any such conveyance or assignment as last aforesaid would have had; and the title of any purchaser of any such property as last aforesaid for valuable consideration, or of any mortgagee thereof without fraud, who shall have duly registered, enrolled, or recorded his purchase or mortgage deed previously to the registry hereby directed, shall not be invalidated by reason of such order absolute or appointment: Provided always, that if the Master shall, by writing under his hand, direct that any of the said estate, effects, credits, or rights of action shall not vest in the official manager by virtue of the appointment, it shall be lawful for the Court or the Master at any time afterwards by order to revoke, discharge, or vary any such direction, and thereupon the estate, effects, credits, or rights of action comprised in such direction shall, either wholly or to the extent to which the same shall be so discharged or varied, become and be vested in the official manager for the time being.

30. That when any order shall have been made as hereinbefore mentioned on petition, by direction of the Court of Bankruptcy, for winding up under this act the affairs of any company, all such estate and effects, rights and credits of the bankrupt company as shall for the time being be vested in the assignees in bankruptcy shall, upon and by virtue of the appointment of an official manager under this act, unless otherwise provided by the order absolute, become absolutely vested in such official manager; together with all such powers in and about the same as an official manager might exercise in any matter originally instituted under this act in which the company had not become bankrupt.

31. That until the issuing of any such general rules or orders as are by this act authorised to be made the practice of the Court with respect to receivers and managers of partnership estates shall, so far as practicable, and subject to the provisions of this act, and to any special orders or directions relative to the official manager, and his duties and proceedings, to be made or given by the Court, the Master with respect to any particular company, (and which order or directions the Court and the Master are hereby respectively authorised to make and give), apply to every official manager under this act, and to his duties and proceedings.

32. That it shall be lawful for the Court to allow such any

remuneration, by way of percentage or otherwise, as it shall think proper, to the official manager, and also to any receiver to be appointed as hereinbefore provided, and to increase or diminish such salary or remuneration from time to time, and that whether the official manager or the receiver shall or shall not be a member of the dissolved company.

33. That it shall be lawful for the official manager, with the approbation of the Master, to employ and from time to time to dismiss an attorney or solicitor.

34. That the official manager shall proceed with all convenient speed, under the directions of the Master, in the making up, continuing, completing, and rectifying the books of account of the company, and in providing and keeping such other books of account (if any) as shall be necessary for the shewing the debts and credits of the company, including a ledger, which shall contain the separate accounts of the contributories (and in which every contributory shall be debited from time to time with the amount payable by him in respect of any call to be made as hereby provided), and in balancing all such books and in the accounts of the respective contributors of such company, in getting in, selling, and converting the estate and assets and winding up the business and affairs of the same company, in paying the debts as herein provided, and in dividing and distributing the surplus assets of the company (whether existing at the time of the dissolution, or arising from subsequent calls on contributions, or otherwise, amongst the parties entitled), and in bringing before the Master for determination and settlement all questions necessary to be determined and settled in order to the winding up of the affairs of the company; and the official manager, with or without notice to any contributory, shall, without the necessity of any proposal in writing, take the directions of the Master from time to time with reference to all proceedings necessary to be done or taken in order to the complete and effectual winding up of the affairs of the company; and it shall be lawful for the Master to give such directions accordingly.

35. That the accounts of the official manager and receiver, any, shall from time to time be passed before the Master, and checked in such manner as he shall direct; and that the contributories shall only be at liberty to surcharge and falsify such accounts.

36. That the official manager shall make, in books to be from time to time provided by him for that purpose, true and faithful entries or minutes of all matters, acts, and proceedings done and taken, as well before the Master as otherwise, in and out of the winding up of the affairs of the company; and such books shall be kept in the custody of the official manager, and shall on all occasions on which the Master is required to proceed in the matter of such company be produced before the Master.

37. That upon any order absolute being brought before the Master for his consideration he shall, immediately after directing the insertion of the advertisement hereinbefore directed relative to the intended appointment of an official manager, and afterwards from time to time, determine what parties shall attend him in the proceedings to be had before him under such order absolute, or upon or with reference to any particular set of such proceedings; and it shall be lawful for the Master, at any subsequent stage of the proceedings, to direct any other parties, being contributories, to attend him in the further prosecution of the matter, or on such of the further proceedings therein as he shall direct; and in particular it shall be lawful for the Master from time to time, with the consent of the majority, both as to number and extent of interest, of the persons to be represented in any particular case, such consent to be notified by some writing under the hands of the parties or their solicitors, to appoint and again remove any one or more contributories to attend and watch the proceedings of the liquidation before him, or any particular part of such proceedings, as representatives on behalf of the contributories in general, or of such contributories or classes of contributories as the Master shall from time to time be of opinion ought to be so represented; and all parties who shall be determined to be the proper parties to attend the Master as aforesaid shall in manner hereinbefore mentioned be served with notice of all proceedings before the Master, or with notice of such of them as such parties respectively shall be directed to attend or watch; and the costs and charges to be thereby properly incurred by all such parties respectively, except so far as the Master shall otherwise direct, shall be deemed to be part of the general costs of winding up the company under this act.

38. That all persons whose names shall stand in the list of contributories shall be entitled to require, and, at their own expense, to receive notice, as the Master shall direct, of all or any of the proceedings in the matter of the dissolved company, and also shall be entitled, at their own expense, either personally or by solicitor or agent, to attend the proceedings; and it shall be lawful for any such contributory, at his own expense, to submit any proposal before the Master, in writing, or otherwise as the Master may direct, in relation to the affairs of such company and the winding up the same.

39. That if any contributory shall be an idiot or lunatic, such idiot or lunatic shall be entitled to attend, and in all proceedings under this act shall be sufficiently represented by his committee; and if any contributory shall be a minor, such minor shall be entitled to attend, and in all proceedings under this act shall be sufficiently represented by his father or guardian, or if he shall have no father or guardian, by his mother, or otherwise by a next friend to be appointed by the Master: Provided always, that it shall be lawful for the Master, in any case in which he shall think fit so to do, by any order under his hand, to appoint any person to be the guardian of any contributory being a minor, or to be the representative of any contributory being a lunatic, but not found so by commission, for the purposes of any winding up under this act.

40. That every party who shall attend the proceedings or any of the proceedings before the Master under this act shall cause to be stated to the Master whether he intends to appear in person or by solicitor, and if in person he shall cause to be stated his own name and address, and if by solicitor the name and address of his solicitor, and also upon any change of solicitor the name and address of the new solicitor, and such name and address of the party or solicitor, as the case may be, shall be entered in the Master's book of proceedings; and notice of all proceedings before the Master or before the Court, to notice of which the party respectively is entitled, shall be sufficiently given by service thereof upon the party or upon his solicitor, as the case may be.

41. That if the proceedings before the Master under any order absolute, not being proceedings proper to be taken by the official manager, shall not be prosecuted by the petitioner under this act, or other the person having the prosecution thereof, with due diligence, or if for any other reason it shall appear advisable, it shall be lawful for the Master, upon the application in that behalf of any contributory, to commit to him the further prosecution thereof; and if any official manager, as to matters and proceedings which ought to be prosecuted by the official manager, shall not prosecute the same with due diligence, it shall be lawful for any contributory to apply to the Master concerning the same, and thereupon the Master shall give such directions as he shall deem necessary, and shall remove, if he shall think fit, such official manager.

42. That after any order shall have been made on any petition under this act, the death of the petitioner or party, or of any or all of the petitioners or parties, if more than one, for the time being acting in any proceeding under this act, shall not abate the proceeding; but in any such case it shall be lawful for the Court, and also for the Master, after an order absolute shall have been brought in before him, subject to any special order of the Court, upon the application of any party interested, (such application to be supported by evidence, and if made to the Court to be made by way of motion), to order and direct that the further prosecution of the proceedings, or of the particular proceeding, or the defence thereto, as the case may be, shall be committed to the party making such application, or to such other party interested as the Master shall think proper; and the costs of all such applications, and also the costs of the deceased petitioner or party, shall, if the Court or the Master shall so direct, be deemed to be part of the general costs of winding up the company under this act.

43. That all proceedings before the Master under this act shall be commenced and proceeded in, not by state of facts and proposal, but by proposal or counter proposal in writing, or in such way as the Master shall direct, to be supported, if need be, by evidence: Provided nevertheless, that where, owing to the nature of the subject, the Master shall deem it expedient to direct the parties before him to proceed by a state of facts in writing, it shall be lawful for him to give such direction by writing under his hand.

44. That it shall be lawful for the Master, in any matter referred to him under this act, to dispense with any warrants



to consider the order of reference to him under this act, and such other warrants in the course of proceeding under such order as he shall see fit, and also to direct from time to time any warrants to be taken out and prosecuted before him by the official manager or any other person attending the proceedings before him, and also to fix the time at which any warrant shall be returnable before him, or at which any proceeding necessary to be taken shall be taken, and also to proceed *de die in diem*.

45. That the Master shall have power from time to time, with or without further notice to any party, to adjourn any proceedings before him under this act, although by this act or otherwise directed to be taken at any specified time or place, either *de die in diem*, or to any other time and place to be then and there fixed by the Master in that behalf, and so from time to time, and that all matters done at any such adjourned time and place shall be of the same force and effect as if the same had been done at the time and place (if any) originally specified.

46. That it shall be lawful for the Master, at his discretion, to order the advertisement in the London Gazette or otherwise, or the service on any person, in such manner as he shall think fit, of any order or proceeding in and about the winding up of the affairs of any company under this act.

47. That the Master shall, on request of any party interested, give certificates under his hand of any decisions, entries, or other matters which shall be made, done, or transacted in and about the winding up of any company under this act.

48. That, subject to the control of the Master, all contributories shall be entitled, without fee or reward, to inspect all or any of the books of the company, or of the official manager or receiver, if any, and to take copies or abstracts of, or extracts from, all or any of such books, or any part thereof.

49. That, as between the contributories, the books, accounts, and documents of the company, until the order absolute, and of the official manager or any such receiver as aforesaid after such order, shall be *prima facie* evidence of the truth of all matters therein contained, and purporting to be therein recorded.

50. That after the appointment of any official manager under this act all actions, suits, and other proceedings, at law or in equity, which might have been commenced, instituted, or prosecuted by or on behalf of the company with respect to which such appointment shall be made against any persons, whether contributories of the company or not, shall be commenced or instituted and prosecuted by the official manager by the style and designation of "the official manager" of such company, (describing it under the style or firm by which it is described in the order absolute), as the nominal plaintiff or petitioner, for and on behalf of such company, and that whether there be one or more official manager or managers, and that all debts which might have been proved by or on behalf of the company against the estate of any bankrupt or insolvent debtor to the company shall and may be proved against such estate by the official manager of such company by the style and designation aforesaid, and that all actions, suits, and proceedings, at law or in equity, to be commenced or instituted by any persons, whether contributories of such company or otherwise, against such company, or any person duly authorised to be sued as the nominal defendant on behalf of the same, shall and lawfully may be commenced, instituted, and prosecuted against the official manager of such company, (by such style and designation as aforesaid), as the nominal defendant for and on behalf of such company, and that whether there be one or more such official manager or managers.

51. That all indictments, informations, and prosecutions by or on behalf of such company, for any stealing or embezzlement of any money, goods, effects, bills, notes, securities, or other property of or belonging to such company, or for any fraud, forgery, crime, or offence committed against or with intent to injure or defraud such company or the property thereof, whether such stealing or embezzlement, fraud, forgery, crime, or offence shall have taken place before or after the first appointment of the official manager under this act, shall and lawfully may be had, preferred, and carried on by the official manager of such company by the style and designation aforesaid; and that in all such indictments and informations to be had or preferred by or on behalf of such company by the official manager as aforesaid, against any person whomsoever, notwithstanding such person may be a contributory of such company, it shall be lawful and sufficient to state the money,

goods, effects, bills, notes, securities, or other property of such company to be the money, goods, effects, bills, notes, securities, or other property of the official manager of such company, by such style and designation as aforesaid; and that any forgery, fraud, crime, or other offence committed against or with intent to injure or defraud any such company shall in such indictment, notwithstanding as aforesaid, be laid or stated to have been committed against or with intent to injure or defraud the official manager of such company, (by such style and designation as aforesaid), whether there be one or more official manager or managers for the time being; and any offender may thereupon be lawfully convicted for any such forgery, fraud, crime, or offence; and that in all other allegations, indictments, informations, or other proceedings of any kind whatsoever, in which it otherwise might have been necessary to state the names of the persons composing such company, it shall be sufficient to state the style and designation of the official manager of such company.

52. That where any action, suit, or other proceeding shall be pending against the company in respect of which such official manager shall have been appointed, or against any person authorised to be sued as the nominal defendant on behalf of such company, it shall be lawful for the plaintiff in such action, suit, or other proceeding to substitute the official manager of such company, by such style or designation as hereinbefore mentioned, as the defendant in such action, suit, or other proceeding, by entering a suggestion on the roll to that effect in such action, and by obtaining an order to that effect in such suit, such order to be obtained on motion or petition, without notice, and that it shall be lawful for the plaintiff in such action, suit, or other proceeding to prosecute the same *thenceforward* against the official manager, in the same manner, and with the same effect, to all intents and purposes, and to have the same benefit of any order, decree, judgment, or other proceeding previously made, obtained, and had, as if such action, suit, or proceeding had been commenced against the official manager as defendant under the provisions of this act.

53. That where any action, suit, or other proceeding shall have been brought or instituted and shall be pending by or on behalf of the company in respect of which such official manager shall have been appointed, or by any person duly authorised to sue as the nominal plaintiff on behalf of such company, or by any one or more of the members or contributories of such company acting or suing in the name or on the behalf of himself and the other members or contributories thereof, as the plaintiff or plaintiffs, against any person, it shall be lawful for such plaintiffs to substitute the official manager of the company, by such style or designation as hereinbefore mentioned, as the plaintiff in such action, suit, or other proceeding, by entering a suggestion on the roll to that effect in such action, and by obtaining an order to that effect in such suit, such order to be obtained on motion or petition without notice, and that it shall be lawful for the official manager *thenceforward* to prosecute such action, suit, or other proceeding in the same manner, and with the same effect, to all intents and purposes, as if such action, suit, or proceeding had been commenced by the official manager as plaintiff under the provisions of this act.

54. That the death, resignation, or removal of the official manager of any company shall not abate or prejudice any action, suit, indictment, prosecution, or other proceeding commenced or prosecuted under this act.

55. That it shall be lawful for the official manager, under the direction of the Master, to compound or compromise any right or title, claim or demand, which the company may have or be entitled to against any person whomsoever, and also any claim or demand to which the company may be subject or liable, and also to compromise any action or suit which may be brought or prosecuted by or against the official manager on behalf of the company, and also to submit to arbitration any dispute or difference affecting the estate, rights, debts, credits or liabilities of the company, and upon any award made to perform, execute, and give effect to the same.

56. That all orders and decrees made or pronounced in any suit or proceeding in any court of equity against the official manager of any company shall have the like effect and operation upon and against the property of such company, and upon and against the persons and property of every contributory thereof, as if the same had been made and pronounced against the company, or any person duly authorised to be sued as the nominal defendant on behalf of the same, or (as the case may be) as if every contributory of such company were actually

efore the Court as a party to such suit or proceeding; and it shall be lawful for the Court by which any such decree or order shall have been made or pronounced to direct, by the same or any subsequent order, subject nevertheless to such terms, if any, as the Court shall think fit to impose, that any such decree or order made or pronounced against any such official manager as aforesaid be enforced against every contributory of such company, or against any particular class or classes of contributories, to the extent of their legal or equitable liabilities, and thereupon and upon an order for that purpose to be obtained upon motion to be made *ex parte*, but in open court, such decree or order shall, after seven days' notice to the particular person or persons sought to be charged, be enforced and executed accordingly.

57. That all judgments which shall be entered up in any action at law against the official manager of any such company shall have the like effect and operation upon and against the property of such company, and upon and against the persons and property of the contributories thereof, and shall be enforced in like manner, as if such judgments had been entered up against such company, or against any person duly authorized to be sued on behalf of the same.

58. Provided always, That, except as is by this act expressly provided, nothing in this act contained, nor any petition or order under the same for the dissolution and winding up or for the winding up of any company, shall extend or enlarge, diminish, prejudice, or in anywise alter or affect the rights or remedies of creditors, or other persons not being contributories of the company, or the rights or remedies of creditors being also contributories, but being creditors of the company upon a distinct and independent account, whether against the company or against any of the contributories of the same, nor the rights or remedies of the company against any contributories or other persons, nor shall alter or affect any contracts or engagements entered into by or with the company, or any person acting on behalf of the same, previously to any such petition, nor any actions, suits, or other proceedings pending at the date of such petition.

59. That no judgment, decree, or order to be obtained or entered up against the official manager of any company, as representing the same, shall affect or be executed against the person or property of the party who may for the time being be such official manager, otherwise than as a contributory, and that every official manager shall always be fully re-imbursed and indemnified, out of the assets of the company or out of the credits thereof, and, if necessary, by calls to be made on the contributories, for all losses, costs, charges, damages, and expenses, without deduction, save and except such, if any, losses, costs, charges, damages, and expenses as shall have been unlawfully or improperly sustained or incurred by any such official manager.

60. That no action, suit, or other proceeding in any of her Majesty's superior courts at Westminster or Dublin shall be instituted or brought or proceeded with by the official manager, whether against a contributory of the company or any debtor or other stranger thereto, but with the leave or according to the general direction of the Master, to be obtained in that behalf by the official manager, who shall accordingly apply for the same; and that no such action, suit, or other proceeding shall be proceeded with if the Master shall, by writing under his hand, direct that the same shall be stayed or discontinued: Provided always, that the want of such leave as aforesaid shall not be set up as or in anywise constitute a defence to any such action, suit, or other proceeding.

61. That no claim or demand which any contributory of the company may have in respect of his share, or in respect of the share of any deceased or former contributory of the company, right of whom he claims, of the capital or joint stock thereof, or of any dividends, interest, profit, or bonus payable or apportionable in respect of such share, shall be capable of being set off, either at law or in equity, against any demand which the official manager of such company may have against such contributory, upon a distinct or independent account, contract, or dealing between the person being such contributory and the company: Provided nevertheless, that if a balance shall appear to be and shall be justly due from any contributory on his account with the company as contributory as entered in the books of the company, and such contributory shall, upon a distinct and independent account, contract, or dealing, be a creditor of such company, the official manager shall not set off the amount of such

balance against the demand which such contributory shall have or be entitled to as such creditor as aforesaid.

62. That it shall be lawful for the official manager, with the leave of the Master, to be signified by writing under his hand, to defend, either by his official style and designation, or in the name of the original defendant, any action or suit brought against any individual contributory of the company; but that in such case any judgment or decree to be obtained by the plaintiff shall have the same effect, but no further or otherwise, than if the same had been obtained against the original defendant in such action or suit.

63. That it shall be lawful for the Master, as well before as after the order absolute, to summon before him any person, whether a contributory of such company or not, who shall be or shall be deemed to be capable of giving information concerning such company, or the estate, dealings, or affairs thereof, and also to require such person so summoned to produce, and if a contributory to leave with the Master or the official manager, any books, papers, deeds, writings, or other documents in the custody, possession, or power of such person, which may appear to the Master to be necessary or expedient to be produced or left as aforesaid; and it shall be lawful for the Master to examine every such person upon oath, by word of mouth, or upon interrogatories in writing, concerning such company, or the estate, dealings, or affairs thereof; and every person so summoned who shall not come before the Master, or shall refuse to be sworn and examined, or shall not fully answer to the satisfaction of the Master, or shall refuse to sign or subscribe his examination, or shall refuse to produce or shall not produce any such book, paper, deed, writing, or document, shall be liable to be committed to the Queen's Prison: Provided always, that every such default or refusal shall be certified by the Master, and thereupon such order shall be made by the Court, upon motion for that purpose, of which notice shall be given to the person sought to be affected, as the Court shall see fit.

64. That every person summoned before the Master as a witness shall be entitled to such costs and charges as are by law allowed to witnesses; but that where any person who at the time of the order absolute was a contributory of such company shall be summoned as aforesaid, every such person shall have such costs and charges only, if any, as the Master in his discretion shall think fit; but in all such cases the Master may suspend the payment of such costs until such time as he shall think reasonable.

65. That if any person who at the date of the order absolute was a contributory of such company shall wilfully conceal or withhold any real or personal estate or effects of such company, and shall not within thirty days after the order absolute discover such concealed or withheld estate or effects to the Master or to the official manager, every such person shall forfeit the sum of 100*l.*, and double the value of the estate so concealed or withheld, to be recovered in action of debt by the official manager in any of her Majesty's courts of record, for the use of the company; and the certificate of the Master, signed by him, of such wilful concealment or withholding, shall be evidence in such action of debt of such wilful concealment or withholding.

66. That after the appointment of the official manager of the company the Master shall from time to time, by order to be made upon the application of the official manager or of any contributory, order and require any contributory, trustee, receiver, banker, or agent to pay, deliver, or transfer forthwith, or within such time as the Master shall direct, into the hands of the official manager, any sum or balance, books, papers, estate, or effects which shall happen to be in his hands for the time being, and to which the company is *prima facie* entitled, or which, in the case of a contributory, shall appear to the debit of his account as contributory with the company, as entered in the books of the company, anything in the present practice of courts of equity to the contrary notwithstanding: Provided nevertheless, that it shall be lawful for the person upon whom any such order shall be made to apply to the Master to discharge or vary any such order, or to enlarge the time thereby fixed for such payment.

67. That when any order shall have been made under this act, by the Master or by the Court, for the payment of any moneys, or for the delivery of any effects, books, or documents to the Master or the official manager, and default shall have been made by any person in obeying such order, the same may be enforced against such person upon affidavit, by the official

manager, of such default, and without any previous demand by the official manager or any other person.

68. That the conveyance or assignment by the official manager of any company of all real estate, of whatever tenure, and chattels real, by this act vested in such official manager, shall be by deed of grant; and that every such deed of grant shall be approved by the Master, and such approbation certified in the usual way; and being so approved and certified, shall be effectual to grant all the interest for the time being vested in the official manager, or which by such deed shall be expressed to be granted, of and in the real estate or chattels real intended to be granted, to the uses, intents, and purposes, or upon the trusts, or subject to the powers, provisoes, agreements, and declarations, which may be contained and declared in the same, according to the nature and tenure of the subject of the grant, without any confirmation by order of Court or otherwise; and that the signature of the official manager to any deed so certified, wherein any money shall be expressed to be received by him, shall effectually discharge all persons by whom the same shall be expressed to be paid from seeing to or being accountable for the application of the money therein acknowledged to be received by the official manager: Provided always, that in the case of any copyhold or customaryhold hereditaments such deed of grant shall be entered upon the court rolls of the manor of which the same are holden, and when so entered shall be effectual without any surrender or admittance of the grantee, subject nevertheless to the rents, fines, heriots, suits, and services due and of right accustomed for the said lands.

69. That where any part of the assets of any company respecting which an order absolute shall have been made shall consist of any Government stock, funds, or annuities, or of the stock of any public company in England, Scotland, or Ireland, not standing in the name of the company, it shall be lawful for the Master, by writing under his hand, to direct such person as the Master shall think proper to appoint for that purpose in the place of the person in whose name or names such stock, funds, or annuities shall be standing, (but subject nevertheless to any stringas, stop order, or other process which may affect the same for the time being), to transfer the same into the name of "the official manager of" the company (described as aforesaid); and the Governor and Company of the Bank of England, and all other companies and societies, and their officers and servants, are hereby required to allow such transfer to be made, and they are hereby respectively indemnified for all things done or permitted pursuant to such direction.

70. That all monies which shall be received, recovered, collected, and got in under this act by the official manager, and which shall be derived by the sale or conversion of any of the assets or estate of the company of which he shall be appointed official manager, shall be paid by such official manager into the Bank of England or into the Bank of Ireland (as the case may be), or any branch bank thereof respectively, to the credit of an account to be intitled "The Account of the Official Manager" of the particular company in respect of which such monies shall have been received, recovered, collected, got in, and derived as aforesaid; and no money which shall be standing to such account shall be paid out by the Bank except upon cheques signed by the official manager and countersigned by the Master: Provided always, that it shall be lawful for the official manager to retain in his hands for current purposes such a sum of money as the Master shall from time to time direct.

71. That the official manager shall with all convenient speed after his appointment make out from the books of accounts and papers of the company a list of all debts and demands due or which may be claimed from the company, and shall make such observations with reference to such debts and demands, or any of them, and as to the amount thereof respectively, as he shall think proper to be made thereon, in order to assist the Master in forming a judgment thereon, when any debt shall be claimed to be proved before the Master in pursuance of the advertisement in that behalf hereinafter mentioned; and when any of such debts shall have been proved or claimed before the Master as hereinafter mentioned the same shall be entered in a new list to be made by the official manager, so that the debts and demands allowed by the Master shall be distinguishable from such of them as shall be disallowed, or shall be allowed only as claims; and in case any debts or demands which shall be disallowed, or allowed only as claims, shall be afterwards allowed by the Master as having been duly proved, or shall be established by legal proceedings or otherwise, such changes

and variations shall be made by the official manager in such list or lists of debts as shall be required to be made in order that such list or lists may correctly represent the state and condition of the affairs of the company in regard to the debts and demands due or claimed from or against them; and in such list or lists the official manager, in cases where it shall be necessary or convenient for the purposes of the winding up, shall enter the dates or times at which such debts or demands, or any of them respectively, were contracted or became due, and shall enter all sums of money which shall have been paid in discharge or on account of such debts and demands, or any of them; and such lists respectively, and all changes and variations therein, shall be entered by the official manager in a book to be provided and kept by him; and such book shall from time to time as occasion shall require be inspected by the Master.

72. That within ten days after the order absolute shall have been brought in before him the Master shall cause to be advertised in the London Gazette that he is acting in the winding up of the company, and thereby requiring creditors to come in before him, and to prove their debts and demands.

73. That after the first appointment of an official manager no creditor or other person shall, except as far as the Master shall permit, have power to commence or to proceed with any action against the official manager or against the company, or any other person representing the same, or who is sued as a contributory thereof, until after proof, or exhibiting or making such proof as he may be able, of his debt or demand before the Master, as hereinafter mentioned; and it shall be lawful for any judge of the court in which such action shall be pending, upon summons taken out before him for that purpose, to order that all further proceedings in such action shall be stayed until after such proof shall have been made or exhibited before the Master.

74. That the creditors of the company making proof of their respective debts or demands before the Master shall make proof thereof by deposition or affidavit in the same manner in all respects as debts are now allowed to be proved in bankruptcy: Provided nevertheless, that it shall be lawful for the Master to allow or direct the proof of such debts or demands, or any of them, to be made by the official manager or by the creditors in such other form and in such other manner as he shall think fit.

75. That the Master shall, upon proof made or offered and exhibited before him of the debts and demands due or claimed from or against the company, or any of them, either allow or disallow, or allow as claims only, such debts and demands respectively, according to the nature of the case and of the proof adduced or exhibited before him, and shall, by writing under his hand, declare such allowance and disallowance, or such disallowance as claims only.

76. That the official manager shall make out a list of the members and other contributories of such company, together with their respective addresses, and the number of shares or extent of interest to be attributed to each, and such list shall as far as practicable distinguish the several classes of contributories, and such variations and additions shall afterwards be from time to time made therein and thereto as that the same shall, as far as may be, be a true and accurate list of such members and other contributories; and in case any of the contributories shall after the making of the order absolute assign or dispose of any share, right, title, or interest in the company, or the capital or profits thereof, it shall be lawful for the Master, upon the application of the contributory making such assignment, or of the person in whose favour the same shall have been made, or of any contributory of the company, or of the official manager, to introduce into the list of contributories the name of the person to whom such assignment shall have been made, either by way of substitution for the name of the contributory making such assignment or conjunctively therewith: Provided nevertheless, that no such assignment or disposal shall release or exonerate the party making the same from any liability as a contributory further or otherwise than he would be released or exonerated if the affairs of the company were not wound up under this act.

77. That the list of contributories so made out by the official manager shall be settled by the Master, and previous notice of his being about to settle the same shall be given in the London Gazette, and likewise to the Master shall direct, and such list, and all variations therein and additions thereto, when respectively settled by the Master, shall be entered by the official manager in a book which shall from time to time be

pected by the Master, and certified by him by writing under his hand to be entered therein.

78. That notice in writing shall be given to every person included in or proposed to be specially excluded from the list of contributories, or in any variation therein or addition thereto, as aforesaid, before the same shall be settled by the Master, hereby notifying that such person is included in or excluded from the list, and if included then in what character, and for what number of shares, and of what amount, or for what other interest such person is so included; and that, if no cause shall be shown to the contrary to the satisfaction of the Master, by a day to be fixed by the Master, and to be specified in such notice, the list shall not as to every person failing or neglecting to shew cause within the time to be so fixed, be afterwards disputed, without leave of the Court first obtained.

79. That so far as the Master shall have settled such list of contributories, or any variation therein or addition thereto, every person included in such list, or in any addition thereto or variation therein, or specially excluded therefrom, shall, unless cause be duly shewn by him to the contrary to the satisfaction of the Master, be fully bound and concluded by the list so settled, or by any exclusion therefrom, and shall not be entitled to contest the same, without leave of the Court first obtained for that purpose.

80. That after the Master shall have commenced to settle the list of contributories, no person shall be entitled to appear before him as a contributory of the company unless his name shall be on the list: Provided always, that any person, except such person as may have been previously specially excluded from such list, shall be at liberty from time to time to him, by way of proposal before the Master, that his name shall be inserted upon the list; and the Master shall, upon consideration thereof, either admit or reject such claim, by writing under his hand.

81. That it shall be lawful for any person whose name shall stand upon the list of contributories to summon any other person whose name shall not be upon such list, and who shall not have been previously specially excluded therefrom, to appear before the Master, at a day and time to be therein specified, to shew cause why his name should not be included in or specially excluded from the list; and upon the return of such summons, at any future time to be fixed by the Master, he shall consider the liability or alleged liability or right of the party so summoned to be inserted in such list, and shall by writing under his hand declare whether such party shall or shall not be included in or excluded from the list.

82. That the monies and assets of the company, or such of them as shall for the time being be got in and realised, or any part thereof, shall with all convenient speed be paid and applied by the official manager, under the direction of the Master, to be from time to time given under his hand, in or towards the satisfaction of the debts or of any of the debts of the company, in such manner, whether by way of dividend or otherwise, as the Master shall direct.

83. That at any time before the whole of the assets of such company shall have been collected or converted, and if the assets remaining to be collected or converted shall not be capable of being immediately realised, although such assets may not appear to be insufficient; and also after the assets of the company shall have been wholly exhausted, it shall be lawful for the Master from time to time to make calls on the contributories, or on such individual contributories or classes of contributories as he may think proper, (but so far only as such contributories respectively shall be liable at law or in equity to pay the same,) as well for raising such amount as may be necessary to pay the debts or liabilities or any of the debts or liabilities of such company, or any part thereof, as the costs, charges, and expenses of winding up the same, as also for the purpose of adjusting and settling the respective claims of contributories upon each other, or upon the company, whether such claims shall have arisen since or before the date of the petition for dissolution and winding up, or for winding up, as the case may be; and the amount to be raised by means of such calls, and so the residue of the assets and estate of the company after the payment of all debts and liabilities, costs, charges, and expenses, shall be paid and distributed by the official manager, under the direction of the Master, and in such manner as shall (so far as possible) satisfy all such claims, and shall finally wind up and settle the affairs of the company.

84. That when the Master shall have determined the amount necessary to be raised by means of a call, he shall apportion the

same among the several contributories of the company appearing from time to time upon the list, so far as then settled by the Master, or such of them as ought to contribute thereto, according to their respective liabilities, and that such apportionment may be made against such parties as he has already determined to be contributories, although it may then be under consideration or uncertain whether other parties ought or ought not to be included in the list of contributories.

85. That previously to the making of any call the Master shall, in such manner as the Court, by any general order or any special order in the matter, shall from time to time direct, and in default of and subject to any such direction then by advertisement in two successive numbers of the London Gazette, and otherwise as he shall think proper, give notice of a day, hour, and place at which he will make such call, and of the proposed amount thereof; and all parties interested shall be entitled to attend at such day, hour, and place, and to offer objections to or relating to any such call.

86. That, unless cause shall be shewn to the contrary, to the satisfaction of the Master, at the time and place appointed for making such call, the Master shall then make an order for such call, and for the payment to the official manager of the balance which shall be due from the respective contributories, after debiting them with the amount of such call, on or before a day and at a place to be therein fixed, such day not being earlier than three weeks from the date of the peremptory order.

87. That every such order shall be advertised once or oftener in the London Gazette, and a copy of such order shall be served on the respective contributories, and every contributory shall also be furnished with a statement of the balance of his account, after debiting the same with the amount chargeable against him in respect of such call: Provided nevertheless, that the advertisement or the first advertisement (if more than one) of such order shall not take place at a less period than ten days after the date thereof, or in case any appeal shall be made to the Court against such order, then such advertisement or first advertisement shall not take place until after such appeal shall have been disposed of.

88. That it shall be lawful for the official manager, with the approbation of the Master, from time to time to enforce payment of, give time, or compound, or require or take any security for any balance or claim as against any of the contributories of the company, and also to abandon any such balance or claim where the contributory against whom the same is claimed shall die, or be found and adjudged bankrupt, or take the benefit of any act for the relief of insolvent debtors, or dwell or escape beyond seas, or be known to be insolvent or incapable of paying his debts, or in such other cases as the Master shall think fit; and it shall not be necessary to include in any subsequent call any contributory against whom any balance or claim shall have been abandoned, but the whole amount of every subsequent call shall be apportioned among the other contributories: Provided always, that nothing herein contained shall extend to discharge the estate of any such contributory so left out of any call from any claim which may exist against the same on behalf of the company or any other contributory thereof, but that it shall be lawful for the official manager to prove for the amount thereof in the matter of such bankruptcy or insolvency (if any), and to receive dividends thereon, or to proceed against such contributory for the same, whenever it may appear expedient so to do; and any monies so to be recovered shall be dealt with as part of the assets of the company, or otherwise as the Master shall direct.

89. That in case any money shall be due from the estate of a deceased contributory whose executor or administrator shall not admit assets, it shall be lawful for the Master to direct that any suit or action shall be brought or other steps taken for compelling payment of what shall be so due, and for obtaining, if necessary, an administration of the estate of such deceased contributory in or towards payment of his debts; and that any such suit or action shall and may be brought by the official manager by the style and designation aforesaid; and the production of the order or an office copy of the order for payment of any balance shall be sufficient evidence of the debt in respect of which such action or suit shall be brought as aforesaid.

90. That as far as in the judgment of the Master it shall be consistent with the interest of the company the Master shall cause the official manager to circulate and advertise in the London Gazette, or otherwise to give notice as the Master shall

direct, of all accounts and balance sheets and particulars, if any, of proceedings in and about the liquidation which it shall be expedient to make known to the contributories or to the creditors of the company.

91. That in order to facilitate the winding up of the affairs of any company, and to determine and resolve any questions of law or of fact that may arise between such company and any of the contributories or creditors thereof, or between any two or more of the contributories, or between any contributory and any creditor, it shall be lawful for the Master to direct that such parties as he shall in that behalf appoint shall proceed to try, in such one of her Majesty's court of law at Westminster or Dublin as the Master shall think fit, any issues of fact, and to direct that any actions at law shall be brought and proceeded, or shall proceed for the purpose of trying any mixed question of law and fact necessary or proper, in the opinion of the Master, to be determined in order to the complete winding up of the affairs of such company; and the said Master shall settle all such issues, and it shall be lawful for him to give such directions as he shall think right or expedient with reference thereto, or to any such actions as aforesaid; and such issues shall be accordingly tried: Provided nevertheless, that no such issue or action shall be directed with reference to any questions between the company or any contributory thereof and any creditor thereof, without the consent of such creditor.

92. That the Master shall, subject to such appeal as herein provided, adjudicate upon and determine any matter in contest between contributories or classes of contributories, or between the company and any individual contributories or classes of contributories, which may be necessary or proper to be determined in order to the complete winding up of the affairs of the company.

93. That no orders, reports, or certificates of the Master under this act shall require confirmation, except any such special report as herein mentioned.

94. That all orders, reports, certificates, and other acts and proceedings done and taken by the Master in the prosecution of any matter referred to him under this act, and all affidavits, interrogatories, examinations, and depositions, shall be filed in the Master's office as far as may be in one continuous file after the manner used in bankruptcy, and shall, together with all other documents relating to the same matter, be kept by him as part of the proceedings therein, and the same shall from time to time be produced in court or otherwise as occasion shall require.

95. That all orders of the Master under this act shall be enforced in the same manner and by the same or any such process as orders of the Court made in any suit pending therein against any party thereto.

96. That the Master, in addition to all powers and authorities vested in him by this act, shall, in proceeding under any reference to be made to him by any such order absolute or otherwise under this act, have and exercise all the powers and authorities, not being at variance with the powers and authorities vested in him by this act, which he could in anywise have and exercise under the practice of the court in any matter referred to him by a decree or order made and pronounced in a suit.

97. That in case of the illness or absence of any Master to whom any matter under this act shall stand or be referred, it shall be lawful for any other Master, without any special direction or appointment of the Court, to act in the matter in the place of the Master so for the time being unwell or absent, and to have and exercise all and every the powers and authorities which such last-mentioned Master might have had or exercised in the matter.

98. That it shall be lawful for any Master in attendance during any vacation, without any special direction or appointment of the Court, to act in any matter under this act in the place of the Master to whom any such matter shall have been or shall stand referred, and to have and exercise all and every the powers and authorities which any Master to whom the matter stood referred might have exercised; and when any matter under this act shall have been referred to the Master in attendance during any vacation, the Master who shall commence such reference shall be considered as the Master to whom such matter under this act shall stand referred.

99. That an appeal shall lie to the Lord Chancellor or Master of the Rolls upon motion, without the necessity of objections or exceptions from or against all orders, directions, reports, or other proceedings of or before the Master relating

to the winding up of the affairs of the company, including orders as to costs, entries or omissions of entries, or alleged entries or omissions of entries in the books of the official manager, or in any of the lists to be settled by the Master as aforesaid, and any other matters affecting parties or any of the parties to the winding up; and in all cases in which the question involved in any such appeal shall be one relating to or affecting the interests of the company at large, the notice of such motion by way of appeal shall be served on the official manager, who shall appear on such motion as representing the company (unless the Court or the Master shall otherwise direct); and in all cases in which the question involved in any such appeal shall be one affecting only individual contributories or others, the parties to be served with the notice of such motion shall be the parties respectively in whose favour it was made, and who appeared thereon before the Master; and upon the hearing of such appeal, and upon all applications to the Court subsequent to the order absolute, the proceedings which shall have taken place before the Master in the matter shall be produced in court, and no further or other evidence shall, without express leave of the Court, be used in support of or against any such appeal, except such proceedings: Provided always, that, except on special leave of the Court, to be obtained on motion ex parte, or on notice, if the Court shall so direct, no such appeal shall be brought after the expiration of fourteen days after the order, direction, report, or other proceeding complained of shall have been made or shall have taken place by or before the Master, or after service of the same, in case the party complaining shall not have been present.

100. That the Master shall have power, if he shall think fit, to make a special report concerning any matter or thing arising in or about the winding up, in order that the opinion of the Court may be taken therein or with respect thereto, and such special report shall be brought before the Court by such parties as the Master shall direct by motion, praying that such special report may be confirmed, discharged, or varied by order of the Court, or that any directions may be given thereon; and on the hearing of such motion the same shall be confirmed, discharged, or varied, as to the Court shall seem just, or such directions shall be given as shall appear to be necessary or expedient in that behalf.

101. That every order made by the Master of the Rolls in England or Ireland, or any of the Vice-Chancellors in England, under this act, may be reheard before the Lord Chancellor of Great Britain or Ireland, as the case may be, and such rehearing may be brought before the Lord Chancellor by way of motion.

102. That an appeal shall lie to the House of Lords from all orders to be made by the Court under this act.

103. That the general costs of winding up the estate, and the costs of proving debts and of trying issues, and of all other matters in which creditors or any particular contributories or classes of contributories, or alleged contributories of such company, shall be interested, shall be at the discretion of the Master, and shall be paid either out of the general estate of such company, or out of any portion of the general estate, or shall be debited or credited to any individual contributories or classes of contributories, or shall be subject to such set-off as the Master shall from time to time direct.

104. That the costs of all proceedings which shall take place before the Court shall be in the discretion of the Court.

105. That all costs shall be ascertained by the Master, or shall be taxed, settled, and adjusted by such persons as he shall direct; and it shall be lawful for the taxing Master of the court and they are hereby required to tax all such costs as the Master shall direct to be taxed by them, and to make their certificate of such taxation in the usual manner.

106. That all costs ordered to be paid under this act shall be recovered in the same manner, and by the same or any such process, as costs ordered to be paid by any party under any order or decree made in a suit pending in the court.

107. That it shall be lawful for the Lord Chancellor, with the advice and assistance of the Master of the Rolls or of the Vice-Chancellor, from time to time to fix, regulate, and vary a table of fees to be paid and charged in respect of all proceedings, orders, and other matters under this act.

108. That every summons, notice, order, or other document of which service is required or in anywise authorized under this act, unless specially directed by this act, by the Court, or by the Master to be served otherwise, may be served by the

me being sent by post to the last known address of the party solicitor on whom the same shall be required to be served, within such period as to admit of its being delivered within the period prescribed (if any) for notice to be given, and that though any such party may be out of the jurisdiction of the Court; and in proving such service it shall be sufficient to prove that the document was properly directed, and that it was sent into the post office, and not returned, the person to whom it is directed not being found, and it shall be deemed to have been served as of the day when it should have been delivered by a due course of delivery by the post.

109. That every advertisement by this act required or authorised to be made in the London Gazette shall in the case of every company whose principal or only place of business shall be in Ireland, or the winding up of which for the time being shall proceed in the Court of Chancery in Ireland, be advertised in the Dublin Gazette instead of the London Gazette: provided always, that it shall be lawful for the Court of Chancery in Ireland to direct any such advertisement to be made in the London Gazette as well as in the Dublin Gazette, and vice versa.

110. That a copy of the London Gazette and of the Dublin Gazette containing any such advertisement as is hereby directed or in anywise authorised to be made therein respectively shall be evidence of any matter therein contained, and of which notice is hereby directed or in anywise authorised to be given by such advertisement; and that any person who shall insert or cause to be inserted in the London Gazette or in the Dublin Gazette any advertisement under this act without authority, or knowing the same to be false in any material particular, shall be guilty of a misdemeanour.

111. That all courts, judges, justices, masters, commissioners judicially acting, and other officers, whether in Great Britain or Ireland, shall take judicial notice of the signature of any Master, or Registrar, or other officer, and of the official seal of the report and other offices of the Court of Chancery in England or Ireland, as the case may be, subscribed, attached, or appended to any order, report, certificate, or other judicial or official document to be made or signed under the provisions of this act.

112. That if any person shall forge the signature of any such Master or Registrar or other officer, or the official seal of the report or other office of the Court of Chancery in England or Ireland, subscribed, attached, or appended to any such order, report, certificate, or other judicial or official document as aforesaid, or shall tender in evidence any such order, report, certificate, or other judicial or official document with a false or counterfeit signature of any such Master or Registrar or other officer, or a false or counterfeit seal of any such office as aforesaid, attached or appended thereto, knowing the same signature or seal to be false or counterfeit, every such person shall be guilty of felony, and shall be liable to the same punishment as any offender under an act passed in the 8 & 9 Vict. [c. 113], entitled "An Act to facilitate the Admission in Evidence of certain official and other Documents."

113. That any person who shall, upon any examination upon oath or affirmation authorised under this act, or in any affidavit, deposition, or solemn affirmation in or about the dissolution or winding up of any company under this act, or otherwise in or about any matter arising under this act, wilfully and corruptly give false evidence, or wilfully and corruptly swear or affirm anything which shall be false, being convicted thereof, shall be liable to the penalties of wilful and corrupt perjury.

114. That if after the passing of this act any person, being contributory of any company respecting which an order absolute shall be made under this act, shall, with knowledge of the act or matter committed by such company sufficient to found an order absolute, or in contemplation of the dissolution or winding up of such company under this act, destroy, alter, mutilate, or falsify, or be party or privy to the destroying, altering, mutilating, or falsifying, any of the books, papers, writings, or securities of such company, or make or be party or privy to the making of any false or fraudulent entry in any book of account or other document, with intent to defraud the creditors or contributories of such company, or to defeat any of the objects of this act, every such person shall be deemed to be guilty of a misdemeanour, and on being convicted thereof shall be liable to be imprisoned in any common gaol or house of correction for any term not exceeding two years.

115. That upon production to the registrar or other proper officer of the Court of Chancery in Ireland of any order or of

the office copy of any order of the Court of Chancery in England, or of the Master of such Court, made in any matter arising under this act, and upon production to the clerk of the entries of the report office of the Court of Chancery in England of any order or of the office copy of any order of the Court of Chancery in Ireland, or of the Master of such Court, made in any matter arising under this act, every such order shall be entered in the Registrar's book of the Court of Chancery of Ireland or England (as the case may be) by the officer to whom the same or an office copy of the same shall be produced, and such entry shall be certified by the proper officer at the foot of such order or office copy; and every order so entered shall be of the same force and effect and shall be enforced in the same manner in all respects as if it had been made by the Court or by the Master of the Court in the Registrar's book or Master's order book whereof it shall be so entered.

116. That on production at the office in Edinburgh kept for the registration of deeds, bonds, protests, and other writs registered in the books of council and session, of an office copy of any order of the Court or of the Master made in any proceeding under or by virtue of this act, and of an affidavit that application has been duly made to the person mentioned in such order for payment of the sum thereby ordered to be paid by him, and that default has been made in payment thereof, then such order shall thereupon be registrable in like manner as a bond executed according to the law of Scotland with a clause of registration therein contained; and decreet shall be interposed to such order, upon which execution shall pass, in like manner as execution passes upon a decree interposed to such bond, and shall have the like effect upon and against the person named in such order as if he had executed such bond.

117. That where the only registered place of business of any company or the head or only office of any company which shall not have any registered place of business shall be situate in England, then the petition for the dissolution and winding up or for the winding up of such company (as the case may be) to be presented under this act shall be presented to the Court of Chancery in England, and where the only registered place of business or the head or only office (as the case may be) of any company shall be situate in Ireland, then the petition for the dissolution and winding up or for the winding up of such company (as the case may be) to be presented under this act shall be presented to the Court of Chancery in Ireland, and such respective Courts shall thereupon have and exercise in the matter all jurisdiction, powers, and authorities given by this act: Provided always, that where any company shall have a registered place of business or an office or shall transact business both in England and Ireland a petition for the dissolution and winding up or for the winding up of such company (as the case may be) may be presented under this act either to the Court of Chancery in England or to the Court of Chancery in Ireland, and thereupon, except so far as the Court to which such petition shall be first presented shall otherwise direct, the said Court shall exclusively have and exercise in the matter all the jurisdiction, powers, authorities, and discretion given by this act, and all provisions in this act contained shall be applicable in like manner as if the only registered place of business or the head or only office of such company had been situate within the jurisdiction of the same Court.

118. That in all proceedings under this act the Court, in addition to all powers and authorities specially given and provided by this act, shall have and exercise the like jurisdiction, powers, authorities, and discretion, so far as the same are applicable, as would have been exercisable in a suit duly instituted and duly constituted according to the rules and practice of the court, and to which all proper persons were parties, for the dissolution and winding up or for the winding up of the affairs of the company in the matter of which the petition is presented; and the general practice of the Courts of Chancery in England and Ireland in suits pending in the same courts respectively, so far as the same shall be applicable, and so far as the same is not or shall not be inconsistent with this act, or with any rules or orders to be made under this act, shall apply to all proceedings under or by virtue of this act.

119. That it shall be in the discretion of the Court, on application made to it in that behalf by any party interested in the matter of the winding up, to stay proceedings on any report or order of the Master.

120. That if any matter shall arise in or about the dissolution or winding up of any company under this act which shall



appear to the Master not to be sufficiently provided for by this act, or by any rules or orders for the time being in force, it shall be lawful for the Master, on the application of the official manager, or of any party to the winding up, or at his discretion, to report the same to the Court, who may make thereon such special order or such general order, in manner by this act directed, as may be necessary or expedient under the circumstances.

121. Provided always, and be it enacted, That, notwithstanding anything hereinbefore contained, it shall be lawful for the Lord Chancellor from time to time to appoint any number of persons to act as official managers under this act, and by any general order, or by any special order with reference to any particular company to be made in that behalf, to direct that the official managers of any company to be dissolved or wound up under this act shall be chosen exclusively, or at the discretion of the Master, from the list of persons to be so appointed as from a date to be fixed by any such order, and also to direct that such official managers shall be named or selected in rotation or otherwise, and also to determine whether any and what security shall be given by any official managers so to be appointed, and whether they shall exercise all or any of the powers, authorities, and discretions by this act given to the official manager, and in all respects to fix and regulate the conduct and duties of the official managers so to be appointed; and in default of and subject to any such order, all the provisions in this act contained with reference to the official manager, his duties, powers, authorities, and discretions, shall apply in all respects to any official manager to be appointed under this present clause.

122. That it shall be lawful for the Lord Chancellor of Great Britain, with the advice and consent of the Master of the Rolls and any one of the Vice-Chancellors for the time being, or with the advice and consent of any two of the Vice-Chancellors, from time to time, and as often as circumstances shall require, to make and prescribe such rules and orders concerning the form and mode of proceeding to be had for settling and enforcing the contribution to be paid by any contributory for the time being of any company, and the practice to be observed by the Court in or relating to such proceeding, or any matters relating thereto, and the form and mode of proceeding to be had and taken before the Master primarily, or by reference from the Court, in any matter relating to contribution, as shall from time to time seem necessary or proper for the advancement of justice in such cases, and for adjusting and determining the rights and equities of the parties concerned, and for suing for and getting in the assets, and for ascertaining and discharging the liabilities of such company, and requiring the creditors thereof to claim their debts, and finally winding up the affairs thereof with as little delay, expense, and uncertainty as possible, and afterwards to vary, discharge, or alter such rules or orders, or any of them, by any other rules or orders, although such rules and orders respectively, or any of them, may repeal or vary the provisions as to procedure contained in this act or any of them, or may prescribe others in lieu of the same or any of them: Provided always, that such rules and orders shall be laid before both Houses of Parliament within one month from the making thereof, if Parliament be then sitting, or, if Parliament be not then sitting, within one month from the commencement of the then next session of Parliament.

123. That the district commissioners of the Court of Bankruptcy and the judges of the county courts shall be and they are hereby appointed to be Masters Extraordinary of the Court of Chancery for the purposes of this act; and that it shall be lawful for the said Lord Chancellor or the Master of the Rolls, on petition to be presented to him in any matter depending under this act in the Court of Chancery in England, by any party interested therein, to refer or to direct or allow the Master to refer all or any part of the said matter to any such district commissioners of the Court of Bankruptcy or judges of the county court, and by the same or any other order to direct that such district commissioners or judges shall have and exercise in and about the matters referred to him or them all or any of the powers and authorities by this act given to the Master; and that the provisions in this act contained for the making and laying before Parliament general rules and orders for the purposes of this act by the Lord Chancellor of Great Britain, with such advice and assistance as herein mentioned, shall in all respects apply to any rules or orders to be made for the regulating the jurisdiction, powers, authorities, and

discretion to be had and exercised by any such district commissioners and judges in any proceedings under this act, or otherwise for carrying into effect the objects of this present provision.

124. That the provision in this act contained for the making and laying before Parliament general orders and rules for the purposes of this act by the Lord Chancellor of Great Britain, with such advice and assistance as hereinbefore mentioned, shall in all respects apply to any rules and orders to be made by the Lord Chancellor of Ireland, with the advice and assistance of the Master of the Rolls in Ireland, for the purposes of this act in Ireland, such rules and orders to be laid before Parliament in like manner as any rules and orders by the Lord Chancellor of Great Britain.

125. That any petition for dissolution and winding up or for winding up under this act shall constitute a *lis pendens* within the terms of an act passed in the 2 & 3 Vict. [c. 11.] intitled "An Act for the better Protection of Purchasers against Judgments, Crown Debts, *Lis pendens*, and Fats in Bankruptcy," provided the same be duly registered in manner required by such act concerning suits in equity.

126. That the Forms contained in the Schedule to this act annexed, with such variations therein or additions thereto as may be expedient in any particular case, may be lawfully and effectually used in any proceedings under this act, to which the same shall respectively be applicable, in whole or in part.

127. That this act shall not apply to Scotland, except so far as is by this act specially provided.

128. That this act may be amended or repealed by any act to be passed in this session of Parliament.

#### SCHEDULE TO WHICH THE FOREGOING ACT REFERS.

##### 1. *Advertisement of Petition for Dissolution, or Dissolution and Winding up.*

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

A petition for the dissolution and winding up [or "for the winding up," as the case may be,] of the above-named Company was presented to ["the Lord Chancellor," "Master of the Rolls," &c., as the case may be, specifying whether in England or Ireland,] by [names of the petitioner or petitioners], the — day of —, 18—.

##### 2. *Mandatory Part of Order absolute.*

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

His Lordship [or "his Honor"] doth order, that the — Company be absolutely dissolved as from this day [or "from the — day of —,"] and wound up [or "be absolutely wound up"] under the provisions of the Joint-stock Companies Winding-up Act, 1848, [here insert special directions, if any]. And it is ordered, that it be referred to the Master of this court in rotation [or "to such Master as may be named in the order"] to wind up the affairs of the said company under the provisions of the said act.

##### 3. *Advertisement of Intention to appoint Official Manager.*

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

I [X. Y.], the Master of the high Court of Chancery charged with the winding up of this company, hereby give notice, that I shall, at my chambers in Southampton-buildings, Chancery-lane, London, on the — day of —, at — o'clock in the forenoon, or at such other adjourned time or place as I may then or afterwards fix, appoint an official manager [or "official managers"] of this company; and I give notice that all parties interested are entitled to attend at such time and place, and to offer proposals or objections as to any such appointment.

##### 4. *Proposal of Official Manager [and Sureties.]*

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

We hereby propose [A. B.] to be official manager of this company [and C. D., E. F., &c. to be his sureties.]

[A. B.]

[W.], Solicitor for [C. D.]



### 5. Order appointing Official Manager and Sureties, and Advertisement.

Wednesday, the — day of —.

in the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

I do order and appoint [M. N.] of — to be official manager of this company, and I direct that within — days from the date hereof he do enter into his own recognisance to the amount of 9000*l*. [or such amount as the Master shall s.] And I do approve of the undermentioned persons to be sureties of the said [M. N.] for the respective amounts set opposite their respective names in the schedule hereto :—

#### SCHEDULE.

[Sir O. P.] of [ &c., Bart. ] . . .	[£5000]
[Q. R.] of [ &c. ] . . . . .	[£2000]
[S. T.] of [ &c. ] . . . . .	[£1000]
[V. W.] of [ &c. ] . . . . .	[£750]
[X. Z.] of [ &c. ] . . . . .	[£250]

#### Advertisement.

in the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

[X. Y.] the Master of the High Court of Chancery charged with the winding up of this company, has this day appointed M. N.] of — official manager of this company.

Dated —, 184—.

[X. Y.], Master.

### 6. Recognisance of Official Manager and Sureties.

[M. N.] of —, in the county of —, [Gentleman], [Sir P.] of —, [Baronet], [Q. R.] of —, in the said county of —, [S. T.] of [ &c. ], [V. W.] of [ &c. ], and [X. Z.] of [ &c. ], before our sovereign lady the Queen appearing, have acknowledged themselves, and every of them hath acknowledged himself to owe to [X. Y.] [the Master charged with the winding up], Master of the High Court of Chancery, the respective sums of sterling money of the United Kingdom of Great Britain and Ireland set opposite to their respective names in the schedule hereto, to be paid to the said [X. Y.], as executors and administrators, and in default of payment of the said sums the said [M. N., O. P., Q. R., S. T., V. W., and X. Z.] are willing and do agree, and every of them is willing and doth agree, for himself, his heirs, executors, and administrators, by these presents, that the said sums shall be paid, recovered, and received of them and every of them, and of and from all and singular the manors, messuages, lands, tenements, hereditaments, goods, and chattels of them and every of them, wheresoever the same shall be found. Witness our sovereign [Lady Victoria], by the grace of God of the United Kingdom of Great Britain and Ireland [Queen], Defender of the Faith, at Westminster, the — day of —, in the — year of [Her] reign, and Anno Domini 18—.

Whereas in the Matter of the Joint-stock Companies Winding-up Act, 1848, and of the — Company, [X. Y.], one of the Masters of the High Court of Chancery charged with the winding up of the said company, has by order dated — appointed the said [M. N.] official manager of the said company, and has approved of the said [Sir O. P., Baronet, Q. R., S. T., V. W., and X. Z.] to be his sureties in the amounts set opposite to their respective names in the schedule hereto : Now the addition of the above-written recognisance is such, that if the said [M. N.], his executors or administrators, or any of them, shall duly account for what he shall receive as official manager of the said company, at such periods and in such manner as the said Master shall appoint, and pay the same as the said Master hath already directed or shall hereafter direct, in the said recognisance to be void, otherwise to remain in full force and virtue.

#### SCHEDULE.

as in and to the Order appointing Manager and Sureties, with the Addition of the Name of the Official Manager, and of the Amount of his Recognisance.]

### Summons for Parties or Witnesses to attend before Master.

in the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

These are to will and require you and every of you to whom this summons is directed personally to be and appear before me

[X. Y.], the Master of the High Court of Chancery charged with the winding up of the said company, on — the — day of — next, at — o'clock in the forenoon, at my chambers in Southampton-buildings, Chancery-lane, London, then and there to be examined before me, pursuant to the statute in that case made and provided : [And also that you bring with you, and produce at the time and place aforesaid, a certain indenture [describe Documents], and all other books, papers, deeds, and writings, and other documents, in your custody, possession, or power, in anywise relating to or other the affairs of the said company] : And hereof fail not at your peril. Given under my hand this — day of —, 18—.

To

[X. Y.]

### 8. Master's Warrant.

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

I appoint — next, at — o'clock in the — noon, at my chambers in Southampton-buildings, Chancery-lane, London, to consider [the under-mentioned application], at which time and place all parties concerned are to attend [and notice hereof is to be given to A. B., &c.]

Dated the — day of —, 184—.

### 9. Order for Production and Deposit of Books, &c.

[Monday] the — day of — 18—.

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

I [X. Y.], the Master of the High Court of Chancery charged with the winding up of this company, do order, that [A. B.] do, on or before the — day of — next, or within — days after service hereof, produce and leave with me [or "with the official manager of this estate"], at [my chambers in Southampton-buildings, Chancery-lane], a certain indenture [describe it], and also all deeds, books, papers, and writings in his custody, possession, or power in anywise relating to the affairs or estate of the said company.

### 10. Master's Direction to Official Manager to bring Action against different Debtors to Company.

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

I [X. Y.], the Master, &c., — on application this day made to me by [A. B.], the official manager, do hereby authorise and direct the said [A. B.] to proceed by action at law against the under-mentioned parties for the sums set opposite to their respective names :

[G.]	.	.	.	.	£
[H.]	.	.	.	.	
[I.]	.	.	.	.	

### 11. Order for Payment of Balance by Contributors.

[Tuesday] the — day of —.

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

I [X. Y.], the Master, &c., — do order, that the several parties named in the schedule hereto do forthwith [or "within — days after notice hereof"], at —, pay to the official trustee of this company the several sums of money set opposite their respective names in the said schedule, such several sums being the balances respectively now appearing due from the said several parties on their respective accounts with the said company.

### 12. Advertisement for Creditors.

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

Notice is hereby given, that all parties claiming to be creditors of this company are to come in and prove their debts before [X. Y.], the Master of the High Court of Chancery charged with the winding up of the said company, at his chambers in Southampton-buildings, Chancery-lane; and until they shall so come in they will be precluded from commencing or prosecuting any proceeding for recovery of their debts.

### 13. Advertisement that the Master is settling List of Contributors.

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

By direction of [X. Y.], the Master of the High Court of Chancery charged with the winding up of this company, notice is hereby given, that the said Master will proceed on — next, at — o'clock in the forenoon, at his chambers in Southampton-buildings, Chancery-lane, London, to settle the list of contributories of this company; and that after such list shall have been settled no party affected thereby will be allowed to dispute the same, without leave of the High Court of Chancery first obtained.

### 14. Advertisement of intended Call.

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

By direction of [X. Y.], the Master of the High Court of Chancery charged with the winding up of this company, notice is hereby given, that the said Master purposes, on — next, at — o'clock in the forenoon, at his chambers in Southampton-buildings, Chancery-lane, London, to proceed to make a call on all the contributories of the said company [or "on some special or particular class of them," *as the case may be*, e. g. "on all those contributories of the said company who, having once been shareholders, had sold or transferred their shares within three years previous to the — day of —, 18—,"] and that the Master purposes that such call shall be for £ — per share.

All persons interested are entitled to attend at such day, hour, and place, to offer objections to such call.

### 15. General Order in making Call.

[Tuesday] the — day of —.

In the Matter of the Joint-stock Companies Winding-up Act, 1848, and of —, the — Company.

I [X. Y.], the Master of the High Court of Chancery charged with the winding up of this company, do peremptorily order, that a call of [one pound] per share be made on all the contributories of this company [or *as the case may be*]; and I do peremptorily order each contributory, on the — day of —, at — o'clock in the forenoon, at [my chambers in Southampton-buildings, Chancery-lane, London], to pay to the official manager of this company the balance, if any, which will be due from him, after debiting his account in the company's books with such call.

### 16. Order for Issues.

[Wednesday] the — day of —, 18—.

In the Matter of [&c., as before].

I [X. Y.], the Master of the High Court of Chancery charged with the winding up of this company, being desirous of having the following questions of fact decided by a jury: namely, first, whether, &c. —; second, whether, &c. —, do order as follows; (that is to say,) I order that a writ of summons be issued out of her Majesty's Court of —, at Westminster by [A. B.] against [C. D.], pursuant to the provisions of the statute in that case made and provided; and I do order that the parties proceed to a trial under the said writ of summons at the next assizes for —; and I do order that [A. B.] be the affirmant in the first of the said issues, and that [C. D.] be the affirmant in the second of the said issues; and I do order that the said issues be tried at the next assizes at —, and that [A. B.] be at liberty, if he shall think fit, to examine [E. F.], one of the contributories of the said — company, as a witness upon the trial of the said issues; and I do order that [E. F.] do attend and be examined accordingly, upon receiving notice that [A. B.] intends to avail himself of the liberty hereby given; and I do order that [A. B.] and [C. D.], and the official manager of the — company, produce at the trial of the said issues, for all necessary purposes, as [A. B.] or [C. D.] shall respectively require, all the documents relating to [the affairs of the said company] in their respective possession or power; and both parties are to admit upon the trial of such issues that such documents as shall be produced by the said official manager are the documents of the said company.

### CAP. XLVI.

An Act for the Removal of Defects in the Administration of Criminal Justice. [14th August, 1848].

- Sect. 1. Accessories before the Fact to any Felony may be punished in the same Degree as the Principal.*
- 2. Trial and Conviction of Accessories after the Fact.*
- 3. As to Additions of Counts in Indictments for stealing and receiving stolen Property.*
- 4. Courts of Oyer and Terminer may cause Indictments to be amended.*
- 5. Not to extend to Scotland.*
- 6. Act may be amended, &c.*

Whereas the technical strictness of criminal proceedings might in some instances be further relaxed, so as to insure the punishment of the guilty, without depriving the accused of any just means of defence: And whereas it is expedient to make further provision for the more effectual prosecution of accessories before and after the fact to felony: And whereas it is also expedient that any accessory before the fact to felony should be liable to be indicted, tried, convicted, and punished in all respects like the principal, as is now the case in treason and in all misdemeanours: Be it therefore enacted, &c., that from and after the passing of this act, if any person shall become an accessory before the fact to any felony, whether the same be a felony at common law or by virtue of any statute or statutes made or to be made, such person may be indicted, tried, convicted, and punished in all respects as if he were a principal felon.

2. And whereas an accessory after the fact to felony at present be tried only along with the principal felon, or after the principal felon has been convicted, and not otherwise, which is sometimes productive of a failure of justice: Be it therefore enacted, that from and after the passing of this act, if any person shall become an accessory after the fact to any felony, whether the same be a felony at common law or by virtue of any statute or statutes made or to be made, he may be indicted and convicted either as an accessory after the fact to the principal felony together with the principal felon, or after the conviction of the principal felon, or may be indicted and convicted of a substantive felony whether the principal felon shall or shall not have been previously convicted or shall or shall not be amenable to justice, and may therefore be punished in like manner as any accessory after the fact to the same felony if convicted as an accessory may be punished: and the offence of such person, howsoever indicted, may be inquired of, tried, determined, and punished by any Court which shall have jurisdiction to try the principal felon in the same manner as if the act by reason of which such person shall have become an accessory had been committed at the same place as the principal felony: Provided always, that no person who shall be once duly tried for any such offence, whether as an accessory after the fact or as for a substantive felony, shall be liable to be again indicted or tried for the same offence.

3. And whereas, according to the present practice of courts of criminal jurisdiction, it is not permitted in an indictment for stealing property to add a count for receiving the same property knowing it to have been stolen, or in an indictment for receiving stolen property knowing it to have been stolen to add a count for stealing the same property, and justice is hereby often defeated: Be it therefore enacted, that from and after the passing of this act, in every indictment for feloniously stealing property, it shall be lawful to add a count for feloniously receiving the same property knowing it to have been stolen, and in any indictment for feloniously receiving property knowing it to have been stolen it shall be lawful to add a count for feloniously stealing the same property; and where any such indictment shall have been preferred and found against any person, the prosecutor shall not be put to his election, but it shall be lawful for the jury who shall try the same to find a verdict of guilty, either of stealing the property or of receiving it knowing it to have been stolen; and if such indictment shall have been preferred and found against two or more persons, it shall be lawful for the jury who shall try the same to find all or any of the said persons guilty either of stealing the property or of receiving it knowing it to have been stolen, or to find one or more of the said persons guilty of stealing the property, and the other or others of them guilty of receiving it knowing it to have been stolen.

4. And whereas a failure of justice frequently takes place in criminal trials by reason of variances between writings pre-

used in evidence and the recital or setting forth thereof in the indictment or information, and the same cannot now be amended at the trial, except in cases of misdemeanour: for every offence thereof be it enacted, that it shall and may be lawful for any court of oyer and terminer and general gaol delivery, such Court shall see fit so to do, to cause the indictment or information for any offence whatever, when any variance or differences shall appear between any matter in writing or in print produced in evidence and the recital or setting forth thereof in the indictment or information whereon the trial is pending, to be forthwith amended in such particular or particulars by some officer of the court, and after such amendment the trial shall proceed in the same manner in all respects, both with regard to the liability of witnesses to be indicted for perjury and otherwise, as if no such variance or variances had appeared.

5. Provided always, that nothing in this act contained shall extend to Scotland.

6. That this act may be amended or repealed by any act to be passed in this session of Parliament.

## CAP. XLVII.

An Act for the Protection and Relief of the destitute Poor evicted from their Dwellings in Ireland.

[14th August, 1848.]

## CAP. XLVIII.

An Act to facilitate the Sale of Incumbered Estates in Ireland.

[14th August, 1848.]

Sect. 1. Construction of terms, &c. in this act. "Land," "Estate," "Lease," "Lease in perpetuity," "Incumbrance," "Incumbrancer," "Possession," "Owner," "Owner," "Person" and "Owner," "Month," "Court," "Master," "Number," "Gender," "Sale and selling."

2. Where land, &c. in Ireland is subject to incumbrance, the owner may, subject to approbation of Court, contract to sell the same.

3. Lands not deemed subject to incumbrance unless same affect a term of not less than fifty years unexpired, &c.

4. Where leases in perpetuity and long terms subject to incumbrance, owner may, subject to approbation of Court, sell the same.

5. Leases in perpetuity, &c. to be subject to incumbrances only in certain cases.

6. Owner, &c. having contracted for sale may apply to the Lord Chancellor of Ireland to confirm the sale or contract for sale.

7. Petition to set forth incumbrances, &c., and to be varied.

8. Lord Chancellor, &c. of Ireland may make rules, &c. for carrying this act into effect. Rules, &c. to be laid before Parliament.

9. Lord Chancellor, &c. may alter rules from time to time.

10. Upon presentation of petition for sale the Court may refer the same to a Master in Chancery, who shall inquire into the particulars, and report.

11. Rules, &c. in force with respect to certain proceedings for payment of incumbrances, &c. not inconsistent with this act, shall apply to proceedings under this act. Court to apportion costs as it may think fit. All persons becoming parties to be subject to the jurisdiction of the Court, &c.

12. Persons feeling aggrieved by report of the Master not empowered to take exceptions to the same.

13. In case of death, &c., parties interested may apply to the Court to carry on proceedings.

14. When, upon a petition, &c., a reference shall have been made to the Master, he shall cause the same to be published in advertisements.

15. Error in advertisement not to vitiate proceedings.

16. Master, before proceeding, &c. shall cause notice to be given to all persons who shall appear to have interest in the subject of inquiry.

17. Persons claiming an interest in any land, &c. may enter caveat in the Registrar's Office, and shall be thereby entitled to notice.

18. All persons claiming under reference to appear before the Master, who shall in his report state by whom he has been named, &c. Omission of the Master to give notice not to vitiate proceedings.

19. Persons who have been disallowed from attending before

the Master, or complaining of any certificate, &c., may apply to the Court against such disallowance, &c.

20. Directions of this act as to proceedings to have the force of orders of the Court.

21. When incumbrance subject to limitations, the first person entitled, &c. is to make application.

22. Where any person shall be entitled to any charge, &c., Master may treat such charge as an incumbrance. As to the sale of any land, &c., a part only of which shall be desired to be sold.

23. Report of the Master and all other reports, &c. to be filed according to the rules of the Court.

24. Order for sale may include the whole or part of the incumbered land, &c.

25. Court may order the whole of an estate to be sold, although Master has approved of the sale of a part only.

26. Previously to making order for sale, Court may confirm the report nisi, and direct service of the same, &c.

27. Assurance of land sold to be made in such form as the Master shall direct, &c., and to vest the estate absolutely in the purchaser.

28. Saving of rights of leasees, &c.

29. Purchase-money arising on any sale to be paid into the Bank of Ireland.

30. Owner of land subject to incumbrances may sell without order of the Court, unless restrained by order after publication of notices.

31. Incumbrancer after notice and neglect of owner may sell in like manner.

32. Where several incumbrancers give notice, the first of such incumbrancers may sell.

33. Notices to owners how to be given.

34. Notices of proposed sales without order of the Court.

35. Where land or lease sold without order of Court, notice to be served personally on persons having future estates.

36. Saving of the rights of mortgagees.

37. No land or lease sold without order of the Court to be sold below selling value certified by surveyor appointed by Lord Lieutenant.

38. Where required by caveat, notice to be given of the price at which land or lease sold without order of the Court is contracted to be sold.

39. Affidavit to be filed.

40. Purchase-money to be paid into court.

41. Separate register of affidavits to be kept, and to be open to inspection.

42. Defect in notices, &c. not to invalidate sale where purchase-money paid into court.

43. Operation of a conveyance upon a sale without order of the Court.

44. Rights prosecuted within five years not to be affected.

45. Sales without order commenced by owner or incumbrancer dying, &c. may be proceeded with by the person becoming entitled.

46. Purchase-money on sale without order of the Court to be applied according to the rights in the land.

47. Receipt of Accountant-General to be a sufficient discharge.

48. Where it shall appear that there is more than one incumbrance, Court may direct proceedings to be instituted to ascertain priority of the same.

49. Application of surplus of purchase-money.

50. Money paid into Court may be invested in the funds.

51. Usher's poundage.

52. Appointment of new trustees.

53. Where any annual charge, not being an incumbrance under this act, shall affect any land to be sold, the person entitled to such charge may release the same, &c.

54. Parties to whom the surplus of purchase-money is paid out of court liable to repay the money to parties proving a better title to the estate sold. Court may require security for such repayment.

55. Sale without order of the Court not made bona fide for discharge of incumbrances to be treated as a breach of trust.

56. No payment towards discharge of incumbrance, not being payment in full, shall affect right of incumbrancer for balance.

57. Where incumbrancer shall be satisfied by payment out of any sale, &c., and other persons or lands are liable, Court may order proceeding to be instituted on such terms as it may think fit, &c.

58. No payment in respect of any incumbrance to impair any right of any persons out of whose estate the same shall be made.

59. Where an estate shall be ordered to be sold Court may empower the Master to include in his report other interests in the same estate.

60. If land sold shall be subject to a lease, &c., comprising other land, Master may apportion the rent, &c.

61. No person entitled to incumbrance shall be bound to accept payment without six months' notice, &c.

62. Where incumbrance included in the order for sale shall not be payable or not ascertained, Court may order a sum to be carried to the credit of same, &c.

63. Pending proceedings Court may appoint a receiver, who shall be subject to jurisdiction of the Court.

64. Court may appoint guardians of infants to act for them for the purposes of this act.

65. Court may appoint persons to act on behalf of lunatics, &c.

66. As to the payment of costs.

67. No petition for sale without consent where an incumbrancer is in possession, or during pending suits. Power to stay pending suits. No suits to be commenced pending proceedings under this act, without leave of the Court.

68. Proofs of debts, &c. in a discontinued suit may be used in a reference upon a petition.

69. Consent, where necessary, may by leave of the Court be given subsequently.

70. Power to second or subsequent incumbrancer to redeem the prior incumbrances.

71. No petition for sale by assignees of bankrupts or insolvents, without consent of major part of creditors.

72. Release of a portion of lands not to affect the validity of a judgment as regards the residue of such lands.

73. Annual returns to be laid before Parliament.

74. Short title.

75. Act to extend to Ireland only, &c.

#### CAP. XLIX.

An Act for regulating the Sale of Beer and other Liquors on the Lord's Day. [14th August, 1848.]

#### CAP. L.

An Act to empower the Commissioners of her Majesty's Woods to remove the Colonnade in the Regent's Quadrant. [14th August, 1848.]

#### CAP. LI.

An Act to provide additional Funds for Loans for Drainage and other Works of public Utility in Ireland. [14th August, 1848.]

#### CAP. LII.

An Act to explain the Acts for preventing the Destruction of the Breed of Salmon and Fish of the Salmon Kind. [14th August, 1848.]

#### CAP. LIII.

An Act to empower the Commissioners of her Majesty's Woods to make certain Alterations and Improvements in the Approaches to the Castle and Town of Windsor. [14th August, 1848.]

#### CAP. LIV.

An Act for incorporating the Commissioners of the Caledonian Canal, and for vesting the Crinan Canal in the said Commissioners. [14th August, 1848.]

#### CAP. LV.

An Act for consolidating the Offices of Paymasters of Exchequer Bills and Paymaster of Civil Services with the Office of Paymaster-General, and for making other Provisions in regard to the consolidated Offices. [14th August, 1848.]

#### CAP. LVI.

An Act to repeal so much of an Act of the Third and Fourth Years of her present Majesty, to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada, as relates to the Use of the English Language in Instruments relating to the Legislative Council and Legislative Assembly of the Province of Canada. [14th August, 1848.]

(To be continued.)

## London Gazette.

TUESDAY, OCTOBER 3.

### BANKRUPTCY.

**JAMES NOBLE and RICHARD EATON NOBLE**, Down-street, Piccadilly, and Ebury-street, Finsbury, Middlesex, plumbers and glaziers, Oct. 12 at half-past 1, and Nov. 14 at 12, Court of Bankruptcy, London: Off. Ass. Parnell; Sols. Collins & Rigley, 5, Crescent-place, Blackfriars.—Fiat dated Sept. 29.

**HENRY MARSH WELLS**, Ramsgate, Kent, bread baker and pastry cook, dealer and chapman, Oct. 12 at 12, and Nov. 14 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Buchanan, 8, Basinghall-street, City.—Fiat dated Sept. 29.

**ALEXANDER M'ALLEY**, Romsey-terrace, Horseley-road, Westminster, Middlesex, builder, Oct. 12 and Nov. 14 at half-past 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Yonge & Hancock, Tokenhouse-yard, Lothbury.—Fiat dated Sept. 27.

**ROBERT NEAL**, Wandsworth-common, Surrey, nurseryman and contractor, Oct. 20 at 2, and Nov. 14 at half-past 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Fletcher & Roberts, Wandsworth, Surrey.—Fiat dated Sept. 29.

**WILLIAM PRICE**, Strand, Middlesex, merchant, dealer and chapman, Oct. 12 at 2, and Nov. 15 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Langton, j.c., Staple-inn.—Fiat dated Sept. 27.

**THOMAS IVES**, Wakefield, Yorkshire, dyer, dealer and chapman, Oct. 16 and Nov. 6 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Ramsden, Wakefield; Cariss, Leeds.—Fiat dated Sept. 29.

**JOHN ROBINSON**, Leighton, Nantwich, Cheshire, cheese factor, Oct. 16 and Nov. 24 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Walmsley & Co. Wem; Tyrer, Liverpool; Pownall & Cross, Staple-inn, London.—Fiat dated Sept. 29.

**WILLIAM REES and EVAN ROBERTS**, Liverpool, joiners and builders, Oct. 16 and Nov. 7 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cascoyne; Sols. Morecroft & Son, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Sept. 27.

**JOHN MADDOCK**, Liverpool, tallow chandler, (carrying on business in the name of Thomas Maddock & Son), Oct. 13 and Nov. 24 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Sept. 27.

**JOHN AUGUSTUS GUSTAVUS SMITH**, Manchester, auctioneer, (carrying on business under the style of Gustavus Smith), Oct. 17 and Nov. 7 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Hitchcock & Co., Manchester; Gregory & Co., Bedford-row, London.—Fiat dated Sept. 23.

**EDWARD SNOWDON**, South Shields, Durham, grocer and tea dealer, and spirit merchant, Oct. 13 at half-past 1, and Nov. 10 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Hodge, Newcastle-upon-Tyne; Sudlows & Co., 38, Bedford-row, London.—Fiat dated Sept. 25.

### MEETINGS.

**Rich. Dale**, High Conside, Durham, draper, Oct. 10 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**James Dows**, Newbury, Berkshire, corn dealer, Oct. 25 at half-past 11, Court of Bankruptcy, London, and ac.—**Thos. Blankens**, Chancery-lane, Middlesex, law bookseller, Oct. 25 at 12, Court of Bankruptcy, London, and ac.—**Wm. P. Thomas**, Princes-st., Hanover-sq., Middlesex, tailor, Oct. 15 at 1, Court of Bankruptcy, London, and ac.—**Wm. Hartley**, Banbury, Oxfordshire, baker, Oct. 25 at 1, Court of Bankruptcy, London, and ac.—**Geo. P. Coster**, Botley, Southampton, corn merchant, Oct. 25 at 11, Court of Bankruptcy, London, and ac.—**James O. Mason**, John Mason, and Alfred Mason, New Broad-st., London, and Birmingham, merchants, Oct. 25 at half-past 11, Court of Bankruptcy, London, and ac.—**Wm. Maud**, Morton, Bingley, Yorkshire, worsted stuff manufacturer, Oct. 24 at 11, District Court of Bankruptcy, Leeds, and ac.—**John Bateson**, joiner, and John Holmes, mason, Leeds, Yorkshire, Oct. 24 at 11, District Court of

akruptcy, Leeds, aud. ac.—*Wm. Briggs*, Pontefract, York-  
re, innkeeper, Oct. 24 at 11, District Court of Bankruptcy,  
eds, aud. ac.—*W. Hancock*, Ticknall, Derbyshire, fellmonger,  
t. 27 at 11, District Court of Bankruptcy, Nottingham, aud.  
—*Jas. Woodhill*, Clifton, Bristol, jeweller, Oct. 27 at 11,  
strict Court of Bankruptcy, Bristol, aud. ac.; at 12, div.—  
m. *Swinin*, Cheltenham, Gloucestershire, builder, Oct. 27 at  
District Court of Bankruptcy, Bristol, aud. ac.—*Michael*  
rritt, Pensford, Somersetshire, farmer, Oct. 24 at 11, Dis-  
t Court of Bankruptcy, Bristol, aud. ac.—*James Pugh*,  
smouth, tailor, Oct. 27 at 11, District Court of Bankruptcy,  
istol, aud. ac.—*David Thomson*, Walmeraley cum Shuttle-  
nth, Bury, Lancashire, bleacher, Oct. 26 at 11, District  
urt of Bankruptcy, Manchester, aud. ac.; Oct. 27 at 11,  
—*Thomas Benbow*, Llanddies, Montgomeryshire, draper,  
t. 26 at 11, District Court of Bankruptcy, Manchester,  
d. ac.—*John Hartley*, Bury, Lancashire, machine maker,  
t. 26 at 11, District Court of Bankruptcy, Manchester, aud.  
—*Samuel Timperley* and *Joseph Timperley*, Ashton-under-  
ne, Lancashire, linen drapers, Oct. 30 at 12, District Court  
Bankruptcy, Manchester, aud. ac.; Oct. 31 at 12, div.—  
njamin Smith, Ashton-under-Lyne, Lancashire, tailor, Oct.  
at 12, District Court of Bankruptcy, Manchester, aud. ac.  
Fred. Law, Manchester, corn dealer, Oct. 25 at 12, Dis-  
t Court of Bankruptcy, Manchester, aud. ac.; Oct. 30 at  
div.—*J. Wharton*, Runcorn, Cheshire, grocer, Oct. 31 at  
District Court of Bankruptcy, Manchester, aud. ac.—*H.*  
wood, Manchester, auctioneer, Oct. 31 at 12, District Court  
Bankruptcy, Manchester, aud. ac.—*John R. Hayward*,  
mchester, bookseller, Oct. 24 at 11, District Court of  
akruptcy, Manchester, aud. ac.; Oct. 25 at 11, div.—*Mary*  
therington, Lyme Regis, Dorsetshire, widow, innkeeper,  
t. 31 at 11, District Court of Bankruptcy, Exeter, aud. ac.;  
t. 1 at 11, div.—*W. Babb*, Tavistock, Devonshire, plumber,  
t. 31 at 11, District Court of Bankruptcy, Exeter, aud. ac.;  
t. 1 at 11, div.—*Fras. H. Rendell*, Torquay, Devonshire,  
lder, Oct. 31 at 11, District Court of Bankruptcy, Exeter,  
L. ac.; Nov. 1 at 11, div.—*E. C. Holland*, Honiton, Devon-  
re, surgeon, Oct. 31 at 11, District Court of Bankruptcy,  
eter, aud. ac.; Nov. 1 at 11, div.—*Henry Drake*, Barn-  
ple, Devonshire, attorney at law, Oct. 31 at 11, District  
urt of Bankruptcy, Exeter, aud. ac.; Nov. 1 at 11, div.—  
in Bevan, Bridestowe, Devonshire, tanner, Oct. 31 at 11,  
strict Court of Bankruptcy, Exeter, aud. ac.; Nov. 1 at  
div.—*Thos. Morris*, Ivy-cottage, Maida-hill, Middlesex,  
tel keeper, Oct. 24 at 11, Court of Bankruptcy, London,  
—*Henry Clark*, Aldermanbury, London, warehouseman,  
t. 25 at 11, Court of Bankruptcy, London, div.—*Angus*  
nean and *Chas. Duncan*, Tokenhouse-yard, London, mer-  
ants, Oct. 25 at 1, Court of Bankruptcy, London, div.—  
nes Roughton, Leicester, wine merchant, Oct. 27 at 11,  
strict Court of Bankruptcy, Nottingham, aud. ac.; Nov. 3  
11, div.—*Isaac Sansome*, Coventry, ribbon manufacturer,  
t. 26 at half-past 10, District Court of Bankruptcy, Bir-  
ingham, aud. ac. and fin. div.—*Peter Fisher*, Bristol, iron-  
ager, Oct. 24 at 11, District Court of Bankruptcy, Bristol,  
—*George Damsell*, Lydbrook, Newland, Gloucestershire,  
cer, Oct. 24 at 11, District Court of Bankruptcy, Bristol,  
—*John Smith*, Little Bolton, and *Kearsley*, Lancashire,  
er maker, Oct. 25 at 12, District Court of Bankruptcy,  
nchester, div.—*Samuel Jones*, Manchester, timber mer-  
ant, Oct. 25 at 12, District Court of Bankruptcy, Man-  
ster, div.

## CERTIFICATES.

*be allowed, unless Cause be shewn to the contrary on or  
before the Day of Meeting.*

ohn Vaughan, High Holborn, Middlesex, leather dresser,  
t. 25 at 12, Court of Bankruptcy, London.—*Paul Gar-  
ati*, Newman-street, Oxford-street, Middlesex, carver and  
er, Oct. 25 at 1, Court of Bankruptcy, London.—*Wm.*  
tley, Banbury, Oxfordshire, baker, Oct. 25 at 1, Court of  
akruptcy, London.—*John Oliver*, City-road, Middlesex,  
net manufacturer, Oct. 25 at 12, Court of Bankruptcy,  
don.—*Edw. John Allen*, Seymour-place, Bryanstone-sq.,  
iddlesex, riding master, Oct. 25 at 1, Court of Bankruptcy,  
don.—*Whitfield Burnett*, Bishop Wearmouth, and *Thos.*  
rison, Charterhaugh, Durham, ship owners, Oct. 26 at  
-past 1, District Court of Bankruptcy, Newcastle-upon-  
e.—*T. Metcalf*, North Shields, Northumberland, banker,  
t. 24 at half-past 11, District Court of Bankruptcy, New-

castle-upon-Tyne.—*Edward Jones*, Bristol, snuff manufac-  
turer, Oct. 27 at 11, District Court of Bankruptcy, Bristol.—  
*James Woodhill*, Bristol, jeweller, Oct. 27 at 11, District  
Court of Bankruptcy, Bristol.—*Edward Hall*, Manchester,  
packer, and *Ashton-under-Lyne*, Lancashire, innkeeper, Oct.  
30 at 1, District Court of Bankruptcy, Manchester.—*Charles*  
*Mason*, Manchester, and *Longlight*, Lancashire, paper hanger,  
Oct. 26 at 12, District Court of Bankruptcy, Manchester.—  
*John Daniel Hill*, Horncastle, Lincolnshire, seed merchant,  
Oct. 25 at half-past 10, District Court of Bankruptcy, Leeds.  
—*Rob. Wm. Godwin*, Lincoln, ship builder, Oct. 25 at half-  
past 10, District Court of Bankruptcy, Kingston-upon-Hull.  
—*Hen. F. Sifton*, Worcester, stationer, Oct. 24 at 1, District  
Court of Bankruptcy, Birmingham.—*Thomas Stokes*, Not-  
tingham, tailor, Oct. 27 at 11, District Court of Bankruptcy,  
at Nottingham.

*To be allowed by the Vice-Chancellor of the High Court of  
Chancery, acting in Bankruptcy, unless Cause be shewn to  
the contrary on or before Oct. 24.*

*George Pringle*, Gateshead, Durham, letter-press printer.  
—*Richard D. Pawson*, Leeds, Yorkshire, apothecary.—*James*  
*Salter*, New North-road, Islington, Middlesex, builder.—*W.*  
*Drinkwater*, Liverpool, draper.—*James Stockham*, Bristol,  
licensed victualler.—*Jos. Smart*, King-st., Stepney, Middlesex,  
watch maker.—*Wm. Townley* the younger, Manchester, share  
broker.—*Geo. Callam*, Manchester, shawl manufacturer.—  
*John Jewett*, Loughborough, Leicestershire, boot manufac-  
turer.

## FIAT ANNULLED.

*George Husham*, Totnes, Devonshire, wine merchant.

## PARTNERSHIP DISSOLVED.

*Wm. Roberts* and *Fred. W. Griffiths*, George-st., Mansion-  
house, London, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Dugald Paterson*, Glasgow, baker.—*Thos. Boswell*, Leith,  
spirit dealer.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy,  
and have obtained an Interim Order for Protection from  
Process.*

*Charles Duek*, Bath, baker, Oct. 7 at 12, County Court of  
Somersetshire, at Bath.—*Joseph Best*, Weston, Somersetshire,  
wheelwright, Oct. 7 at 12, County Court of Somersetshire,  
at Bath.—*Joseph Quiney*, Breedon, near Redditch, Worces-  
tershire, horse breaker, Oct. 24 at 9, County Court of Wor-  
cestershire, at Redditch.—*Sam. Whitford*, Birmingham, die  
sinker, Oct. 13 at 10, County Court of Warwickshire, at  
Birmingham.—*William Tidmarsh*, Aston, near Birmingham,  
builder, Oct. 13 at 10, County Court of Warwickshire, at  
Birmingham.—*Charles Holtom*, Birmingham, out of business,  
Oct. 13 at 10, County Court of Warwickshire, at Birmingham.  
—*Williamson Wilson*, Somersham, Huntingdonshire, baker,  
Oct. 28 at 10, County Court of Huntingdonshire, at Hunting-  
don.—*John D. Walker*, Liverpool, assistant to a chemist,  
Oct. 16 at 10, Liverpool District County Court, at Liverpool.  
—*Wm. Savage*, Liverpool, ship painter, Oct. 16 at 10, Liver-  
pool District County Court, at Liverpool.—*Archibald Camp-  
bell*, Liverpool, bookkeeper, Oct. 16 at 10, Liverpool District  
County Court, at Liverpool.—*Samuel Almond*, Liverpool,  
licensed victualler, Oct. 16 at 10, Liverpool District County  
Court, at Liverpool.—*Michael Lacy*, Shelton, Staffordshire,  
assistant to a tin plate worker, Oct. 25 at 10, County Court of  
Staffordshire, at Hanley.—*John Tyler*, Ledbury, Hereford-  
shire, tailor, Oct. 21 at 10, County Court of Herefordshire,  
at Ledbury.—*Mary Roberts*, Everton, near Liverpool, grocer,  
Oct. 16 at 10, Liverpool District County Court, at Liverpool.  
—*Thomas Wills*, Upmarden, Sussex, baker, Oct. 13 at 9,  
County Court of Hampshire, at Portsmouth.—*Wm. Nicholl*,  
Stockton-upon-Tees, Durham, out of business, Oct. 17 at 10,  
County Court of Durham, at Stockton-upon-Tees.—*J. Hind*,  
Stockton-upon-Tees, Durham, plumber, Oct. 17 at 10, County  
Court of Durham, at Stockton-upon-Tees.—*R. Richardson*,  
Bishop Wearmouth, Durham, spinster, Oct. 25 at 10, County  
Court of Durham, at Sunderland.

*Saturday, Sept. 30.*

*The following Assignees have been appointed. Further par-  
ticulars may be learned at the Office, in Portugal-st., Lin-  
coln's-inn-fields, on giving the Number of the Case.*

*Job Evans*, Merthyr Tydvil, Glamorganshire, labourer, No.

69,574 C.; Thomas Thomas, assignee.—*John Wensell*, Margate, Kent, shipwright, No. 60,150 T.; Jas. Joshua Wright, assignee.—*John Horridge*, Cheltenham, Gloucestershire, in no trade, No. 69,716 C.; Thomas Jones and George Rao, assignees.—*Joshua Samworth Marshall*, Yeldem, Bedfordshire, miller, No. 67,283 C.; John Beedham, assignee.—*J. Humble*, Bishopwearmouth, Durham, ship owner, No. 69,952 C.; Caleb Richardson and Wm. Richardson, assignees.—*Jas. Taylor*, Hulme, Manchester, provision dealer, No. 701 C.; Abraham Turner and Joel Middleton, assignees.—*John Groves*, Chorlton-upon-Medlock, Manchester, out of employ, No. 70,063 C.; Richard Henry Wood, assignee.—*John Weston*, Thatcham, near Newbury, Berkshire, in no trade, No. 68,327 C.; Joseph Vines, assignee.—*Hen. Francis Horatio Anderson*, Worcester, carver, No. 69,961 C.; John Parker, assignee.—*George Goddard*, Hellingly, near Hailsham, Sussex, general-shop keeper, No. 69,985 C.; David Goddard, assignee.—*Ann Wearing*, Liverpool, provision dealer, No. 70,100 C.; Wm. Musgrove, assignee.—*Wm. Owen*, Trefurdam Issaf, Nevern, Pembrokeshire, farmer, No. 69,668 C.; Thomas Harries, assignee.—*Jas. Haigh*, Lepton, near Huddersfield, Yorkshire, farmer, No. 69,916 C.; Wm. Stead assignee.—*Acham Lee*, Huddersfield, Yorkshire, saddler, No. 69,729 C.; Abraham Fawcett, assignee.—*Geo. Acons*, Newcastle-upon-Tyne, in no trade, No. 69,683 C.; Matthew Smith, assignee.—*William Taylor*, Golear, near Huddersfield, Yorkshire, commission agent, No. 70,069 C.; Edwin Walker, assignee.—*John Owen*, Trefurdam Issaf, Nevern, Pembrokeshire, farmer, No. 69,666 C.; T. Harries, assignee.—*John Owen*, jun., Pantygroes, Mollgrove, Pembrokeshire, farmer, No. 69,667 C.; Thomas Harries, assignee.—*John Clark*, King-st., Grosvener-square, Middlesex, in no trade, No. 69,970 T.; Geo. White, assignee.

*Saturday, Sept. 30.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*John Jenkins*, Prince-st., Chelsea, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Ed. London*, Feantsin-place, City-road, Middlesex, bookseller: in the Debtors Prison for London and Middlesex.—*Wm. White*, Belitha-terrace, Burnbury-park, Islington, Middlesex, baker: in the Queen's Prison.—*John Sanders*, Old Castle-street, Shoreditch, commission dealer in horses: in the Queen's Prison.—*Jas. Preston* the younger, West-street, Commercial-road, Fimlico, Middlesex, enamelled slater: in the Debtors Prison for London and Middlesex.—*Chas. Collins*, Townshend-road, St. John's-wood, Paddington, Middlesex, general agent on commission: in the Debtors Prison for London and Middlesex.—*Thos. Ferley*, Back Church-lane, St. George's East, Middlesex, grocer: in the Debtors Prison for London and Middlesex.

*(On Creditor's Petition).*

*Wm. Foulton*, Drury-lane, Middlesex, ham and beef dealer: in the Debtors Prison for London and Middlesex.

*(On their own Petitions).*

*Joseph Holland*, Manchester, shopman: in the Gaol of Lancaster.—*John Notter*, Liverpool, out of business: in the Gaol of Lancaster.—*John Bennett*, Salford, Clitheroe, Lancashire, provision dealer: in the Gaol of Lancaster.—*William Blakeley*, Manchester, in no business: in the Gaol of Lancaster.—*Joseph Bellhouse*, Hulme, Manchester, china dealer: in the Gaol of Lancaster.—*John Drury*, Chamber-hills, near Ashton-under-Lyne, Lancashire, in no business: in the Gaol of Lancaster.—*Michael Fleet*, Ashton-under-Lyne, Lancashire, ginger beer manufacturer: in the Gaol of Lancaster.—*John Ireland*, Pentwortham, near Preston, Lancashire, dealer in earthenware: in the Gaol of Lancaster.—*Thomas Hodge*, Blackheath, Kent, market gardener: in the Gaol of Maidstone.—*Rich. Mawdsley*, Liverpool, licensed victualler: in the Gaol of Lancaster.—*Jas. Aringtontail*, Swinton, near Manchester, joiner: in the Gaol of Lancaster.—*Sam. Lawrence*, Coventry, Warwickshire, stud groom: in the Gaol of Coventry.—*Robert Taylor* the younger, Holbeck, near Leeds, Yorkshire, machine maker: in the Gaol of York.—*Aaron Atkin*, Stowe, Staffordshire, inkkeeper: in the Gaol of Stafford.—*Ed. Lloyd*, Old Chapel, Llandymog, Denbighshire, labourer: in the Gaol of Ruthin.—*Philip Edward*, Parkbeach, Llandefyant, Carmarthenshire, farmer: in the Gaol of Carmarthen.—*Wm. Layton*, Bradford, Yorkshire, general dealer:

in the Gaol of York.—*John Reader*, Knearsborough, Yorkshire, out of business: in the Gaol of York.—*Ladis Space*, Bowling, near Bradford, Yorkshire, cloth dealer: in the Gaol of York.—*George Whitehead*, Heckmondwike, near Leeds, Yorkshire, tanner: in the Gaol of York.—*Robert Lupton Wells*, Doncaster, Yorkshire, shoemaker: in the Gaol of York.—*J. Crossley*, Smallbridge, near Rochdale, Lancashire, joiner: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Lancashire, at LANCASTER, Oct. 14 at 10.*

*Joseph Holland*, Manchester, grocer.—*Thomas Shynn*, Liverpool, out of business.—*John Notter*, Liverpool, in no occupation.—*Rich. Crews*, Blackburn, grocer.—*John Irwin*, Penwortham, near Preston, earthenware dealer.—*J. Crossley*, Smallbridge, near Rochdale, joiner.—*Rob. Scholes*, Bolton-le-Moors, butcher.—*John Drury*, Ashton-under-Lyne, out of business.—*Wm. Blakeley*, Manchester, brush maker.—*John Brothwhite*, Birkenhead, shoe maker.—*William Bridle*, Liverpool, out of business.—*B. Johnson*, Manchester, warehouseman.

*At the County Court of Somersetshire, at TAUNTON, Oct. 16.*

*Rob. Cooper*, Bath, clerk.—*John Leakey*, Taunton, brewer.—*Wm. M. Miller*, Bath, out of business.

**FRIDAY, Oct. 6.**

**BANKRUPTS.**

**THOMAS CRACKNELL**, Sheldon-st., Westbourne-terrace, Middlesex, painter and glazier, Oct. 16 at half-past 12, at Nov. 20 at half-past 11, Court of Bankruptcy, London: Off. As. Turquand; Sol. H. G. Smith, Temple-chambers Fleet-street.—Fiat dated Oct. 3.

**WILLIAM WILTON**, Upper St. Martin's-lane, Middlesex, victualler, dealer and chapman, Oct. 20 at half-past 11, at Nov. 20 at 12, Court of Bankruptcy, London: Off. As. Graham; Sol. Thoradike, Staples-lane.—Fiat dated Oct. 3.

**JAMES GRAVES**, Bury Saint Edmunds, Suffolk, boot maker and leather seller, Oct. 16 at half-past 1, and Nov. 21 at 11, Court of Bankruptcy, London: Off. As. Gahan; Sol. Messrs. Clarke, Bishopsgate Church-yard.—Fiat dated Oct. 3.

**CALEB RADFORD**, Uckfield, Sussex, apothecary, dealer and chapman, Oct. 14 and Nov. 16 at 12, Court of Bankruptcy, London: Off. As. Bell; Sol. Wilde, Union-court, Broad-street.—Fiat dated Oct. 3.

**WILLIAM GODFREY**, London-wall, London, carpenter, (and New York Tavern, Saint Michael's-alley, Cornhill, London, licensed victualler and carpenter), Oct. 14 at 11, and Nov. 15 at 12, Court of Bankruptcy, London: Off. As. Johnson; Sol. Randall, Tokenhouse-yard.—Fiat dated Oct. 3.

**WILLIAM KUPER**, Patent Wire Rope Works, Great Surrey Canal, Camberwell, Surrey, wire rope maker, Oct. 23 at 1, and Nov. 17 at 2, Court of Bankruptcy, London: Off. As. Edwards; Sol. Hindman & Co., 2, Bevoise-court, Bevinghall-street.—Fiat dated Sept. 15.

**WILLIAM WOODWARD**, Newcastle-under-Lyme, Staffordshire, plumber and glazier, dealer and chapman, Oct. 14 and Nov. 7 at 11, District Court of Bankruptcy, Birmingham: Off. As. Christie; Sols. Stanier, Newcastle; Mottram & Co., Birmingham.—Fiat dated Sept. 25.

**ALFRED DRAKE**, Barnstaple, Devonshire, attorney and money scrivener, dealer and chapman, Oct. 17 at 10, at Nov. 15 at 11, District Court of Bankruptcy, Exeter: Off. As. Harnam; Sols. Stogdon, Exeter; Keckell & Co., Lime-st., London.—Fiat dated Oct. 3.

**REUBEN HEMINGWAY**, Liverpool, merchant, dealer and chapman, Oct. 16 and Nov. 24 at 11, District Court of Bankruptcy, Liverpool: Off. As. Bird; Sols. Hales, Liverpool; Keighley & Co., Chancery-lane, London.—Fiat dated Sept. 25.

**JAMES ASHWORTH**, Nunhills, Forest of Rossendale, Lancashire, woollen manufacturer, dealer and chapman, Oct. 20 and Nov. 9 at 12, District Court of Bankruptcy, Manchester: Off. As. Hobson; Sols. Lord, Rochdale; Johnson & Co., Temple, London.—Fiat dated Oct. 3.

**ATHANIEL DENTON**, Gorton, Lancashire, hat manufacturer, dealer and chapman, (trading under the firm of Nathaniel Denton & Company), Oct. 13 and Nov. 9 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. J. & W. Norris, Manchester; Norris & Co., 20, Bedford-row, London.—Fiat dated Sept. 21.

**JHN HOLT**, Bury, Lancashire, tailor and draper, dealer and chapman, (heretofore carrying on business at Bury in partnership with William M'Lean, under the firm of John Holt & Co., and afterwards in partnership with Wellwood M'Ghie, under the firm of Holt & M'Ghie), Oct. 17 and Nov. 6 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Grundy, Bury, Lancashire; Appleby, 6, Harper-st., Red Lion-sq., London.—Fiat dated Oct. 3.

## MEETINGS.

**John Darby**, Dorset-mews, Dorset-sq., Middlesex, horsealer, Oct. 20 at 11, Court of Bankruptcy, London, last ex. **Jas. Souther** and **W. F. Hammond**, Limehouse, Middlesex, engineers, Oct. 20 at 1, Court of Bankruptcy, London, last ex.—**Menahelem L. Bensusan**, **Samuel L. Bensusan**, **Jacob L. Bensusan**, and **Joshua L. Bensusan**, Magdalen-row, Great Scotland-st., Goodman's-fields, Middlesex, merchants, Oct. 2 at 12, Court of Bankruptcy, London, last ex.—**James Wors**, Newbury, Berkshire, corn dealer, Oct. 18 at 2, Court of Bankruptcy, London, last ex.—**James S. Goresly**, Ewell, Surrey, farmer, Oct. 18 at 11, Court of Bankruptcy, London, last ex.—**Wm. F. Thomas**, Princes-street, Hanover-square, Middlesex, tailor, Oct. 18 at 1, Court of Bankruptcy, London, last ex.—**John Smith**, Regent-st., Middlesex, jeweller, Oct. 12 at 12, Court of Bankruptcy, London, last ex.—**Richard T. Webb**, Aldermanbury, London, and Shoreditch, Middlesex, ironing seller, Oct. 25 at half-past 1, Court of Bankruptcy, London, last ex.—**Wm. Smith** the younger, Stockton, Durham, manufacturer of earthenware, Oct. 26 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Jas. Rutherford**, Stanwix, Cumberland, grocer, Oct. 27 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Robt. Britton**, Bradford, Yorkshire, grocer, Oct. 30 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Oct. 31 at 11, div.—**Mary Riley**, Sheffield, Yorkshire, tobacconist, Oct. 28 at half-past 12, District Court of Bankruptcy, Sheffield, aud. ac.—**Alfred Leadbeater**, Sheffield, Yorkshire, rocer, Oct. 28 at half-past 12, District Court of Bankruptcy, Sheffield, aud. ac.—**James Wright**, Birmingham, seal stone engraver, Oct. 31 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**Thomas Holt**, Bury, Lancashire, rope manufacturer, Oct. 31 at 1, District Court of Bankruptcy, Manchester, aud. ac.—**John Hooper Davies**, Merthyr Tydfil, Glamorganshire, grocer, Oct. 31 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**Ed. Self**, Bath, cheesemonger, Oct. 31 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**Humphrey Turner**, Bristol, draper, Oct. 31 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**E. Parry**, Pen-pool, Monmouthshire, draper, Oct. 31 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**J. W. Hammon**, Sekford-rect, John-street-road, Clerkenwell, Middlesex, watch case manufacturer, Oct. 27 at 11, Court of Bankruptcy, London, div.—**John O'Donnell**, Sidney-st., Chelsea, Middlesex, brickyer, Oct. 27 at 12, Court of Bankruptcy, London, div.—**David Jevons**, Tipton, Staffordshire, grocer, Oct. 31 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; Nov. 7 at 11, div.—**Wm. H. Hyde**, Newcastle-under-Lyme, and Stanley, Stoke-upon-Trent, Staffordshire, printer, Oct. 31 at 1, District Court of Bankruptcy, Birmingham, aud. ac.; Nov. 7 at 11, div.—**Thomas Edwards**, Burslem, Staffordshire, manufacturer of earthenware, Oct. 31 at 11, District Court of Bankruptcy, Birmingham, div.—**Joseph Henry Hurley**, West Bromwich, Staffordshire, draper, Oct. 28 at half-past 10, District Court of Bankruptcy, Birmingham, div.—**W. Maud**, Gorton, Bingley, Yorkshire, worsted stuff manufacturer, Oct. 9 at 12, District Court of Bankruptcy, Leeds, div.—**William Brown**, Pontefract, Yorkshire, innkeeper, Oct. 30 at 1, District Court of Bankruptcy, Leeds, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**Wm. R. Baxter**, Westbourne, Sussex, surgeon, Oct. 30 at half-past 11, Court of Bankruptcy, London.—**John Webb**, Gorton, Bedfordshire, straw plait dealer, Oct. 27 at half-past

11, Court of Bankruptcy, London.—**Geo. Acome**, Robert-street, Hanover-square, Middlesex, tailor, Oct. 27 at 12, Court of Bankruptcy, London.—**John Morgan** the elder and **John Morgan** the younger, Hereford, and Glasbury, Radnorshire, woolstaplers, Nov. 2 at 12, District Court of Bankruptcy, Birmingham.—**D. Jevons**, Tipton, Staffordshire, grocer, Nov. 2 at 11, District Court of Bankruptcy, Birmingham.—**John Wingrave**, Coventry, Warwickshire, silk dyer, Nov. 2 at 12, District Court of Bankruptcy, Birmingham.—**John Nicholls**, Longton, Stoke-upon-Trent, Staffordshire, manufacturer of earthenware, Nov. 2 at 12, District Court of Bankruptcy, Birmingham.—**George Gidding**, Liverpool, builder, Oct. 30 at 11, District Court of Bankruptcy, Liverpool.—**F. J. Ferns**, Liverpool, stock broker, Oct. 30 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 27.

**Wm. G. Jones**, Notting-hill, Middlesex, draper.—**Thomas G. Ferguson** and **Henry Taylor**, Manchester, commission merchants.—**John Walker** and **Wm. Walker**, Birkenhead, Cheshire, joiners.—**John Pottetpfer**, Rochester-road, Camden-town, Middlesex, builder.—**Richard Parkes**, Edgbaston, Warwickshire, wine merchant.—**Wm. Dunkley**, Tower-street, Southwark, Surrey, undertaker.—**Richard Ellerbeck**, Pilkington, Lancashire, cotton spinner.—**James A. Richmond**, Frederick-place, Hampstead-road, Middlesex, brewer.—**Thos. Gilbertson**, Birkenhead, Cheshire, flour dealer.—**Robt. Wills** and **Rich. Davy**, Oxford-street, Middlesex, drapers.—**Richard H. Cossell**, Leeds, Yorkshire, paper merchant.—**C. Robey**, Shelton, Stoke-upon-Trent, Staffordshire, manufacturer of earthenware.—**John Hosking** the elder, Canterbury-place, Union-road, Newington, Surrey, grocer.—**C. W. Macbryde**, Watling-street, London, wine merchant.—**Geo. Wood**, Liverpool, druggist.—**James Smith**, Macclesfield, Cheshire, railway contractor.—**John Michell**, Feock, Cornwall, merchant.

## FIATS ANNULLED.

**Henry Brading**, Shepherdess-walk, City-road, Middlesex, licensed victualler.—**George Farnsworth**, **Henry Farnsworth**, and **James Farnsworth** the younger, Enfield within Clayton-le-Moors, Lancashire, engravers to calico printers.

## PARTNERSHIP DISSOLVED.

**E. S. Fisher** and **H. De Jersey**, 162, Aldersgate-street, London, attorneys, solicitors, and conveyancers.

## SCOTCH SEQUESTRATIONS.

**Robert Anderson**, Edinburgh, bookseller.—**Peter Scott**, Port Buchan, near Broxburn, Linlithgow, quarry carter.—**John Auld**, Airdrie, grocer.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**Joseph Whitfield**, Pudsey, Calverley, Yorkshire, cloth maker, Oct. 28 at 11, County Court of Yorkshire, at Bradford.—**Wm. Sanderson**, Pudsey, Calverley, Yorkshire, cloth maker, Oct. 28 at 11, County Court of Yorkshire, at Bradford.—**Isaac Smith**, Bradford, Yorkshire, shopkeeper, Oct. 28 at 11, County Court of Yorkshire, at Bradford.—**John Hardcastle**, Bradford, Yorkshire, out of business, Oct. 28 at 11, County Court of Yorkshire, at Bradford.—**Oliver Edwards**, Birkenhead, Cheshire, out of business, Oct. 13 at 10, County Court of Cheshire, at Birkenhead.—**James Robertsshaw**, Bradford, Yorkshire, shopkeeper, Oct. 28 at 11, County Court of Yorkshire, at Bradford.—**Rev. Henry Andrew Paul**, Derby, clerk, Oct. 21 at 11, County Court of Derbyshire, at Derby.—**Henry Clough**, Monks Coppenhall, Cheshire, labourer, Oct. 26 at 10, County Court of Cheshire, at Nantwich.—**John Webb**, Hereford, butcher, Oct. 20 at 10, County Court of Herefordshire, at Bromyard.—**Henry James Henderson**, Newcastle-upon-Tyne, out of business, Oct. 21 at 10, County Court of Northumberland, at Morpeth.—**Thomas Atkinson**, Newcastle-upon-Tyne, watch maker, Oct. 19 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—**Thos. Robinson**, Bacup, Lancashire, tailor, Oct. 24 at 12, County Court of Lancashire, at Haslingden.—**Thos. Smith**, Norwich, fishman, Oct. 20 at 10, County Court of Norfolk, at Norwich.—**Thos. Harrington**, Aisle, Norfolk, attorney at law, Oct. 20 at 10, County Court of Norfolk, at Norwich.—



**Ralph Heaton**, Congleton, Cheshire, grocer, Oct. 20 at 10, County Court of Cheshire, at Congleton.—**Charles Tatum**, Ilkeston, Derbyshire, victualler, Oct. 19 at 10, County Court of Derbyshire, at Belper.—**Mary Hadfield**, widow, Bletchingley, Surrey, Oct. 20 at 11, County Court of Surrey, at Reigate.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Glamorganshire, at CARDIFF, Oct. 19.*

**Wm. Jones**, Pantycellin, Llanguicke, out of business.

*At the County Court of Staffordshire, at STAFFORD, Oct. 23 at 10.*

**Jos. Baker**, Springhead, near Wednesbury, colliery clerk;—**John Davies**, Hanley, crate maker.

#### INSOLVENT DEBTOR'S DIVIDEND.

**Henry Lewis Williams**, Fishguard, Pembrokeshire, yeoman, Oct. 12, at Rees's, Haverfordwest: 6s. 8d. in the pound, (in addition to a former dividend of 13s. 4d. in the pound).

#### MEETING.

**Wm. Barnes**, Gloucester, butcher, Oct. 23 at 11, at Smallridge's, Gloucester, sp. aff.

**LAW**.—A Gentleman in the Profession wishes to article his Son in an Office of good and general Practice in London, where he will be under the immediate Superintendence of the Principal. No Gentleman need apply whose character does not stand high in the Profession. An office in the Temple or Lincoln's Inn, or at the West End, would be preferred. A moderate premium would be paid. Address, **I. K. M.**, at Mr. Winter's, Law Stationer, Chancery-lane.

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Printed by **LUKE JAMES HANSARD, PRINTER**, residing at No. 7 Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situated in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstons in the West, in the City of London, by **HENRY SWEET, LAW BOOKSELLER and PUBLISHER**, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, October 7, 1848.

# The Jurist

No. 614—VOL. XII.

OCTOBER 14, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.
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Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors Commons.
Cases in Bankruptcy .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, OCTOBER 14, 1848.

THE "Joint-stock Companies Winding-up Act, 1848\*," intended to render the dissolution and winding up, or the winding up of joint-stock companies, practicable under the direction of the Court of Chancery. Its provisions are very numerous and minute, and demand some detailed observations. It includes all companies corporate or unincorporate, which are included in the 7 & 8 Vict. c. 111, and in the 8 & 9 Vict. c. 98; all banking companies which would have been within those two Acts, if they had not been specially exempted from the 7 & 8 Vict. c. 110; all companies which, under the 9 & 10 Vict. c. 28, shall have become bankrupt before the 1st March, 1848; and all companies, associations, and partnerships formed after the passing of the act, where the capital is to be divided into shares, and the shares transferable without the express consent of all the partners. It includes also, with certain exceptions, mining companies and benefit societies not enrolled.

We pass over the explanatory clause, (sect. 3), which is not otherwise peculiar than as introducing the new word *contributory*, to designate any person liable as a member, or as representative of a member, or otherwise, for the payment of the liabilities of a company, and as fitting in the clause converting plurals into singulars, and singulars into plurals, the usual qualification, subjecting the operation of the clause to the context and the nature of the subject-matter. Of course, such qualification will be implied in construing the act. But as the clause stands literally, it would create a most extraordinary jumble.

The 5th section, coupled with the 14th, constitutes the essence of the act. By it power is given to any

person, being or claiming to be a *contributory*, to present a *petition* to the Lord Chancellor, or to the Master of the Rolls, for the dissolution and winding up of any undissolved company, or for the winding up of the affairs of any dissolved company, in certain cases. And by the 14th section, the Court may either dismiss such petition, or may make an order for the dissolution and winding up, or for the winding up, as the case may be, referring such winding up to one of the Masters of the Court.

The cases in which a petition will lie, stated shortly, are—

1. When a company has committed an act of bankruptcy within the 7 & 8 Vict. c. 111, and 8 & 9 Vict. c. 98.

2. If a company has filed a declaration with the Lord Chancellor's Secretary of Bankrupts, that it is unable to meet its engagements.

3. If a judgment shall have been recovered against a company, and it does not within a certain time, and after certain proceedings, satisfy such judgment.

4. If any decree or order in equity against the company for payment of money shall not, within certain limits as to time, &c., be obeyed.

5. If any action for money due from a company shall have been brought against a contributory, and the company shall not in due time, and after certain proceedings, indemnify such contributory.

6. If any creditor, whose debt would in amount support a fiat, shall have taken certain proceedings at law, to claim such debt, and the company shall not in due time have paid it, or entered an appearance to defend.

7. If any company shall have been dissolved, or have ceased to carry on business, or be winding up, but not wound up; and,

8. If any other satisfactory ground can be shown to the Court.

\* This not very euphonous designation is the one prescribed by the act itself, and we shall, therefore, use it as convenient if not elegant. The act is printed ante, p. 390.

The petition must be advertised and served *at the head or only office* of the company, on any member, officer, or servant of the company there; or if no such person can be found there, by leaving it at the head or only office, and if no office can be found, then by serving it upon any member, officer, or servant generally. And if neither officer nor person can be found, the Court may, on proof of the advertising, hear the petition without proof of service.

Nearly all the clauses of the act subsequently to the 14th, relate to the details of working out the winding up of a company in the Master's office, by the agency of the person styled "the official manager."

It is material, however, to observe, that, by the 99th section, an appeal against the decision of the Master on any point, lies to the Lord Chancellor or the Master of the Rolls on motion simply, without the necessity of objections and exceptions. That by the 101st, any order of the Master of the Rolls or of any of the Vice-Chancellors may be re-heard on motion before the Lord Chancellor. And that by the 102nd, an appeal lies to the House of Lords from all orders made under the act.

The effect intended by this act, and which will probably be produced by it, is to put an end to all the difficulties which render the winding up of an unsuccessful company by a suit in Chancery nearly impossible, by sweeping away at one blow all the machinery of bill and answer, with its difficulties as to parties, and the resulting inconveniences and delays, substituting for the initiative process a petition; representing, by force of the act, every person interested in it primarily by the official manager; and bringing before the Court all parties not represented, or not thinking themselves represented by him, by serving the petition on the ideal representative of the company, its office, or any one found there. The act, in fact, transfers on petition the whole estate of the company to a trustee, and then sends the estate into the Master's office, to be there administered under the instrumentality of such trustee, very much as the estate of a deceased person is administered under the instrumentality of his executor. The contrivance is so simple in principle, and apparently so likely to work well in practice, that one only wonders it was not thought of and applied sooner. Henceforth, we apprehend, the unhappy shareholders of unfortunate companies, will find a harbour of refuge in the once dreaded Court of Chancery, and will there succeed in speedily ascertaining what are their real liabilities and what are their assets.

### Court Papers.

EQUITY SITTINGS, MICHAELMAS TERM,  
12 VICT. 1848.

### Rolls Court.

*Before the Right Hon. the MASTER OF THE ROLLS, at Westminster.*

Thursday....	Nov. 2	Motions.
Friday .....	3	Petitions in General Paper.
Saturday .....	4	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Monday .....	6	
Tuesday .....	7	
Wednesday .....	8	
Thursday .....	9	Motions.

Friday .....	10	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Saturday .....	11	
Monday .....	13	
Tuesday .....	14	
Wednesday .....	15	Motions.
Thursday .....	16	
Friday .....	17	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Saturday .....	18	
Monday .....	20	
Tuesday .....	21	
Wednesday .....	22	Petitions in General Paper.
Thursday .....	23	
Friday .....	24	
Saturday .....	25	Motions.

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*Notice.*—Consent Petitions must be presented, and Copia left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.

### PUBLIC GENERAL STATUTES.

11 & 12 VICTORIA.—SESSION 1.

(Continued from p. 408).

#### CAP. LVII.

An Act to enable her Majesty to exchange the Advowson of the Vicarage of Stoneleigh, in the County of Warwick, for the Advowsons of the Rectory of Yoxall, in the County of Stafford, and the Perpetual Curacy of Hunningham, in the County of Warwick. [14th August, 1848.]

#### CAP. LVIII.

An Act to authorise for Ten Years, and to the End of the then next Session of Parliament, the Regulation of the Inquiries and Premiums of the Naval Medical Supplemental Fund Society. [14th August, 1848.]

#### CAP. LIX.

An Act for the more speedy Trial and Punishment of Juvenile Offenders in Ireland. [14th August, 1848.]

#### CAP. LX.

An Act to alter the Duties payable upon the Importation of Spirits or Strong Waters. [14th August, 1848.]

#### CAP. LXI.

An Act to effect an Exchange of Ecclesiastical Patronage between her Majesty and the Earl of Leicester, and for the Severance and Consolidation of certain Benefices in the Diocese of Norwich, and for other Ecclesiastical Purposes. [14th August, 1848.]

#### CAP. LXII.

An Act to appoint additional Commissioners for executing the Acts for granting a Land-tax and other Rates and Taxes. [14th August, 1848.]

#### CAP. LXIII.

An Act for promoting the Public Health. [31st August, 1848.]

Sec. 1. Parts to which this act may be applied.  
2. Interpretation of terms. "Number." "Gender." "Person." "Lands." "Premises." "Owner." "Back Rent." "Month." "Commissioners of the Treasury." "Superior Courts." "Justice." "Two Justices." "Court of General or Quarter Sessions." "Arbitrators." "Oath." "Corporate Borough." "District." "Corporate District." "Non-corporate District." "Street." "House." "Drain." "Sewer." "Slaughter-houses." "Waterworks Company." "Waterworks." "The Local Board of Health." "The Clerk," &c.  
3. Mode of citing this act.

#### General Board of Health.

4. General board of health to be constituted.  
5. Power to general board of health to appoint officers and servants, subject to approval of Treasury, and to cause a seal to be made.  
6. Power to appoint superintending inspectors, subject to approval of Treasury.

7. Power to Treasury to grant salaries, &c. to general board of health, superintending inspectors, &c.

#### *Preliminary Inquiry.*

8. Upon petition of a certain proportion of householders, &c., or when the deaths in any city, &c. appear upon the registrar-general's returns to be above a certain proportion, superintending inspector to make local inquiry.

9. Inspector to give notice of inquiry, and report to general board the result of the same. Upon such report general board may, if they think fit, cause inspector to make further inquiries respecting boundaries, and present a further report, which shall be published, &c.

#### *Application of the Act.*

10. Cases in which act shall be put in force by order of her Majesty in Council. Cases in which act shall be put in force by provisional order of general board, and sanctioned by Parliament. Exception with respect to certain local acts for supplying water. Consent of town council, &c. in certain cases.

#### *Preliminary Inquiry (continued).*

11. Costs of preliminary inquiry, &c., with consent of treasury, to become a charge upon the general district rates.

#### *Local Boards of Health.*

12. Town council to be the local board in districts consisting of one borough, &c. Selection, &c. of local boards by town councils. Selection of part of local board by town councils, and part by owners and ratepayers.

13. Election of members of local board by owners and ratepayers.

14. Regulations as to the number of persons to be selected & elected members of local boards. In case of vacancies, remaining members may act. Persons both selected and elected, &c. to serve in respect of one title only.

15. Members elected for part of a sewerage district to constitute separate board for other purposes of the act.

16. Qualification of elected members.

17. Declaration to be made by members of local boards before acting. False declaration a misdemeanor.

18. Persons neglecting to make declaration or to act for three months to cease to be a member.

19. Disqualifications.

#### *Election of Local Boards.*

20. Qualification of electors, and scale of voting. Definition of the words "owner" and "owners" as applied to this act.

21. Elections, by whom to be conducted.

22. Production of parochial books, &c. for purposes of election. List of voters, &c. to be made, if necessary.

23. Publication of notices previously to election.

24. Nomination and election of candidates.

25. Mode of voting.

26. Regulations as to collection of voting papers.

27. Regulations as to examination of votes and elections of all boards. Notices to be sent to persons elected. List of persons elected, &c. to be transmitted to local boards, who shall deposit the same, which shall be open to inspection.

28. Penalty upon persons conducting elections neglecting to comply with provisions of this act.

29. Defects in election, &c. not to invalidate proceedings.

30. Expenses of elections to be defrayed out of general district rates.

31. Local board of health in Oxford and Cambridge to consist of Oxford and Cambridge improvement commissioners.

32. With respect to the execution of the act by commissioners under local acts in other cases.

33. Local board of health, in case of a district afterwards owing a corporate borough.

#### *Meetings, &c. of Local Boards.*

34. Meetings of local boards of non-corporate districts, and relation of business, &c.

35. Local boards to provide offices for transacting business, &c. a seal to be made.

36. Committees may be appointed.

#### *Local Officers.*

37. Power to local boards to appoint surveyor, inspector of nuisances, clerk, treasurer, &c. Same person may be surveyor and inspector of nuisances, but not clerk and treasurer.

38. Penalty upon officers, &c. interested in contracts or taking fees improperly.

39. Officers, &c. intrusted with money to give security, and to account. Summary proceedings to be taken in case of failing to account, &c.

40. Power to appoint an officer of health.

#### *District Maps, &c.*

41. Map exhibiting system of sewerage.

42. Expense of surveys, &c.

#### *Sewers.*

43. Sewers, &c. vested in local board.

44. Power to purchase, &c. certain sewers.

45. Making, alteration, and discontinuance of sewers vested in local board.

46. As to cleansing and emptying sewers, &c. by local board.

47. Penalty for making unauthorised sewers, and building over sewers and under streets.

48. Use of sewers by persons beyond district.

#### *Drains, Privies, &c.*

49. No new house to be built without drains, &c. Local board may, upon report of surveyor that any house is without a drain, cause one to be constructed, &c.

#### *Execution of minor Works by Overseers, &c.*

50. As to construction of sewers, walls, pumps, &c. for parishes, &c. with less than 2000 inhabitants, and in which this act is not otherwise applied.

#### *Drains, Privies, &c. (continued).*

51. Penalty on persons erecting houses without waterclosets, &c. Local board may, upon report of surveyor, order waterclosets, &c. to be erected in houses, whether built before or after this act is applied, &c.

52. Certain waterclosets to be constructed in factories, &c.

53. Notice of building and rebuilding, with respect to levels of houses, situation of privies, &c.

54. Local board to provide that drains, waterclosets, &c. do not become a nuisance.

#### *Surface Cleansing, &c.*

55. Cleansing of streets, removal of dust, &c.

56. Local board to cause places for deposit of dust, soil, &c. to be provided.

57. Public necessities.

#### *Nuisances.*

58. Offensive ditches, drains, &c. to be cleansed or covered.

59. Penalties for keeping swine, &c. in improper situations, allowing waste water to remain in cellars, &c. Removal of filth, on certificate of inspector of nuisances.

60. Houses to be purified, on certificate of officer of health, or of two medical practitioners.

#### *Slaughter-houses, &c.*

61. Slaughter-houses to be registered.

62. Local board may provide slaughter-houses, and make bye-laws with respect to slaughter-houses in general.

63. Power to inspector of nuisances to enter places used for sale of butcher's meat, &c.

64. Offensive trades newly established to be subject to regulation of local board of health.

65. Act not to affect present law as to nuisances.

#### *Lodging-houses.*

66. Common lodging-houses to be registered. Penalty on neglect.

#### *Occupation of Cellars, &c.*

67. Cellars, &c. newly built not to be let as dwelling rooms. No cellars, &c. to be let except under certain conditions. Act not to come into operation until the expiration of a certain time, in case of cellars, &c. already occupied as dwellings. Churchwardens, &c. to give notice of enactment.

#### *Management of Streets.*

68. Management of streets vested in local board.

69. Power to compel paving, &c. of private streets.

70. Certain streets not highways to be deemed such, and repaired by local board.

71. Power to require gas and water pipes to be moved.

72. Notice to be given to local board before laying out new streets, who shall fix the levels and widths thereof.

73. Local board may purchase premises in order to improve streets.

*Public Pleasure Grounds.*

74. Local board may provide places of public recreation, &c.

*Supply of Water.*

75. Local board to provide sufficient supplies of water, and may erect waterworks, &c. In case of waterworks constructed by local board, the water may be kept constantly under pressure. Local board not to construct waterworks, &c. if any waterworks company within their district be able and willing to supply water upon terms.

76. Local board may require that houses be supplied with water, &c. in certain cases.

77. Water for public baths, or trading or manufacturing purposes.

78. Maintenance and construction of public cisterns for gratuitous use.

79. Penalty for injuring waterworks, diverting streams, or wasting water.

80. Penalties on persons for causing water in reservoirs to be fouled; and on proprietors of gas works, &c.

*Reception Houses for the Dead.*

81. Power to provide premises for the reception of the dead previously to interment.

*Burial Grounds.*

82. Burial grounds, &c. dangerous to health may be prohibited.

83. As to interments within churches or burial grounds newly erected or formed.

*Purchase, &c. of Lands.*

84. Power to local boards to purchase lands, &c. under 8 & 9 Vict. c. 18.

*Contracts.*

85. Contracts by local board. Composition for penalties in respect of breach of contracts. Estimates to be made before commencing works. As to contracts above the value of 100l.

*Rates.*

86. Special district rate.

87. District fund account to be kept. General district rate.

88. Property assessable to special and general district rates. If in any district there be no rate for relief of the poor, rates shall be made in manner prescribed by 6 & 7 Will. 4, c. 66. Exemptions under local acts.

89. Rates may be prospective or retrospective. Assessment to district rates in case of unoccupied premises. Apportionment of rates between outgoing and incoming tenants, &c. Parts of district may be separately assessed.

90. Private improvement rates.

91. Proportion of private improvement rate may be deducted from rent.

92. Redemption of special district and private improvement rates.

93. Water rate. Agreements with universities.

94. Water rate payable in advance. Power to stop water in case of non-payment of rates.

95. Composition for and recovery of rates upon tenements under the annual value of 10l., &c.

96. Power to reduce or remit rates on account of poverty.

97. Act not to affect existing agreements between landlord and tenant.

98. Estimate to be prepared before making rates.

99. Notice of rate.

100. Rates to be open to inspection.

101. Description of owner or occupier in rates if his name be unknown.

102. Rates may be amended.

103. Rates made under this act to be published as poor rates, and collected as local board shall appoint. Justices may summon persons for non-payment, and in default may recover by distress.

104. Form of distress warrant. Penalty upon constables refusing to levy.

105. Quota of rates to be paid by the universities, &c.

106. Evidence of rates.

*Mortgage of Rates.*

107. Rates may be mortgaged. No priority amongst mortgages.

108. Commissioners of public works may make advances to local boards under 5 & 6 Vict. c. 9.

109. Money may be borrowed at lower rates of interest to pay off securities bearing a higher rate.

110. Power to borrow money to pay off former mortgages.

111. Form of mortgage. Register of mortgages.

112. Transfer of mortgages. Register of transfers.

113. Interest to be paid half-yearly. Mortgage debts to be paid off by means of a sinking fund.

114. Receiver may be appointed in certain cases.

*Bye Laws.*

115. Bye-laws of local board not to be in force till confirmed by Secretary of State. Notice of confirmation, &c.

116. Bye-laws to be printed, &c.

*Powers transferred, &c.*

117. Local board to be surveyors of highways; but existing surveyors to recover rates in arrear.

118. Existing liabilities to make sewers, &c. not to be discharged.

*General Superintendence.*

119. Mortgage of rates to be made only with approval of general board.

120. Parties aggrieved by proceedings of local board as to recovery of certain expenses may appeal to the general board.

121. Superintending inspectors may summon witnesses, all for plans, rates, &c.

122. As to audit of accounts. Power to auditor to require production of books, &c. Penalty on persons for neglect. Accounts previous to audit to be deposited, and open to inspection, &c.

*Arbitration.*

123. Mode of referring to arbitration.

124. Death, &c. of one of several arbitrators; of single arbitrator.

125. Appointment of umpire by the parties; by quarter sessions.

126. Time within which award must be made.

127. Power to arbitrator to require production of documents. As to costs of reference. Submission may be made a rule of court.

128. Declaration to be made by arbitrator and umpire.

*Legal Proceedings.*

129. Recovery of damages, &c.

130. Form of conviction.

131. Mode of proceeding before justices. Distress levied to be levied. Not unlawful for want of form.

132. Justices, though members of local board, may act under this act.

133. Common informers not to sue without consent of Attorney-General. Proceedings for penalties to be taken within six months. Application of penalties.

134. Liability to penalty not to relieve from other liabilities.

135. Appeal to quarter sessions.

136. Power of sessions upon appeals against rates.

137. No rate or proceeding to be quashed for want of form, &c.

138. Proceedings in case of non-corporate districts. Actions, &c. in name of clerk. Mode of describing property of local board. Actions, &c. not to abate. Clerk to be reimbursed expenses.

139. Notice of action. Limitation of actions. Venue. General issue. Tender of amends, &c. Money may be paid into court.

140. Persons acting in execution of act not to be personally liable.

*Miscellaneous.*

141. Orders in council and provisional orders may be amended, and districts extended.

142. Publication of orders in council, &c. Reports of superintending inspectors, &c. to be laid before Parliament.

143. Entry upon lands for the purposes of this act.

144. Compensation in case of damage by local board.

145. Sewers, &c. of commissioners of sewers, private water-courses, &c. not to be used without consent.

146. Local board may allow owners time for repayment of expenses.

147. False evidence punishable as perjury.

148. Penalty for obstructing officers, defacing boards, &c.; upon occupiers preventing execution of works. Occupiers to disclose owners' name.

149. Consents of board of health and local board to be in writing.

150. Service of notice upon local board; upon owners and occupiers.

151. Exemptions from stamp duty. Exemption from window duty in certain cases.

152. Amendment of act, &c.

#### CAP. LXIV.

An Act to continue until the 1st day of October, 1849, and to the End of the then next Session of Parliament, an Act to amend the Laws relating to Loan Societies.

[31st August, 1848.]

#### CAP. LXV.

An Act to suspend until the 1st day of October, 1849, the making of Lists and the Ballots and Enrolments for the Militia of the United Kingdom.

[31st August, 1848.]

#### CAP. LXVI.

An Act to continue to the 1st day of October, 1849, and to the End of the then next Session of Parliament, an Act for authorising the Application of Highway Rates to Turnpike Roads.

[31st August, 1848.]

#### CAP. LXVII.

An Act for further continuing until the 1st day of August, 1849, and to the End of the then next Session of Parliament, certain temporary Provisions concerning Ecclesiastical Jurisdiction in England.

[31st August, 1848.]

#### CAP. LXVIII.

An Act for extending to Ireland an Act passed in the last Session of Parliament, intituled "An Act for better securing Trust Funds, and for the Relief of Trustees."

[31st August, 1848.]

#### CAP. LXIX.

An Act to repeal so much of an Act of the Parliament of Ireland of the Twenty-third and Twenty-fourth Years of King George the Third, "For the more effectually punishing such Persons as shall by Violence obstruct the Freedom of Corn Markets and the Corn Trade, and who shall be guilty of other Offences therein mentioned, and for making Satisfaction to the Parties injured," as relates to the making of Satisfaction to the Parties injured; and to substitute other Provisions in lieu thereof; and to repeal the Provisions of the Acts which give Remedies against any Hundreds or Baronies in Ireland in respect of Robbery.

[31st August, 1848.]

#### CAP. LXX.

An Act for dispensing with the Evidence of the Proclamations on Fines levied in the Court of Common Pleas at Westminster.

[31st August, 1848.]

Sec. 1. *Fines levied in the Court of Common Pleas to be deemed Fines with Proclamations.*

2. *Pending Proceedings not to be affected.*

3. *Not to extend to Fines concerning Lands, &c. possessed under adverse Titles, &c.*

4. *Act may be amended, &c.*

Whereas, notwithstanding all fines levied in the Court of Common Pleas at Westminster previously to the abolition of fines were levied with proclamations, yet unnecessary trouble and expense are occasionally incurred by parties being required to procure evidence of such proclamations having been in fact made: be it enacted, &c., that all fines heretofore levied in the said Court of Common Pleas shall be conclusively deemed to have been levied with proclamations, and shall have the force and effect of fines with proclamations.

2. Provided always, that nothing herein contained shall extend to or affect any proceedings at law or in equity pending at the time of the passing of this act.

3. Provided also, that this act shall not extend to any fine heretofore levied of or concerning any lands, tenements, or hereditaments which at the time of the passing of this act shall be actually possessed or enjoyed by any person or persons under a title adverse to or inconsistent with the operation of such fine if levied with proclamations, but in all such cases it shall be necessary for all parties alleging that such fine was levied with proclamations to prove such allegation in the same manner as if this act had not been made.

4. That this act may be amended or repealed by any act to be passed in this present session of Parliament.

#### CAP. LXXI.

An Act to continue to the 20th day of July, 1853, and to the End of the then next Session of Parliament, her Majesty's Commission for building new Churches.

[31st August, 1848.]

#### CAP. LXXII.

An Act to amend the Acts relating to the Constabulary Force in Ireland, and to amend the Provisions for the Payment of Special Constables.

[31st August, 1848.]

#### CAP. LXXIII.

An Act to continue until the 31st day of July, 1849, and to the End of the then Session of Parliament, certain Acts for regulating Turnpike Roads in Ireland.

[31st August, 1848.]

#### CAP. LXXIV.

An Act to authorise the Lords of Council and Session to regulate the Rates or Dues of Registration to be charged by the Keepers of the Registers of Sasines, Reversions, &c. in Scotland.

[31st August, 1848.]

#### CAP. LXXV.

An Act to defray until the 1st day of August, 1849, the Charge of the Pay, Clothing, and contingent and other Expenses of the Disembodied Militia in Great Britain and Ireland; to grant Allowances in certain Cases to Subaltern Officers, Adjutants, Paymasters, Quartermasters, Surgeons, Assistant Surgeons, Surgeons Mates, and Serjeant Majors of the Militia; and to authorise the Employment of the Non-commissioned Officers.

[31st August, 1848.]

#### CAP. LXXVI.

An Act to enable Archbishops and Bishops and other Persons in Ireland to compromise Suits touching their Rights of Patronage as to Ecclesiastical Benefices in certain Cases.

[31st August, 1848.]

#### CAP. LXXVII.

An Act to authorise the Application of Part of the unclaimed Money in the Court for the Relief of Insolvent Debtors in enlarging the Court House of the said Court.

[31st August, 1848.]

#### CAP. LXXVIII.

An Act for the further Amendment of the Administration of the Criminal Law.

[31st August, 1848.]

Sec. 1. *Questions of Law may be reserved at Sessions of the Peace for Consideration of Judges.*

2. *Questions reserved to be certified to the Judges.*

3. *Quorum of Judges; their Judgments to be delivered in open Court.*

4. *Cases or Certificate may be sent back for Amendment.*

5. *When Judgment is reversed on Writ of Error, Record may be remitted to Court below for Judgment.*

6. *Penalty for Forgery.*

7. *Act not to extend to Scotland.*

8. *Act may be amended, &c.*

Whereas it is expedient to provide a better mode than that now in use of deciding any difficult question of law which may arise in criminal trials in any court of oyer and terminer and gaol delivery, and to make further amendments in the administration of the criminal law: be it enacted, &c., that when any person shall have been convicted of any treason, felony, or misdemeanor before any court of oyer and terminer

or gaol delivery, or court of quarter sessions, the judge or commissioner or justices of the peace before whom the case shall have been tried may, in his or their discretion, reserve any question of law which shall have arisen on the trial for the consideration of the justices of either Bench and Barons of the Exchequer, and thereupon shall have authority to respite execution of the judgment on such conviction, or postpone the judgment until such question shall have been considered and decided, as he or they may think fit; and in either case the Court in its discretion shall commit the person convicted to prison, or shall take a recognisance of bail, with one or two sufficient sureties, and in such sum as the Court shall think fit, conditioned to appear at such time or times as the Court shall direct, and receive judgment, or to render himself in execution, as the case may be.

2. That the judge or commissioner or court of quarter sessions shall thereupon state, in a case signed in the manner now usual, the question or questions of law which shall have been so reserved, with the special circumstances upon which the same shall have arisen; and such case shall be transmitted to the said Justices and Barons; and the said Justices and Barons shall thereupon have full power and authority to hear and finally determine the said question or questions, and thereupon to reverse, affirm, or amend any judgment which shall have been given on the indictment or inquisition on the trial whereof such question or questions have arisen, or to avoid such judgment, and to order an entry to be made on the record, that in the judgment of the said Justices and Barons the party convicted ought not to have been convicted, or to arrest the judgment, or order judgment to be given thereon at some other session of oyer and terminer or gaol delivery, or other sessions of the peace, if no judgment shall have been before that time given, as they shall be advised, or to make such other order as justice may require; and such judgment and order, if any, of the said Justices and Barons, shall be certified under the hand of the presiding Chief Justice or Chief Baron to the clerk of assize or his deputy, or to the clerk of the peace or his deputy, as the case may be, who shall enter the same on the original record in proper form; and a certificate of such entry, under the hand of the clerk of assize or his deputy, or the clerk of the peace or his deputy, as the case may be, in the form, as near as may be, or to the effect mentioned in the schedule annexed to this act, with the necessary alterations to adapt it to the circumstances of the case, shall be delivered or transmitted by him to the sheriff or gaoler in whose custody the person convicted shall be; and the said certificate shall be a sufficient warrant to such sheriff or gaoler, and all other persons for the execution of the judgment, as the same shall be so certified to have been affirmed or amended, and execution shall be thereupon executed on such judgment, and for the discharge of the person convicted from further imprisonment, if the judgment shall be reversed, avoided, or arrested, and in that case such sheriff or gaoler shall forthwith discharge him, and also the next court of oyer and terminer and gaol delivery or sessions of the peace shall vacate the recognisance of bail, if any; and if the court of oyer and terminer and gaol delivery or court of quarter sessions shall be directed to give judgment, the said Court shall proceed to give judgment at the next session.

3. That the jurisdiction and authorities by this act given to the said Justices of either Bench and Barons of the Exchequer shall and may be exercised by the said Justices and Barons, or five of them at the least, of whom the Lord Chief Justice of the Court of Queen's Bench, the Lord Chief Justice of the Court of Common Pleas, and the Lord Chief Baron of the Court of Exchequer, or one of such Chiefs at least, shall be part, being met in the Exchequer Chamber or other convenient place; and the judgment or judgments of the said Justices and Barons shall be delivered in open court, after hearing counsel or the parties, in case the prosecutor or the person convicted shall think it fit that the case shall be argued, in like manner as the judgments of the superior courts of common law at Westminster or Dublin, as the case may be, are now delivered.

4. That the said Justices and Barons, when a case has been reserved for their opinion, shall have power, if they think fit, to cause the case or certificate to be sent back for amendment, and thereupon the same shall be amended accordingly, and judgment shall be delivered after it shall have been amended.

5. That whenever any writ of error shall be brought upon any judgment on any indictment, information, presentment, or return, in any criminal case, and the court of error shall

reverse the judgment, it shall be competent for such court of error either to pronounce the proper judgment or to remit the record to the Court below, in order that such Court may pronounce the proper judgment upon such indictment, information, presentment, or inquisition.

6. That every person who shall forge or alter, or shall utter, dispose of, or put off, knowing the same to be forged or altered, any certificate of or copy certified by a Chief Justice, or any certificate of or copy certified by a clerk of assize or his deputy, or the clerk of the peace or his deputy, as the case may be, with intent to cause any person to be discharged from custody, or otherwise prevent the due course of justice, shall be guilty of felony, and being convicted thereof shall be liable, at the discretion of the Court, to be transported beyond the seas for any term not exceeding ten years, or be imprisoned for any term not exceeding three years, with or without hard labour and solitary confinement, both or either, at the discretion of the Court before which he shall be tried.

7. That this act shall not extend to Scotland.

8. That this act may be amended or repealed by any act to be passed during this present session of Parliament.

#### SCHEDULE.

Whereas at the session of the peace for the county of —, held on —, before — and others their fellows, [or "at the session of oyer and terminer and gaol delivery held for the county of —, on —, before, among others, Sir A. B., knight, one of the justices of the court of —, and —," here name the *quorum commissioners*, "justices of oyer and terminer and gaol delivery,"] A. B., late of —, labourer, having been found guilty of felony, and judgment thereupon given, that [state the substance] the Court before whom he was tried reserved a certain question of law for the consideration of the Justices of either Bench and the Barons of the Exchequer, and execution was thereupon respited in the meantime:

This is to certify, that the said Justices and Barons having met in the Exchequer Chamber at Westminster, [or "at Dublin," as the case may be,] on the — day of —, it was considered by the said Justices and Barons there that the judgment aforesaid should be annulled, and an entry made on the record, that the said A. B. ought not, in the judgment of the said Justices and Barons, to have been convicted of the felony aforesaid; and you are therefore hereby required forthwith to discharge the said A. B. from your custody.

To the gaoler of —, and the sheriff of —, and all others whom it may concern.

(Signed) E. F.

Clerk of the peace for the county of —,  
"clerk of assize for —," as the case may be.

#### CAP. LXXIX.

An Act to facilitate and simplify Procedure in the Court of  
Judiciary in Scotland. [31st August, 1848.]

#### CAP. LXXX.

An Act to empower Leases of Tithes Rent-charge in Ireland to deduct a Proportion of Poor Rate Poundage from Rent; and also to empower the Ecclesiastical Commissioners in Ireland to allow Sums paid for Poor Rate or County Poor or Poundage deducted from Ecclesiastical Persons a account of Poor Rate, among the Deductions from the Valuation of Ecclesiastical Property directed to be made under an Act of the Third and Fourth Years of His late Majesty, for the Purpose of a certain Tax thereby imposed upon such Property in Ireland. [31st August, 1848.]

#### CAP. LXXXI.

An Act for the further Regulation of Steam Navigation, and for limiting in certain Cases the Number of Passengers to be conveyed in Steam Vessels. [31st August, 1848.]

#### CAP. LXXXII.

An Act to amend the Law for the Formation of Districts for the Education of Infant Poor. [31st August, 1848.]

#### CAP. LXXXIII.

An Act to confirm the Awards of Assessionable Manors Commissioners, and for other Purposes relating to the Duchies of Cornwall and Lancaster. [31st August, 1848.]

Sec. 1. General confirmation of the awards on the —



reasonable manors of the duchy made under recited act. discrepancies to be settled by reference to the map.

2. Awards shall not be held to prejudice rights of the lords the manors of Tywarnhaile Tyas and Tywarnhaile respectively to the tin mines, tin dues, and toll of tin therein respectively. Lords of the manors of Tywarnhaile Tyas and Tywarnhaile respectively may, by agreement in writing, determine questions now pending, and make regulations for working the said mines, &c. Saving rights of all persons her than Duke of Cornwall, &c.

3. So much of 5 & 6 Vict. c. 2, as provides that no fines all be taken on lease of mines and minerals, repealed.

4. Fines taken on lease, &c. of mines to be invested for the permanent benefit of the duchy, or applied to the general improvement of the duchy property, under 7 & 8 Vict. c. 65.

5. Certain provisions of 4 & 5 Vict. c. 35, to apply to manors and lands of the duchy of Cornwall.

6. Provisions in 7 & 8 Vict. c. 65, as to enrolments, and examined and certified copies thereof, being evidence of original instruments, to apply to other instruments duly enrolled.

7. In actions for the recovery of small debts or demands in a Stannary Court, trials under 6 & 7 Will. 4, c. 106, to be by a jury of five instead of twelve.

8. Thirty-six jurors only to be summoned in future. All jurors, &c. as to jury process to remain in force.

9. The vice-warden to appoint bailiffs to execute process. Provisions of 7 & 8 Vict. c. 19, to be applicable to bailiffs so appointed.

10. Provisions of 1 & 2 Will. 4, c. 58, for the relief of sheriffs against adverse claims, to extend to the vice-warden's court and the bailiffs thereof.

11. The office of prothonotary when vacant to be suppressed, and the duties to be performed by two clerks.

12. Actions against officers to be commenced within three months, and short forms of pleading to be admitted in such actions.

13. Property provided for use of Stannary Court vested in the duchy of Cornwall.

14. Certain of the provisions in 7 & 8 Vict. c. 65, and in his act relating to enrolments, and examined and certified copies thereof, extended to the possessions of her Majesty in right of the Duchy of Lancaster.

15. Public Act.

16. Act may be amended, &c.

#### CAP. LXXXIV.

An Act to amend the Acts for rendering effective the Service of the Chelsea and Greenwich Out Pensioners, and to extend them to the Pensioners of the East India Company.

[31st August, 1848.]

#### CAP. LXXXV.

An Act to continue to the 1st day of October, 1849, and to the End of the then next Session of Parliament, the Exemption of Inhabitants from Liability to be rated as such in respect of Stock in Trade or other Property to the Relief of the Poor.

[31st August, 1848.]

#### CAP. LXXXVI.

An Act to empower Commissioners of the Court of Bankruptcy to order the Release of Bankrupts from Prison in certain Cases.

[31st August, 1848.]

Sect. 1. *Commissioner may order Release of Bankrupt who may be in Prison for Debt at Time of obtaining Protection.*

2. *Commissioner may order Release of Bankrupt in Execution under a Capias after a certain Term of Imprisonment.*

Whereas it occasionally happens that persons in prison for debt who have been adjudged bankrupt, and who have surrendered to their fiat, are nevertheless detained in prison during the proceedings under the bankruptcy, which occasions great inconvenience, and it also occasionally happens that bankrupts whose certificates have been refused are taken in execution by creditors who have not proved their debts under the fiat, and are detained in prison, and are unable to obtain their release by any application to any court of justice; and it is expedient to empower the Courts of Bankruptcy to release such persons, if they shall think fit: be it enacted, &c., that where any person has been adjudged bankrupt, and has surrendered

to his fiat, and obtained his protection from arrest, pursuant to the practice in bankruptcy, if such person shall be in prison for debt at the time of his obtaining such protection any commissioner acting under such fiat may order his immediate release from prison, either absolutely or upon such condition as such commissioner shall think fit: Provided always, that such release shall in nowise affect any rights of the creditor at whose suit he may be in prison against the debtor, except the right of detaining him in prison whilst protected from imprisonment by order of the Court of Bankruptcy.

2. That if any bankrupt whose last examination shall have been adjourned sine die, or whose certificate shall have been suspended or refused, shall be in execution or be taken in execution under a *capias ad satisfaciendum* at the suit of any creditor who might have proved under the fiat, and detained in prison, any commissioner acting under his fiat may order his release, after he shall have undergone such term of imprisonment, not exceeding two years, as to such commissioner may seem a sufficient punishment for such offences as he may appear to such commissioner to have been guilty of.

#### CAP. LXXXVII.

An Act to extend the Provisions of an Act passed in the First Year of his late Majesty King William the Fourth, intituled "An Act for consolidating and amending the Laws for facilitating the Payment of Debts out of Real Estate."

[31st August, 1848.]

Sect. 1. *Recited Provision to extend to Lands, &c. of a deceased Debtor, in certain Cases.*

2. *Act may be amended, &c.*

Whereas by an act passed in the 11 Geo. 4 & 1 Will. 4, [c. 47,] intituled "An Act for consolidating and amending the Laws for facilitating the Payment of Debts out of Real Estate," it was (amongst other things) enacted, that where any lands, tenements, or hereditaments had been or should be devised in settlement by any person or persons whose estate under the said act now in recital, or by law, or by his or their will or wills, should be liable to the payment of any of his or their debts, and by such devise should be vested in any person or persons or life or other limited interest, with any remainder, limitation, or gift over which might not be vested, or might be vested in some person or persons from whom a conveyance or other assurance of the same could not be obtained, or by way of executory devise, and a decree should be made for the sale thereof for the payment of such debts, or any of them, it should be lawful for the Court by whom such decree should be made to direct any such tenant for life, or other person having a limited interest, or the first executory devisee thereof, to convey, release, assign, surrender, or otherwise assure the fee simple or other the whole interest or interests so to be sold to the purchaser or purchasers, or in such manner as the said Court should think proper; and every such conveyance, release, surrender, assignment, or other assurance should be as effectual as if the person who should make and execute the same were seised or possessed of the fee simple or other whole estate so to be sold: And whereas the hereinbefore recited provision of the said act does not extend to the case of lands, tenements or hereditaments of a deceased debtor which are by descent or otherwise than by devise vested in the heir or co-heirs of such debtor, subject to an executory devise over in favour of a person or persons not existing or not ascertained, and it is expedient that the said provision of the said act should be extended to such case: be it therefore enacted, &c., that the said hereinbefore recited provision of the said act shall extend and is hereby extended to any case in which any lands, tenements, or hereditaments of any deceased person shall by descent or otherwise than by devise be vested in the heir or co-heirs of such persons, subject to an executory devise over in favour of a person or persons not existing or not ascertained; and in any such case it shall be lawful for the Court mentioned in the said recited provision to direct such heir or co-heirs, notwithstanding such heir or such co-heirs, or any of them, may be an infant or infants, to convey, release, assign, surrender, or otherwise assure the fee simple or other the whole interest or interests so to be sold to the purchaser or purchasers, or in such manner as the said Court shall think proper; and every such conveyance, release, surrender, assignment, or other assurance shall be as effectual as if the heir or co-heirs who shall make and execute the same was or were

seised or possessed of the fee simple or other whole estate as to be sold, and, if an infant or infants, was or were of full age.

2. That this act may be amended or repealed by any act to be passed during this present session of Parliament.

#### CAP. LXXXVIII.

An Act for further regulating the Money Order Department of the Post Office. [31st August, 1848.]

#### CAP. LXXXIX.

An Act to continue for Two Years, and to the End of the then next Session of Parliament, and to amend, an Act of the Second and Third Years of her present Majesty, intituled "An Act to extend and render more effectual for Five Years an Act passed in the Fourth Year of his late Majesty George the Fourth, to amend an Act passed in the Fiftieth Year of his Majesty George the Third, for preventing the administering and taking unlawful Oaths in Ireland.

[31st August, 1848.]

#### CAP. XC.

An Act to regulate the Times of Payment of Rates and Taxes by Parliamentary Electors. [31st August, 1848.]

Whereas it is expedient to make further regulation as to the payment of rates and taxes now necessary to be made in order to qualify persons to be registered as voters in the election of members of Parliament: be it enacted, &c., that after the 1st day of January, 1849, no person shall be required, in order to entitle him to have his name inserted in any list of voters for any city, town, or borough in England, to have paid any poor's rates or assessed taxes, except such as shall have become payable from him previously to the 5th day of January in the same year; and that no person shall be entitled to be on any such list of voters, unless the poor's rates and assessed taxes payable from him previously to the 5th day of January shall be paid on or before the 20th day of July next following.

#### CAP. XCI.

An Act to make Provision for the Payment of Parish Debts, the Audit of Parochial and Union Accounts, and the Allowance of certain Charges therein. [31st August, 1848.]

#### CAP. XCII.

An Act for the Protection and Improvement of the Salmon, Trout, and other Inland Fisheries of Ireland.

[31st August, 1848.]

#### CAP. XCIII.

An Act to confirm the Incorporation of certain Boroughs. [31st August, 1848.]

#### CAP. XCIV.

An Act to regulate certain Offices in the Petty Bag in the High Court of Chancery, the Practice of the Common-Law Side of that Court, and the Enrolment Office of the said Court.

[31st August, 1848.]

Sect. 1. After 1st January, 1849, the offices of the senior, second, and third clerks abolished.

2. Clerk of the petty bag to be appointed, who is to execute his duties in person, except in case of sickness, &c., when he may appoint a deputy, with consent of the Master of the Rolls.

3. Appointment of first and other clerks of petty bag, who are to hold office during good behaviour, and on vacancy to be filled up by the Master of the Rolls.

4. Clerk of the petty bag to perform all the duties and be subject to all the regulations of the senior and other clerks, but not to be an attorney of the court.

5. Clerk of the petty bag not to act as attorney or solicitor.

6. Salary of clerk of petty bag.

7. Clerk of petty bag may appoint such clerks to assist him as the Master of the Rolls may direct, who shall be paid by salary.

8. Salaries and expenses to be paid out of the suitors fee fund.

9. Penalty on officers for taking gratuities, &c.

10. Power to Lord Chancellor and Master of the Rolls to regulate the transfer of business from time to time.

11. Seal of office to be provided and kept, and may be cancelled or altered from time to time.

12. Copies of documents sealed to be admissible in evidence.

13. Writs, &c. issued out of Petty Bag Office to be sealed with the Chancery common-law seal.

14. Specifications and disclaimers inrolled under 5 & 6 Will. 4, c. 83, to be inrolled in the Inrolment Office only.

15. Seal as approved by Master of the Rolls to be provided for the Inrolment Office.

16. Certificates of inrolment to be given, and, when sealed, shall be admitted as evidence.

17. Copies of inrolments stamped with seal of Inrolment Office to be admitted in evidence.

18. Punishment for forging or altering any seal or document.

19. Power to Lord Chancellor, &c. to fix a table of fees. No fees to be taken in respect of duties performed at her Majesty's suit.

20. Clerk of petty bag to keep accounts of fees received, and pay the same into the suitors fee fund.

21. Solicitors to be entitled to practise as attorneys in the common-law side of Chancery.

22. Writs may be tested in term time or in vacation.

23. Writs may be made returnable in term time or in vacation.

24. Proceedings of the Court may be in either term time or in vacation.

25. Writs of scire facias may be directed to sheriff of any county.

26. Prosecutors' names to be inserted in writs of scire facias.

27. Declarations, &c. in scire facias to be delivered, and not filed.

28. Pleas in scire facias to be delivered, and not filed.

29. Issues in scire facias may be tried in any of the superior courts.

30. Issues upon traverses to be tried in like manner as issues in scire facias.

31. Record of issue to be filed in the office of the petty bag.

32. Costs to be taxed.

33. Writs and proceedings to be prepared by parties or their attorneys.

34. Judges may dispose of matters raising or incident to any action on the common-law side of the Court of Chancery.

35. Master of the Rolls may make orders for the custody, &c. of the records.

36. General rules and orders may be made.

37. Officers privilege of suing abolished.

38. Proviso as to existing actions by or against officers.

39. Parties or attorneys to cause names to be entered in a book at the Petty Bag Office.

40. Affidavits may be sworn before clerk of petty bag.

41. Saving the jurisdiction of Lord Chancellor and Master of the Rolls.

42. Forms of writs to be settled and approved by Lord Chancellor, &c.

43. Courts of common law to take cognisance of writs.

44. Monies paid into court for her Majesty's use shall continue to be received as heretofore, &c.

45. Power to grant compensations, with consent of Treasury.

46. Construction of terms in this act.

47. Act may be amended, &c.

#### CAP. XCV.

An Act to carry into effect the Arrangements of the Ecclesiastical Commissioners for England for making better Provision for the Cure of Souls in the Parish of Wolverhampton, in the County of Stafford and Diocese of Lichfield.

[31st August, 1848.]

#### CAP. XCVI.

An Act to continue certain Turnpike Acts for limited Period.

[31st August, 1848.]

#### CAP. XCVII.

An Act to repeal the Duties of Customs upon the Importation of Sugar, and to impose new Duties in lieu thereof.

[4th September, 1848.]

#### CAP. XCVIII.

An Act to amend the Law for the Trial of Election Petitions.

[4th September, 1848.]

Sect. 1. 7 & 8 Vict. c. 103, repealed, except as to Acts done &c. Repeal of 7 & 8 Vict. c. 103, not to revive 9 Geo. 4, c. 22, and certain Parts of 42 Geo. 3, c. 106, and 47 Geo. 3, c. 14.

## Reception of Petitions.

2. *What shall be deemed Election Petitions.*
3. *Before Petition presented Recognisances to be entered into.*
4. *Persons entering into Recognisances to make Affidavits of Sufficiency.*
5. *Form of Recognisance as set forth in Schedule.*
6. *Persons signing Election Petition may pay Money into the Bank, instead of finding Security.*
7. *No Petition to be received unless indorsed by the Examiner of Recognisances.*
8. *How Petitions may be withdrawn.*

## Examiner of Recognisances.

9. *Speaker to appoint Examiner of Recognisances.*
10. *In case of Illness, &c. of Examiner of Recognisances, Speaker to appoint a fit Person to perform the Duties.*

## Entering into Recognisances.

11. *How Recognisances are to be entered into.*
12. *Names of Sureties, &c. to be kept in Office of Examiner of Recognisances, and to be open to Inspection.*
13. *Recognisance may be objected to for Invalidity, or for Insufficiency of Sureties.*
14. *Notice of Objections to be published in the Office of the Examiner, and Copies may be taken.*
15. *Examiner of Recognisances to decide on the Objections.*
16. *In case of Death of a Surety, the Petitioner may pay the Money into the Bank.*
17. *Examiner of Recognisances to report whether or not Recognisances are objectionable.*

## Admission of Parties to defend.

18. *Proceedings when the Seat becomes vacant, or the sitting Member declines to defend his Return.*
19. *Voters may become a Party to oppose the Petition.*
20. *Members having given Notice of their Intention not to defend, not to appear as Parties.*

## Double Return.

21. *Provision for Cases of double Return where the Member complained of declines to defend his Return.*

## General Committee.

22. *At the Beginning of every Session the Speaker to appoint a General Committee.*
23. *If the House disapprove of the first Appointment, a new Appointment to be made.*
24. *Disapproval may be general or special.*
25. *Members not disapproved by the House may be again named in the Warrant.*
26. *For what Time the Appointment shall be.*
27. *Vacancies in General Committee to be made known to the House, and Proceedings suspended.*
28. *General Committee may be dissolved in certain Cases.*
29. *How Vacancies shall be supplied, and Re-appointments made.*
30. *Speaker to fix the Time and Place of First Meeting of Committee. General Committee to be sworn.*
31. *Members necessary to enable the Committee to act.*
32. *Committee to regulate their own Proceedings.*
33. *Clerk to keep Minutes of Proceedings, to be laid before the House.*
34. *During Suspension of Proceedings the Speaker may adjourn any Business before the General Committee.*

## Panels.

35. *Members wholly excused from serving.*
36. *Names of Members claiming to be excused to be called over.*
37. *Members temporarily excused from serving.*
38. *Members temporarily disqualified from serving.*
39. *A corrected List, distinguishing the excused or disqualified Members, to be printed, and distributed with the Votes.*
40. *List may be further corrected during Three Days.*
41. *Selection of Members to serve as Chairmen of Election Committees.*

42. *List to be divided into Five Panels.*

43. *General Committee to correct the Panels from Time to Time.*
44. *Power to transfer to another Panel the Names of Members obtaining Leave of Absence.*
45. *For supplying Vacancies, and increasing the Chairmen's Panel.*

## Appointment of Select Committees.

46. *Election Petitions to be referred to the General Committee; who shall make out a List of the same.*
47. *Where Notice of Vacancy, or that the sitting Member declines to defend his Return, is received by the General Committee, Proceedings to be suspended.*
48. *Provision for Cases where more than One Petition.*
49. *Committees to be chosen for Petitions according to their Order in the List.*
50. *Committees to be appointed for Petitions standing over on a Prorogation of Parliament.*
51. *Notice of Time, &c. when any Committee will be chosen shall be published with the Votes. Notice of Suspension of Proceedings to be published; and sent to Returning Officer by Post.*
52. *Provision for Cases where the sitting Member does not defend, and no Party has been admitted to defend.*
53. *General Committee empowered to change the Day for choosing Election Committee.*
54. *Notice of Petitions and Panels.*
55. *Lists of Voters intended to be objected to shall be delivered to the Clerk of the General Committee.*
56. *Committee for trying Petitions to be chosen.*
57. *In case General Committee do not agree in choosing a Committee to try the Petition, they shall adjourn.*
58. *Chairman to be chosen by the Members on the Chairmen's Panel, and his Name communicated to the General Committee.*
59. *Members upon Chairmen's Panel to make Regulations.*
60. *When Committee chosen, the Parties to be called in to hear the Names read over.*
61. *General Committee to proceed in order with all the Petitions appointed for that Day.*
62. *Within a certain Time Parties may object to Members on account of Disqualification.*
63. *If General Committee allow the Disqualification, a new Committee to be chosen.*
64. *In the new Committee, Members not before objected to may be included.*
65. *When Committee chosen, Notice to be sent to every Member thereof.*
66. *If any Member chosen proves a Disqualification, another Committee to be chosen.*
67. *Select Committee to be reported to the House.*
68. *Members of Select Committee to be sworn.*
69. *Members of Committee not present within One Hour after Four o'Clock to be taken into Custody by the Serjeant-at-Arms.*
70. *If any such Member is not present within Three Hours after Four o'Clock, the Proceedings to be adjourned.*
71. *If all the Members do not attend after Adjournment, the Committee to be discharged.*

## Proceedings of Election Committees.

72. *Petitions and Lists to be referred to the Election Committee, and Time and Place of Meeting appointed by the House.*
73. *Committees not to adjourn for more than Twenty-four Hours without Leave of the House.*
74. *Evidence to be confined to Objections specified in the Lists.*
75. *No Member of Committee to absent himself. Committee not to sit until all be met. On Failure of all meeting within One Hour, to adjourn.*
76. *Absentees to be directed to attend the House.*
77. *Committee not to be dissolved by the Death or Absence of not more than Two Members.*

78. *Committee reduced to less than Three by the Non-attendance of its Members to be dissolved, unless by Consent.*
  79. *When Committee is deliberating, the Room to be cleared.*
  80. *Questions to be decided by a Majority.*
  81. *Names of Members voting for or against any Resolution to be reported to the House.*
  82. *Committees to be attended by a Short-Hand Writer.*
  83. *Committee empowered to send for and examine Persons, Papers, and Records. Witnesses misbehaving may be reported to the House, and committed to the Custody of the Serjeant-at-Arms.*
  84. *How Oaths to be administered.*
  85. *Giving false Evidence to be Perjury.*
  86. *Committee to decide, and to report their Decision to the House.*
  87. *Committees may report their Determination on other Matters to the House.*
  88. *Committees not dissolved by the Prorogation of Parliament.*
- Costs.**
89. *Costs where Petition reported frivolous or vexatious.*
  90. *Costs where Opposition reported frivolous or vexatious.*
  91. *Costs where no Party appears to oppose a Petition.*
  92. *Costs upon frivolous Objections to Voters.*
  93. *Costs upon unfounded Allegations.*
  94. *Costs, how to be ascertained.*
  95. *Persons appointed to tax Costs empowered to examine on Oath.*
  96. *Recovery of Costs when taxed.*
  97. *Persons paying Costs may recover a Proportion from other Persons liable thereto.*
  98. *Recognisances, when to be estreated, &c.*
  99. *Transmission of Recognisances of Parties in Ireland or Scotland through the Post.*
  100. *Monies received under Recognisances to be paid into the Bank, and applied in Payment of Costs.*
  101. *Surety may pay Money into the Bank in discharge of his Recognisance.*
  102. *Where Money has been paid into the Bank, the Examiner of Recognisances to order Payment of Expenses, and transfer the Residue to the Account of the Party.*
- Miscellaneous.**
103. *Returning Officer may be sued for neglecting to return any Person duly elected.*
  104. *Commencement of Act.*
  105. *Provision for Election Petitions remaining at the Close of the present Session.*
  106. *No Stamps on Recognisances or Affidavits.*
  107. *Short Title.*
  108. *Interpretation of Act.*
  109. *Act may be amended, &c.*

Whereas it is expedient to amend the law for the trial of Election Petitions: be it enacted, &c. that an act passed in the 7 & 8 Vict. [c. 103], intituled "An Act to amend the Law for the Trial of controverted Elections of Members to serve in Parliament," shall be repealed, except as to any act done or any proceeding incident to any election petition presented under the said recited act, all which acts and proceedings shall have effect, and shall, save as hereinafter specially provided, be continued and completed as if this act had not passed: Provided always, that this enactment shall not revive an act passed in the 9 Geo. 4, [c. 22], intituled "An Act to consolidate and amend the Laws relating to the Trial of controverted Elections or Returns of Members to serve in Parliament," repealed by the said act, nor shall it revive so much of an act passed in the 42 Geo. 3, [c. 106], intituled "An Act for regulating the Trial of controverted Elections or Returns of Members to serve in the United Parliament for Ireland," nor so much of an act passed in the 47 Geo. 3, [c. 14], intituled "An Act to amend several Acts for regulating the Trial of controverted Elections or Returns of Members to serve in Parliament, so far as the same relate to Ireland," as requires the parties appearing before any select committee to interchange before the said committee lists of the votes and names of voters to which either of the parties intends to object, and statements in writing respecting matters which either of the said parties mean to insist

upon, contend for, or to object to, or as provides that no witness shall be called or examined to anything not specified in such lists or statements, also repealed by the firstly-recited act.

2. That every petition presented to the House of Commons within the time from time to time limited by the House for receiving election petitions, and complaining of an undue election or return of a member to serve in Parliament, or complaining that no return has been made according to the requisition of any writ issued for the election of a member to serve in Parliament, or complaining of the special matters contained in any such return, and which petition shall be subscribed by some person who voted or had a right to vote at the election to which the same relates, or by some person claiming to have had a right to be returned or elected thereat, or alleging himself to have been a candidate at the election, shall be deemed an election petition.

3. That before any election petition shall be presented to the House, a recognisance shall be entered into by one, two, three, or four persons, as sureties for the person subscribing such petition, for the sum of one thousand pounds, in one sum, or in several sums of not less than two hundred and fifty pounds each, for the payment of all costs and expenses which under the provisions hereinafter contained shall become payable by the person subscribing the petition to any witness summoned in his behalf, or to the sitting member or other the party complained of in such petition, or to any party who may be admitted to defend such petition, as hereinafter provided.

4. That every person who enters into any such recognisance shall testify upon oath in writing to be sworn at the time of entering into the said recognisance, and before the same person by whom his recognisance is taken, that he is seized or possessed of real or personal estate, (or both), above what will satisfy his debts, of the clear value of the sum for which he is bound by his said recognisance; and every such affidavit shall be annexed to the recognisance.

5. That in every such recognisance shall be mentioned the names and usual places of residence or business of the persons becoming sureties as aforesaid, with such other description of the sureties as may be sufficient to identify them easily; and such recognisance may be in the form or to the effect set forth in the schedule to this act, with such alteration as may be necessary to adapt such form to the circumstances of each case.

6. That any person by whom an election petition is signed may, instead of procuring a recognisance for the full amount of the sum hereinbefore required, pay into the Bank of England, to the account of the Speaker and the examiner of recognisances, as trustees for the like purposes for which the recognisance is hereinbefore required any amount of money which he thinks fit, not being less than two hundred and fifty pounds; and in such case the person by whom the petition is signed shall be required to find sureties for so much only of the sum of one thousand pounds as the sum paid into the Bank falls short of that sum; and no money shall be deemed for the purposes of this act to be paid into the Bank of England until a Bank receipt or certificate for the same is procured, and delivered to the examiner of recognisances.

7. That no election petition shall be received unless at the time it is presented to the House it be indorsed by a certificate under the hand of the examiner of recognisances, that the recognisance hereinbefore required has been entered into and received by him, with the affidavit thereunto annexed, and, if the recognisance have not been taken for the whole amount, that a Bank receipt or certificate for so much money as the recognisance falls short of one thousand pounds has been delivered to him, as hereinbefore required.

8. That the petitioner may, at any time after the presentation thereof, withdraw the same, upon giving notice in writing under his hand, or under the hand of his agent, to the Speaker, and also to the sitting member or his agent, and also to any party who may have been admitted to oppose the prayer of such petition, that it is not intended to proceed with the petition; and in such case the petitioner shall be liable to the payment of such costs and expenses as have been incurred by the sitting member or other party complained of in such petition, and also by any party admitted to oppose the prayer of such petition, to be taxed as hereinafter provided.

9. That the Speaker of the House of Commons shall appoint a fit person to be examiner of recognisances; and every person so appointed shall hold his office during the pleasure of the Speaker, and shall execute the duties of his office conformably to such directions as he may from time to time receive from the Speaker.

10. That in case of the illness, temporary disability, or unavoidable absence of the examiner of recognisances, the Speaker may appoint a fit person to perform the duties of examiner of recognisances during such illness, disability, or absence; and throughout this act the expression "examiner of recognisances" shall be deemed to include and apply to the person so appointed, and for the time being performing such duties.

11. That every recognisance hereinbefore required shall be entered into, and every affidavit hereinbefore required shall be sworn, before the examiner of recognisances or a justice of the peace, and the said examiner, and also every justice of the peace, is hereby empowered to take the same; and every such recognisance and affidavit taken before a justice, being duly certified under the hand of such justice, shall be delivered to the examiner of recognisances.

12. That on or before the day when any such petition is presented to the House the names and descriptions of the sureties, when there are sureties, as set forth in the recognisance, shall be entered in a book to be kept by the examiner of recognisances in his office; and the said book, and also the recognisance and affidavit, and the Bank receipt for any money paid into the Bank of England, shall be open to the inspection of all parties concerned.

13. That any sitting member petitioned against, or any electors petitioning and admitted parties to defend the election or return, may object to any such recognisance on the ground that the same is invalid, or that the same was not duly entered into or received by the examiner of recognisances, with the affidavit thereunto annexed as hereinbefore required, or on the ground that the sureties or any of them are insufficient, or that a surety is dead, or that he cannot be found or ascertained from the want of a sufficient description in the recognisance, or that a person named in the recognisance has not duly acknowledged the same; provided that the ground of objection shall be stated in writing under the hand of the objecting party or his agent, and shall be delivered to the examiner of recognisances within ten days or not later than twelve of the clock at noon of the eleventh day after the presentation of the petition, if the surety objected to reside in England, or within fourteen days or not later than twelve of the clock at noon of the fifteenth day after the presentation of the petition if the surety objected to reside in Scotland or Ireland: Provided also, that if either such eleventh or such fifteenth day happen to be a Sunday, Good Friday, or Christmas-day, it shall be sufficient if such notice of objection be delivered to the examiner of recognisances not later than twelve of the clock at noon of the following day.

14. That as soon as any such statement of objection is received by the examiner of recognisances he shall put up an acknowledgment thereof in some conspicuous part of his office, and shall appoint a day for hearing such objections, not less than three nor more than five days from the day on which he received such statement; and the petitioner and his agent shall be allowed to examine and take copies of every such objection.

15. That at the time appointed the examiner of recognisances shall inquire into the alleged objections, on the grounds stated in the notice of objection, but not on any other ground; and for the purpose of such inquiry the examiner of recognisances may examine upon oath any persons tendered by either party for examination by him, and may also receive in evidence any affidavit relating to the matter in dispute before him, sworn before him, or before any Master of the High Court of Chancery or justice of the peace, each of whom is hereby authorised to take and certify such affidavit; and the examiner of recognisances may, if he think fit, adjourn the said inquiry from time to time until he decide on the validity of such objections, and he may, if he think fit, award costs to be paid by the party to the other, which costs shall be taxed and covered as hereinafter provided for the costs and expenses of prosecuting or opposing election petitions; and the decision of the examiner of recognisances shall be final and conclusive against all parties.

16. That if any surety die, and his death be stated as a ground of objection before the end of the time allowed for objecting to recognisances, the petitioner may pay into the Bank of England, on the account of the Speaker and the examiner of recognisances, the sum for which the deceased surety was bound; and upon the delivery of a Bank receipt for such sum to the examiner of recognisances within three days after the day on which the statement of such objection was delivered

to the examiner of recognisances, the recognisances shall be deemed unobjectionable, if no other ground of objection thereto be stated within the time before mentioned for stating objections to recognisances.

17. That if the examiner of recognisances have received any statement of objection to the recognisances to any such election petition, and have decided that such recognisances are objectionable, he shall forthwith report to the Speaker that such recognisances are objectionable; but if he shall have decided that such recognisances are unobjectionable, or if he have not received any such statement of objection, then, as soon as the time hereinbefore allowed for stating any such objection has elapsed after the presentation of the petition, or as soon thereafter as he has decided upon the statement of objection, the examiner of recognisances shall report to the Speaker that the recognisances to such petition are unobjectionable; and every such report shall be final and conclusive to all intents and purposes; and he shall make out a list of all election petitions on which he has reported to the Speaker that the recognisances are unobjectionable, in which list the petitions shall be arranged in the order in which they are so reported upon; and a copy of such list shall be kept in the office of the examiner of recognisances, and shall be open to the inspection of all parties concerned.

18. That if at any time before the appointment of a select committee, as hereinafter provided, to try any election petition, the Speaker of the House of Commons be informed, by a certificate in writing subscribed by two of the members of the said House, of the death of any sitting member whose election or return is complained of in such petition, or of the death of any member returned upon a double return whose election or return is complained of in such petition, or that a writ of summons has been issued under the Great Seal of Great Britain to summon any such member to Parliament as a peer of Great Britain, or if the House of Commons have resolved that the seat of any such member is by law become vacant, or if the House be informed, by a declaration in writing subscribed by any such member, and delivered to the Speaker within fourteen days after the day on which any such petition was presented, that it is not the intention of such member to defend his election or return, in every such case notice thereof shall immediately be sent by the Speaker to the general committee of elections, and to the members of the chairmen's panel, hereinafter mentioned, and also to the sheriff or other returning officer for the county, city, borough, district of burghs, port or place, to which such petition relates; and such sheriff or other returning officer shall cause a true copy of such notice to be affixed on or near the door of the county hall or town hall, or of the parish church, nearest to the place where such election has usually been held; and such notice shall also be inserted, by order of the Speaker, in one of the next two London Gazettes, and shall be communicated by him to the House.

19. That at any time within fourteen days after the day on which any election petition was presented, or within twenty-one days after the day on which any notice was inserted in the Gazette, to the effect that the seat is vacant, or that the member returned will not defend his election or return, or if either of the said periods expire during a prorogation of Parliament, or during an adjournment of the House of Commons for the Easter or Christmas holidays, then, on or before the second day on which the House meets after such prorogation or adjournment, any person who voted or had a right to vote at the election to which the petition relates may petition the House of Commons, praying to be admitted as a party to defend such return, or to oppose the prayer of such petition; and such person shall thereupon be admitted as a party, together with the sitting member, if he be then a party against such petition, or in the rooms of such member if he be not then a party against the petition; and every such petition shall be referred by the House to the general committee of elections hereinafter mentioned.

20. That whenever the member whose election or return is so complained of in such petition has given notice as aforesaid of his intention not to defend the same, he shall not be afterwards allowed to appear or act as a party against such petition in any proceedings thereupon, and he shall also be restrained from sitting in the House of Commons or voting on any question until such petition has been decided upon.

21. That if in the case of an election petition complaining of a double return, the member whose return is complained of

In such petition has given notice as aforesaid that it is not his intention to defend his return, and if no party, within the period hereinbefore allowed for that purpose, have been admitted to defend such return, then, if there be no election petition complaining of the other member returned on such double return, it shall be lawful for the last-mentioned member or other the persons who subscribed the petition complaining of such double return to withdraw such petition by letter addressed to the Speaker; and thereupon the order for referring such petition to the general committee of elections shall be discharged, and the House shall give the necessary directions for amending the said double return, by taking off the file the indenture by which the person so declining to defend his return was returned, or otherwise, as the case may require.

22. That in the first session of every Parliament, on the day after the last day allowed by the House of Commons for receiving election petitions, and in every subsequent session, as soon as convenient after the commencement of the session, the Speaker shall, by warrant under his hand, appoint six members of the House who are willing to serve, and against whose return no petition is then depending, and none of whom is a petitioner complaining of any election or return, to be members of a committee to be called "The General Committee of Elections;" and every such warrant shall be laid on the table of the House, and, if not disapproved by the House in the course of the three next days on which the House meets for the despatch of business, shall take effect as an appointment of such general committee.

23. That if the House disapprove any such warrant, the Speaker shall, on or before the third day on which the House meets after such disapproval, lay upon the table of the House a new warrant for the appointment of six members, qualified as aforesaid, and so from time to time until six members have been appointed by a warrant not disapproved by the House.

24. That the disapproval of the warrant may be either general in respect of the constitution of the whole committee, or special in respect of any member named in the warrant.

25. That the Speaker may, if he think fit, name in the second or any subsequent warrant any of the members named in any former warrant whose appointment has not been specially disapproved by the House as aforesaid.

26. That after the appointment of the general committee every member appointed shall continue to be a member of the committee until the end of that session of Parliament, or until he cease to be a member of the House of Commons, or until he resign his appointment (which he may do by letter to the Speaker), or until the general committee report that he is disabled by continued illness from attending the committee, or until the committee be dissolved, as hereinafter provided.

27. That in every case of vacancy in the general committee of elections the Speaker, on the first day on which the House meets after such vacancy is known by him, shall make known the vacancy to the House, and thereupon all proceedings of the general committee shall be suspended until the vacancy is supplied as hereinafter provided.

28. That if the general committee of elections at any time report to the House that, by reason of the continued absence of more than two of its members, or by reason of irreconcilable disagreement of opinion, the said committee is unable to proceed in the discharge of its duties, or if the House resolve that the general committee of elections be dissolved, the general committee shall be thereby forthwith dissolved.

29. That every appointment to supply a vacancy in the general committee, and every re-appointment of the general committee after the dissolution thereof, shall be made by the Speaker by warrant under his hand, laid upon the table of the House on or before the third day on which the House meets after the dissolution of the committee or notification of the vacancy (as the case may be); and the warrant shall be subject to the disapproval of the House in the like manner as is hereinbefore provided in the case of the first warrant for the appointment of the general committee; and upon any re-appointment of the general committee, the Speaker may, if he think fit, re-appoint any of the members of the former committee who are then willing and not disqualified to serve on it.

30. That the Speaker shall appoint the time and place of the first meeting of the general committee of elections, and the committee shall meet at the time and place so appointed; no member shall act upon such committee until he have sworn at the table of the House, by the clerk, truly and

said committee, to the best of his judgment and ability, without fear or favour.

31. That no business shall be transacted by the general committee of elections unless at the least four members thereof be then present together; and no appointment of a select committee by the general committee, to be made as hereinafter provided, shall be of force unless at the least four members then present of the general committee agree in the appointment.

32. That, subject to the provisions of this act, the general committee shall make regulations for the order and manner of conducting the business to be transacted by them.

33. That the general committee shall be attended by one of the committee clerks of the House selected for that purpose by the clerk of the House, and such committee clerk shall make a minute of all the proceedings of the committee, in such form and manner as shall be from time to time directed by the committee, and a copy of the minutes so kept shall be laid from time to time before the House of Commons.

34. That if at the time of the dissolution or suspension of the proceedings of the general committee of elections there be any business appointed to be transacted by such general committee on any certain day, the Speaker may adjourn the transaction of such business to such other day as to him seems convenient.

35. That every member more than sixty years old shall be wholly excused from serving on election committees, provided that on or before the reading over of the names of such excused members as hereinafter mentioned, or upon his afterwards becoming entitled to make such claim, he claim to be excused, by declaring in his place, or in writing under his hand delivered to the clerk at the table, that he is more than sixty years old; but no member shall be so excused who does not claim to be excused before he is chosen to serve, as hereinafter provided.

36. That in the first session of every Parliament, on the next meeting of the House after the last day allowed for receiving election petitions, and in every subsequent session on the next meeting of the House after the Speaker has laid on the table his warrant for the appointment of the general committee of elections, the clerk of the House shall read over the names of all the members who have so claimed to be excused.

37. That every member having leave of absence from the House shall be excused from serving on election committees during such leave; and if any member in his place offer any other excuse, either at the reading over of the said names or at any other time, the substance of the allegations shall be taken down by the clerk, in order that the same may be afterwards entered on the Journals, and the opinion of the House shall then be taken thereon; and if the House resolve that the said member ought to be excused he shall be excused from serving on election committees for such time as to the House seems fit, but no member shall be so excused who does not claim to be excused before he is chosen to serve; and every member who has served on one election committee, and who within seven days after such committee has made its final report to the House, notifies to the clerk of the general committee his claim to be excused from so serving again, shall be excused during the remainder of the session, unless the House at any time resolve, upon the report of the general committee, that the number of members who have not so served is insufficient; but no member shall be deemed to have served on an election committee who on account of inability or accident has been excused from attending the same throughout.

38. That every member who is a petitioner complaining of an undue election or return, or against whose return a petition is depending, shall be disqualified to serve on election committees during the continuance of such ground of disqualification.

39. That the clerk of the House of Commons shall make out an alphabetical list of all the members, omitting the names of such members as have claimed to be wholly excused from serving on election committees as aforesaid; and the clerk shall also distinguish in such list the name of every member for the time being excused or disqualified, and shall also note in the list every cause of such temporary excuse or disqualification, and the duration thereof; and such list shall be printed, and distributed with the Votes of the House, and the names of all the members so omitted shall be also printed, and distributed with the Votes.

40. That during three days next after the day of the dis-

ation of such corrected list further corrections may be made to such list by leave of the Speaker, if it appear that any name has been improperly left in or struck out of such list, or that there is any other error in such list.

41. That the list so finally corrected shall be referred to the general committee of elections; and the general committee shall thereupon select, in their discretion, six, eight, ten, or twelve members, whom they think duly qualified to serve as chairmen of election committees; and the members so selected shall be formed into a separate panel, to be called the chairmen's panel, which shall be reported to the House; and while the name of any member is upon the chairmen's panel he shall not be liable or qualified to serve on an election committee otherwise than as chairman; and every member placed on the chairmen's panel shall be bound to continue upon it till the end of the session, or until he sooner cease to be a member of the House, or until, by leave of the House, he be discharged from continuing upon the chairmen's panel: Provided always, that every member of the chairmen's panel who has served on one or more election committees, and who notifies to the clerk of the general committee of elections his claim to be discharged from continuing upon the chairmen's panel, shall be so discharged accordingly; and every such member shall be excused from serving upon any election committee, either as chairman or otherwise, during the remainder of the session; but no member of the chairmen's panel shall be deemed to have served on an election committee who on account of inability or accident has been excused from attending the same throughout.

42. That after the chairmen's panel has been so as aforesaid elected, the general committee shall divide the members then remaining on such list into five panels, in such manner as to them seems most convenient, but so nevertheless that each panel may contain as nearly as may be the same number of members, and they shall report to the House the division so made by them; and the clerk shall decide by lot at the table the order of the panels as settled by the general committee, and shall distinguish each of them by a number denoting the order in which they were drawn; and the panels shall then be returned to the general committee of elections, and shall be the panels from which members shall be chosen to serve on election committees.

43. That the general committee of elections shall correct the said panels from time to time by striking out of them the name of every member who ceases to be a member of the House, or who from time to time becomes entitled and claims as aforesaid to be wholly excused from serving on election committees, and by inserting in one of the panels to be chosen by the general committee, at their discretion, the name of every new member of the House not entitled and not having claimed as aforesaid to be wholly excused, and shall also from time to time distinguish in the manner aforesaid in the said panels the names of the members for the time being excused or disqualified for any of the reasons aforesaid; and the general committee shall, as often as they think fit, report to the House the panels as corrected; and as often as the general committee reports the said panels to the House they shall be printed, and distributed with the Votes.

44. That when leave of absence for a limited time has been granted by the House to any member, the general committee of elections may transfer the name of such member from the panel in which it has been placed to some other panel subsequent in rotation, if they think fit so to do, having regard to the length of time for which such leave of absence has been granted, and to the number of select committees then about to be appointed.

45. That whenever any member of the chairmen's panel ceases to be a member of the House, or is by leave of the House discharged from continuing upon the chairmen's panel, he is so discharged by reason of service under the provision herebefore contained, the general committee shall forthwith select another member to be placed upon the chairmen's panel in the room; and in case it at any time appear to the general committee that the chairmen's panel is too small, they may elect two, four, or six additional members to place upon it, so nevertheless that the chairmen's panel shall not at any time consist of more than eighteen members, without the leave of the House first obtained.

46. That all election petitions received by the House shall be referred by the House to the general committee of elections, for the purpose of choosing select committees, as hereinafter provided, to try such petitions; and the Speaker shall com-

municate to the House and to the general committee every report by the examiner of recognisances to him concerning the recognisances to any election petition; and in every case in which any election petition is withdrawn, or the examiner of recognisances reports to the Speaker that the recognisances are objectionable, the order for referring such petition to the general committee of elections shall be discharged, and no further proceeding shall be had upon such petition; and the general committee shall make out a list of all election petitions in which the examiner of recognisances has reported to the Speaker that the recognisances are unobjectionable, and in which the proceedings are not suspended, in which list the petitions shall be arranged in the order in which they were so reported upon; and in every case in which the proceedings in any petition inserted in such list are afterwards suspended the petition shall be struck out of the list, and shall be again inserted at the bottom of the list at the end of such suspension of proceedings.

47. That when notice of the death or vacancy of the seat of any member petitioned against, or that it is not the intention of such member to defend his election or return, is given to the general committee of elections by the Speaker, as hereinafter provided, the general committee shall suspend their proceedings in the matter of the petition referred to in such notice, until twenty-one days after the day on which notice of such death or vacancy, or intention not to defend, has been inserted in the Gazette, under the provision hereinafter contained, unless the petition of some person claiming to be admitted as a party in the room of such member be sooner referred to them.

48. That when more than one election petition relating to the same election or return are referred to the general committee of elections, they shall suspend their proceedings in the matter of all such petitions until the report of the examiner of recognisances upon each of such petitions, or such of them as have not been withdrawn, is received by them; and upon receipt of the last of such reports they shall place such petitions at the bottom of the then list of election petitions, bracketed together, and such petitions shall afterwards be dealt with as one petition.

49. That the general committee of elections shall choose the committees to try the election petitions standing in the said list of petitions in the order in which such petitions stand in such list, and they shall from time to time determine how many committees shall be chosen in each week for trying such petitions, and the days on which they will meet for choosing such committees, having regard to the number of select committees which may then be sitting for the trial of election petitions, and to the whole number of such committees then to be appointed, and they shall report to the House from time to time the days appointed by them for choosing such committees.

50. That if Parliament is prorogued after any election petition has been presented, but before the appointment of a select committee to try such petition, the general committee of elections appointed in the following session shall, within two days after their first meeting, in case the sureties have been then reported unobjectionable, appoint a day and hour for selecting a committee to try the petition so standing over as aforesaid: Provided always, that if the number of petitions so standing over be so great that the times for selecting committees to try the whole thereof cannot, in the judgment of the general committee, be conveniently appointed within two days after their first meeting, the said general committee shall, within two days after their first meeting, appoint the times for selecting committees to try so many of the said petitions as the said general committee deems convenient, and shall afterwards, from time to time, as soon as conveniently may be, appoint the times for selecting the committees to try the remainder of such petitions.

51. That notice of the time and place at which the committee will be chosen to try any election petition shall be published with the Votes, not less than fourteen days before the day on which such committee is appointed to be chosen; and in case the conduct of the returning officer is complained of, such notice shall be sent to him through the post, not less than fourteen days before the day on which such committee is appointed to be chosen; and every such notice shall direct all parties interested to attend the general committee of elections, by themselves or their agents, at the time and place appointed for choosing the select committee; and if (after any such notice has been published with the Votes, or sent to the returning officer as aforesaid) the proceedings in the matter of such petition become suspended, notice of such suspension shall be immediately published with the Votes; and in case the conduct



of the returning officer is complained of, such notice shall be sent to him through the post.

52. Provided always, that if notice of the death or vacancy of the seat of any member petitioned against, or that it is not the intention of such member to defend his election or return, have been inserted in the Gazette by order of the Speaker, as hereinbefore provided, and no party has been admitted to defend such election or return, then, if the conduct of the returning officer is not complained of in such petition, it shall not be necessary to insert such petition at the bottom of the then list of petitions, but the general committee of elections shall meet for choosing the select committee to try such petition as soon as conveniently may be after the expiration of the time allowed for parties to come in to defend such election or return, and not less than one day's notice of the time and place appointed for choosing such committee shall be given in the Votes; and in such case it shall not be necessary to deliver to the clerk of the general committee of elections a list of the voters intended to be objected to, as hereinafter is required in other cases.

53. That the general committee of elections may change the day and hour appointed by them for choosing a select committee to try any election petition, and appoint some subsequent day and hour for the same, if in their judgment it be expedient so to do, giving notice in the Votes of the day and hour so subsequently appointed; and in every case in which any such change is made by them they shall forthwith report the same to the House, with their reasons for making such change.

54. That notice shall be published with the Votes of the petitions appointed for each week, and of the panel from which committees will be chosen to try such petitions, and each panel shall serve for a week, beginning with the panel first drawn, and continuing by rotation in the order in which they were drawn, and not reckoning those weeks in which no select committee is appointed to be chosen.

55. That the parties complaining of or defending the election or return complained of in any election petition shall, except in the case hereinbefore provided for, by themselves or their agents, deliver in to the clerk of the general committee lists of the voters intended to be objected to, giving in the said lists the several heads of objection, and distinguishing the same against the names of the voters excepted to, not later than six of the clock in the afternoon on the sixth day next before the day appointed for choosing the committee to try the petition complaining of such election or return; and the said clerk shall keep the lists so delivered to him in his office open to the inspection of all parties concerned.

56. That the general committee shall meet at the time and place appointed for choosing the committee to try any election petition, and shall choose from the panel in service four members, not being then excused or disqualified for any of the causes aforesaid, and not specially disqualified for being appointed on the committee to try such petition for any of the following causes; (that is to say), by reason of having voted at the election, or by reason of being the party on whose behalf the seat is claimed, or related to him or to the sitting member by kindred or affinity in the first or second degree according to the canon law.

57. That if at the least four members then present of the general committee of elections do not agree in choosing a committee to try any election petition the general committee shall adjourn the choosing of that committee, and of the remaining committees appointed to be chosen on the same day, to the following day, and the parties shall be directed to attend on the following day, or if such following day happen during an adjournment of the House, then on the day to which the House stands adjourned, and so from day to day until all such committees are chosen, or until the general committee of elections is dissolved, as hereinbefore provided; and the general committee shall not in any case proceed to choose a committee to try an election petition until they have chosen a committee to try every other election petition standing higher in the list aforesaid, the order for referring which has not been then discharged, except in the case where the day originally appointed for choosing a committee has been changed under the provision hereinbefore contained.

58. That on the day appointed by the general committee to choose an election committee the members upon the chairmen's panel shall select one of such members to act as the chairman of such election committee, and when they have been

informed by the general committee that four members of such election committee have been chosen they shall communicate the name of the member so selected by them to the general committee; but no member shall be so selected who would be disqualified from serving on such committee if not upon the chairmen's panel: Provided always, that if, with reference to any petition for trying which they are about to appoint a chairman, the members of the chairmen's panel receive notice from the Speaker, under the provision hereinbefore contained, of the death or vacancy of the seat of the sitting member petitioned against in such petition, or that it is not his intention to defend his seat, they shall suspend their proceedings with regard to the appointment of a chairman to try such petition until the day appointed by the general committee of elections for selecting a committee to try such petition.

59. That the members upon the chairmen's panel may from time to time make such regulations as they find convenient for securing the appointment or selection of chairmen of election committees, and for distributing the duties of chairmen among all of them.

60. That as soon as the general committee of elections has chosen four members of a committee to try any election petition, and has received from the members of the chairmen's panel the name of a chairman to serve on such committee, the parties in attendance shall be called in, and the names of the members so chosen and of the chairman shall be read over to them.

61. That after hearing the said names the parties present shall be directed to withdraw, and the general committee may proceed to choose another committee to try the next petition appointed for that day, and so on until all the committees appointed to be chosen on that day are chosen, or until the choosing of any committee is adjourned as aforesaid; and after any such adjournment the general committee shall not transact any more business on that day, except with regard to those petitions for trying which committees have been previously chosen.

62. That within one half hour at farthest from the time when the parties to any election petition have withdrawn, or if the parties to any other election petition be then before the general committee of elections, then, after such other parties have withdrawn, the parties in attendance shall be again called before the general committee in the same order in which they were directed to withdraw; and the petitioners and sitting member, or such party as may have been admitted as counsel to defend the return or election, or their agents, beginning at the part of the petitioners, may object to all or any of the members chosen, or to the chairman, as being then disqualified or excused for any of the reasons aforesaid from serving on the committee for the trial of that election petition, but not for any other reason.

63. That if at the least four members then present of the general committee be satisfied that any member so objected to is then disqualified or excused for any of the reasons aforesaid, the parties present shall be again directed to withdraw, and the general committee shall proceed to choose from the same panel another committee to try that petition; or if the member in whom any such objection is substantiated be the chairman, they shall send back his name to the members on the chairmen's panel, and the members on the chairmen's panel shall proceed to choose another chairman to try that petition, and shall communicate his name to the general committee, and so as often as the case requires.

64. That in the second or any following committee the general committee may, if they think fit, include any of the members previously chosen by them to whom no objection has been substantiated; and no party shall be allowed to object to any member included in the second or any following committee who was not objected to when included in the committee first chosen to try that petition.

65. That when four members and a chairman have been chosen, to none of whom any objection has been substantiated, the clerk of the general committee of elections shall give notice thereof in writing to each of the members so chosen; and with every such notice shall be sent a notice of the general and special grounds of disqualification and excuse from serving hereinbefore mentioned, and of the time and place when and where the general committee will meet on the following day; and notice of the time and place of such meeting shall be published with the Votes.

66. That the general committee shall meet on the following

day at the time and place mentioned in such notice as last aforesaid; and if any such member then and there prove, to the satisfaction of at least four members then present of the general committee, that for any of the reasons aforesaid he is disqualified or excused from serving on the committee for which he has been so chosen, or if any such member prove, to the satisfaction of at least four members then present of the general committee, that there are any circumstances in his case which render him ineligible to serve on such select committee, such circumstances having regard, not to his own convenience, but solely to the impartial character of the tribunal, the general committee shall proceed to choose a new committee to try that petition, in like manner as if that member had been objected to by any party to the petition; and if within the space of one quarter of an hour after the time mentioned in the notice no member so appear, or if any member so appearing do not prove his disqualification or excuse, to the satisfaction of at least four members then present of the general committee, the select committee shall be taken to be appointed.

67. That at the meeting of the House of Commons for the despatch of business next after any such select committee has been appointed the general committee of elections shall report to the House the names of the select committee appointed, and shall annex to such report all petitions referred to them by the House which relate to the return or election of which such select committee is appointed to try the merits, and all lists of voters which shall have been delivered to them by either party, and such report shall be published with the Votes.

68. That at or before four of the clock on the next day on which the House meets for the despatch of business after such report the five members chosen to be the select committee shall attend in their places, and shall before departing the House be sworn at the table by the clerk well and truly to try the matter of the petitions referred to them, and a true judgment to give according to the evidence, and shall be taken to be a select committee legally appointed to try and determine the merits of the return or election so referred to them by the House, and the legality of such appointment shall not be called in question on any ground whatever; and the member so appointed from the chairmen's panel shall be the chairman of such committee; and they shall not depart the House until the time for the meeting of such committee is fixed by the House, as hereinafter provided.

69. That if any member of the said select committee do not attend in his place within one hour after four of the clock on the day appointed for swearing the said committee, (provided the House sits so long, or if not, then within the like time on the following day of sitting), or if, after attending, any member depart the House before the said committee is sworn, unless the committee be discharged, or the swearing of the said committee be adjourned, as hereinafter provided, he shall be ordered to be taken into the custody of the Serjeant-at-arms attending the House, for such neglect of his duty, and shall be otherwise punished or censured, at the discretion of the House, unless it appear to the House, by facts specially stated, and verified upon oath, that such member was by a sudden accident or by necessity prevented from attending the House.

70. That if any such absent member be not brought into the House within three hours after four of the clock on the day first appointed for swearing the said committee, (provided the House sits so long, or if not, then within the like time on the following day of sitting), and if no sufficient cause be shewn to the House before its rising whereon the House dispenses with the attendance of such absent member, the swearing of the committee shall be adjourned to the next meeting of the House; and all the members of the said committee shall be bound to attend in their places, for the purpose of being sworn, on the day of the next meeting of the House, in like manner as on the day first appointed for that purpose.

71. That if on the day to which the swearing of the said committee is so adjourned all the members of the committee do not attend, and be sworn, within one hour after four of the clock, (provided the House sits so long, or if not, then within the like time of the following day of sitting), or if on the day first appointed for swearing the said committee sufficient cause be shewn to the House before its rising why the attendance of any member of the committee should be dispensed with, the said committee shall be taken to be discharged; and the general committee shall meet on the following day, or if such following day happen during an adjournment of the House, then on the day to which the House stands adjourned, and shall

proceed to choose a new committee from the panel on service for the time being, in the manner hereinbefore provided, and notice of such meeting shall be published with the Votes.

72. That the House shall refer the petitions and lists annexed to the report of the general committee of elections to the select committee so appointed and sworn, and shall order the said select committee to meet at a certain time to be fixed by the House, which shall be within twenty-four hours of their being sworn at the table of the House, unless a Sunday, Christmas-day, or Good Friday intervene; and the place of their meeting shall be some convenient room or place adjacent to the House of Commons, properly prepared for that purpose.

73. That every such select committee shall meet at the time and place appointed for that purpose, and shall proceed to try the merits of the election petition so referred to them, and they shall sit from day to day, Sunday, Christmas-day, and Good Friday only excepted, and shall never adjourn for a longer time than twenty-four hours, unless a Sunday, Christmas-day, or Good Friday intervene, and in such case not for more than twenty-four hours, exclusive of such Sunday, Christmas-day, or Good Friday, without leave first obtained from the House, upon motion and special cause assigned for a longer adjournment; and if the House be sitting at the time to which such select committee is adjourned, then the business of the House shall be stayed, and a motion shall be made for a further adjournment for any time to be fixed by the House: Provided always, that if such select committee have occasion to apply or report to the House, and the House be then adjourned for more than twenty-four hours, such select committee may also adjourn to the day appointed for the meeting of the House.

74. That no evidence shall be given before the select committee, or before any commission issued by such committee, against the validity of any vote not included in one of the lists of voters delivered to the general committee as aforesaid, or upon any head of objection to any voter included in any such list other than one of the heads specified against him in such list.

75. That no member of any such select committee shall absent himself from the same without leave obtained from the House, or an excuse allowed by the House at the next sitting thereof, for the cause of sickness, verified upon the oath of his medical attendant, or for other special cause shewn and verified upon oath; and in every such case the member to whom such leave is granted or excuse allowed shall be discharged from attending, and shall not be entitled again to sit or vote on such committee; and such select committee shall never sit until all the members to whom such leave has not been granted, nor excuse allowed, are met; and in case all such members do not meet within one hour after the time appointed for the first meeting of such committee, or within one hour after the time to which such committee has been adjourned, a further adjournment shall be made, and reported to the House by their chairman, with the cause thereof.

76. That every member whose absence without leave or excuse is so reported shall be directed to attend the House at its next sitting, and shall then be ordered to be taken into the custody of the Serjeant-at-arms attending the House, for such neglect of his duty, and shall be otherwise punished or censured, at the discretion of the House, unless it appear to the House, by facts specially stated, and verified upon oath, that such member was, by a sudden accident or by necessity, prevented from attending the said select committee.

77. That an election committee shall not be dissolved by reason of the death or necessary absence of one member or two members thereof only, but the remaining members shall thenceforward constitute the committee; and if there ever be occasion for electing a new chairman on the death or necessary absence of the chairman first appointed, the remaining members of the committee shall elect one of themselves to be chairman, and if in that election there be an equal number of voices, the member whose name stands foremost in the list of the committee as reported to the House shall have a second or casting vote.

78. That if the number of members able to attend any such select committee be, by death or otherwise, unavoidably reduced to less than three, and so continue for the space of three sitting days, such select committee shall be dissolved, (except in the case hereinafter provided), and another shall be appointed to try the petition referred to such committee; and the gene-

ral committee and members of the chairmen's panel shall meet for that purpose as soon as conveniently may be after the occasion arises, at a day and hour to be appointed by the general committee, and notice of such meeting shall be published with the Votes; and all the proceedings of such former committee shall be void and of no effect: Provided always, that, if all the parties before the committee consent thereto, the two remaining members of the committee, or the sole remaining member, if only one, shall continue to act, and shall thenceforward constitute the committee.

79. That whenever any such select committee thinks it necessary to deliberate among themselves upon any question arising in the course of the trial, or upon the determination thereof, or upon any resolution concerning the matter of the petition referred to them, as soon as they have heard the evidence and counsel on both sides relative thereto, the room where they sit shall be cleared, if they think proper, whilst the members of the committee consider thereof.

80. That all questions before the committee, if for the time being consisting of more than one member, shall be decided by a majority of voices; and whenever the voices are equal, the chairman shall have a second or casting voice; and no member of the committee shall be allowed to refrain from voting on any question on which the committee is divided.

81. That whenever the select committee is divided upon any question, the names of the members voting in the affirmative and in the negative shall be entered in the minutes of the said committee, and shall be reported to the House, with the questions on which such divisions arose, at the same time with the final report of the committee.

82. That every such committee shall be attended by a shorthand writer, appointed by the clerk of the House of Commons, and sworn by the chairman faithfully and truly to take down the evidence given before such committee, and from day to day, as occasion requires, to write or cause the same to be written in words at length for the use of the committee.

83. That every such select committee may send for persons, papers, and records, and may examine any person who has subscribed the petition which such select committee are appointed to try, unless it otherwise appear to such committee that such person is an interested witness, and they shall examine all the witnesses who come before them upon oath, which oath the clerk attending such select committee may administer; and if any person summoned by such select committee, or by the warrant of the Speaker of the House of Commons, (which warrants the Speaker may issue from time to time as he thinks fit), disobey such summons, or if any witness before such select committee give false evidence or perjure, or otherwise misbehave in giving or refusing to give evidence, the chairman of such select committee, by their direction, may at any time, during the course of their proceedings, report the same to the House for the interposition of the authority or censure of the House, as the case requires, and may, by a warrant under his hand directed to the Serjeant-at-arms attending the House of Commons, or to his deputy or deputies, commit such person (not being a peer of the realm or lord of Parliament) to the custody of the said Serjeant, without bail or mainprize, for any time not exceeding twenty-four hours, if the House be then sitting, and if not, then for a time not exceeding twenty-four hours after the hour to which the House stands adjourned.

84. That where in this act anything is required to be verified on oath to the House of Commons, it shall be lawful for the clerk of the House of Commons to administer an oath for that purpose, or an affidavit for such purpose may be sworn before any justice of the peace or Master of the High Court of Chancery.

85. That every person who wilfully gives false evidence before the House of Commons, or before any election committee, or before the examiner of recognisances or taxing officer of the House of Commons, under the provisions of this act, or who wilfully swears falsely in any affidavit authorised by this act to be taken, shall, on conviction thereof, be liable to the penalties of wilful and corrupt perjury.

86. That every such select committee shall try the merits of the return or election complained of in the election petition referred to them, and shall determine by a majority of voices, if for the time being consisting of more than one member, whether the sitting members, or either of them, or any and what other person, were duly returned or elected, or whether the

be void, or whether a new writ ought to issue, which

determination shall be final between the parties to all intents and purposes; and the House, on being informed thereof by the committee, shall order such report to be entered in their Journals, and shall give the necessary directions for confirming or altering the return, or for ordering a return to be made, or for issuing a writ for a new election, or for carrying the said determination into execution, as the case may require.

87. That if any such select committee come to any resolution other than the determination above mentioned, they shall, if they think proper, report the same to the House for their opinion, at the same time that they inform the House of such determination, and the House may confirm or disagree with such resolution, and make such orders thereon as to them seems proper.

88. That if the Parliament be prorogued after the appointment of any select committee for the trial of any election petition, and before they have reported to the House their determination thereon, such committee shall not be dissolved by such prorogation, but shall be thereby adjourned to twelve of the clock on the day immediately following that on which Parliament meets again for the despatch of business, (Sunday, Good Friday, and Christmas-day always excepted); and all proceedings of such committee, and of any commission to take evidence issued under the authority of such committee, shall be of the same force and effect as if Parliament had not been so prorogued; and such committee shall meet on the day and hour to which it is so adjourned, and shall thenceforward continue to sit from day to day in the manner hereinbefore provided, until they have reported to the House their determination on the merits of such petition.

89. That whenever any committee appointed to try an election petition reports to the House that such petition was frivolous or vexatious, the parties, if any, who have appeared before the committee in opposition to such petition, shall be entitled to recover from the persons, or any of them, who signed such petition, the full costs and expenses which such parties have incurred in opposing the same, such costs and expenses to be ascertained in the manner hereinafter directed.

90. That whenever such committee reports to the House that the opposition made to any such petition by any party appearing before them was frivolous or vexatious, the persons who signed such petition shall be entitled to recover from the party with respect to whom such report is made the full costs and expenses which such petitioners have incurred in prosecuting their petition, such costs and expenses to be ascertained in the manner hereinafter directed.

91. That whenever no party has appeared before any such committee in opposition to such petition, and such committee reports to the House that the election or return, or the election or insufficiency of a return, complained of in such petition, was vexatious or corrupt, the persons who signed such petition shall be entitled to recover from the sitting members (if any) whose election or return is complained of in such petition, (such sitting members not having given notice as aforesaid of their intention not to defend the same), or from any other persons admitted by the House as aforesaid to oppose such petition, the full costs and expenses which such petitioners have incurred in prosecuting their petition, such costs and expenses to be ascertained in the manner hereinafter directed.

92. That if any ground of objection be stated against any voter in any list of voters intended to be objected to as hereinbefore provided, and if such select committee be of opinion that such objection was frivolous or vexatious, they shall report the same to the House of Commons, together with their opinion on the other matters relating to the said petition, and the opposite party shall in such case be entitled to recover from the party on whose behalf any such objections were made the full costs and expenses incurred by reason of such frivolous or vexatious objections, such costs and expenses to be ascertained in the manner hereinafter directed.

93. That if either party make before the said select committee any specific allegation with regard to the conduct of the other party or his agents, and either bring no evidence in support thereof, or such evidence that the committee is of opinion that such allegation was made without any reasonable or probable ground, the committee may make such orders as to them seem fit for the payment, by the party making such unfounded allegation to the other party, of all costs and expenses incurred by reason of such unfounded allegation, such costs and expenses to be ascertained in the manner hereinafter directed.

94. That the costs and expenses adjudged by any such select

committee as aforesaid to be paid, or which otherwise may become payable, under the provisions of this act or the said recited act of the eighth year of her Majesty, to any party prosecuting or opposing or preparing to oppose any election petition, or to any witness summoned to attend before any committee, under the provisions of this or the said recited act, shall be ascertained in manner following; (that is to say), on application made to the Speaker of the House of Commons by any such petitioner, party, or witness, for ascertaining such costs and expenses, not later than three calendar months after the determination of the merits of such petition, or after any order of the House for discharging the order of reference of such petition to the general committee of elections, or after the withdrawal of any petition as hereinbefore provided, the Speaker shall direct the same to be taxed by the examiner of recognisances or by the taxing officer of the House of Commons; and he said examiner or taxing officer shall examine and tax such costs and expenses, and shall report the amount thereof, together with the name of the party liable to pay the same, and the name of the party entitled to receive the same, to the Speaker, who shall, upon application made to him, deliver to the party a certificate, signed by himself, expressing the amount of the costs and expenses allowed in such report, with the name of the party liable to pay the same, and the name of the party entitled to receive the same; and such certificate so signed by the Speaker shall be conclusive evidence for all purposes whatever as well of the amount of the demand as of the title of the party therein named to recover the same from the party thereunto stated to be liable to the payment thereof; and the party claiming under the same shall, upon payment thereof, give a receipt at the foot of such certificate, which shall be a sufficient discharge for the same.

95. That the examiner of recognisances or the said taxing officer may examine upon oath any party claiming any such costs or expenses, and any witnesses tendered to him for examination, and may receive affidavits, sworn before him, or before any Master of the High Court of Chancery or any justice of the peace, relative to such costs or expenses.

96. That the party entitled to such taxed costs and expenses, or his or her executors or administrators, may demand the whole amount thereof, so certified as above, from any one or more of the persons liable to the payment thereof, and in case of non-payment thereof, on demand, may recover the same by action of debt in any of her Majesty's courts of record at Westminster or Dublin, or in the Court of Session in Scotland, in which action it shall be sufficient for the plaintiff to declare that the defendant is indebted to him in the sum mentioned in the said certificate; and the said plaintiff shall, upon filing the said declaration, together with the said certificate, and an affidavit of such demand as aforesaid, be at liberty to sign judgment as for want of plea by nil dicit, and take out execution for the said sum so mentioned in the said certificate, together with the costs of the said action, according to due course of law: Provided always, that the validity of such certificate (the handwriting of the Speaker thereunto being duly verified) shall not be called in question in any court.

97. That in every case it shall be lawful for any person from whom the amount of such costs and expenses have been so recovered to recover in like manner from the other persons, or any of them (if such there be) who are liable to the payment of the same costs and expenses, a proportionate share thereof, according to the number of persons so liable, and according to the extent of the liability of each person.

98. That if any person having subscribed an election petition presented under this act, or under the said recited act of the eighth year of the reign of her Majesty, neglect or refuse, or the space of seven days after demand, to pay to any witness summoned on his behalf before any committee under the provisions of this or the said recited act the sum so certified as aforesaid by the Speaker, under the authority of this or the said recited act, to be due to such witness, or if such petitioner neglect or refuse, for the space of six months after demand, to pay to any party opposing the said petition the sum so certified by the Speaker as aforesaid to be due to such party for his costs and expenses, and if such neglect or refusal be, within one year after the granting of such certificate, proved to the Speaker's satisfaction, by affidavit sworn before any Master of the High Court of Chancery (and such Master is hereby authorised to administer such oath, and is authorised and required to certify such affidavit under his hand), in every such case every person who has entered into a recognisance relating

to such petition under the provisions of this or the said recited act shall be held to have made default in his said recognisance, and the Speaker of the House of Commons shall thereupon certify such recognisance into the Court of Exchequer in England, if the person who entered into such recognisance reside in England, or into the Court of Exchequer in Ireland if such person reside in Ireland, or into the Court of Exchequer in Scotland if such person reside in Scotland, and shall also certify that such person has made default therein, and such certificate shall be conclusive evidence of the validity of such recognisance and of such default; and the recognisance, being so certified, if the person who entered into such recognisance reside in England, shall be delivered by the clerk or one of the clerks assistant of the House of Commons into the hands of the Lord Chief Baron or one of the Barons of the Court of Exchequer in England, or of some officer appointed by the Court to receive the same, or if such person reside in Ireland or Scotland shall be transmitted through the post, in manner herein-after mentioned, to the Chief Baron of the Court of Exchequer in Ireland, or to one of the judges of the Court of Session discharging for the time the powers and duties of the Court of Exchequer in Scotland, as the case may require, and in every such case such delivery or transmission of such recognisance shall have the same effect as if the same were estreated from a court of law, and the validity of such certificate (the handwriting of the Speaker thereunto being duly verified) shall not be called in question in the said court.

99. That for the purpose of transmitting any such recognisance through the post as aforesaid, the clerk or one of the clerks assistant of the House of Commons, or some other person appointed by the Speaker for that purpose, shall carry such recognisance under a cover directed to the Lord Chief Baron or one of the barons of the Court of Exchequer in Ireland, or to one of the judges of the Court of Session discharging for the time the powers and duties of the Court of Exchequer in Scotland, as the case may require, to the General Post-office in London, and there deliver the same to the postmaster-general for the time being, or to such other person as the said postmaster-general shall depute to receive the same (and which deputation such postmaster-general is required to make), who on receipt thereof shall give an acknowledgment in writing of such receipt to the person from whom the same is received, and shall keep a duplicate of such acknowledgment, signed by the parties respectively to whom the same is so delivered; and the said postmaster-general shall despatch all such recognisances by the first post or mail after the receipt thereof to the person to whom the same is directed, accompanied with proper directions to the postmaster or deputy postmaster of the town or place to which the same is directed, requiring such postmaster or deputy postmaster forthwith to carry such recognisance, and to deliver the same to the person to whom the same is directed, who (or some officer appointed by the court for that purpose) is hereby required to give to such postmaster or deputy postmaster a memorandum in writing under his hand, acknowledging the receipt of every such recognisance, and setting forth the day and hour the same was delivered by such postmaster or deputy postmaster, which memorandum shall also be signed by such postmaster or deputy postmaster, and by him transmitted by the first or second post afterwards to the said postmaster-general, or his deputy, at the General Post-office in London.

100. That all monies which shall be received or recovered by reason or in pursuance of the estreating of any such recognisance as aforesaid shall, after deducting all expenses incurred in respect thereof, be forthwith paid by the proper officer for that purpose into the Bank of England, to the account of the Speaker and of the examiner of recognisances, and shall be applied by them, in manner hereinafter mentioned, in satisfaction, so far as the same will extend, of the costs and expenses intended to be secured by such recognisance.

101. That any person who has entered into any such recognisance may, before the same has been estreated, pay the sum of money for which he is bound by such recognisance into the Bank of England, to the account of the Speaker and the examiner of recognisances; and upon production to the examiner of recognisances of a bank receipt or certificate for the sum so paid in, he shall indorse on the recognisance in respect of which such money has been so paid in a memorandum of such payment, and thereupon such recognisance shall, so far as regards the person by or on whose behalf such money has been so paid, be deemed to be vacated, and shall not afterwards be estreated

as against him, but such recognisance shall continue to be in force as regards any other person who has entered into the same.

102. That in every case in which any money is paid into the Bank of England to the account of the Speaker and the examiner of recognisances, as hereinbefore provided, a bank receipt or certificate of the amount so paid in shall be delivered to the examiner of recognisances by the person paying in the same, and such money shall, in the first place, and in such order of payment as the examiner of recognisances in his discretion, but with the approbation of the Speaker, thinks fit, be applied in satisfaction of all the costs and expenses for securing payment of which such investment was made, or so much thereof as can be thereby satisfied, and thereafter the residue (if any) shall be paid to or transferred to the account of the party by whom or on whose account the same was paid in.

103. That if any sheriff or other returning officer shall wilfully delay, neglect, or refuse duly to return any person who ought to be returned to serve in Parliament for any county, city, borough, district of burghs, port, or place within Great Britain or Ireland, such person may, in case it have been determined by a select committee appointed in the manner hereinbefore directed that such person was entitled to have been returned, sue the sheriff or other officer having so wilfully delayed, neglected, or refused duly to make such return at his election, in any of her Majesty's courts of record at Westminster or Dublin, or in the Court of Session in Scotland, and shall recover double the damages he has sustained by reason thereof, together with full costs of suit; provided such action be commenced within one year after the commission of the act on which it is grounded, or within six months after the conclusion of any proceedings in the House of Commons relating to such election.

104. That this act shall commence and take effect from the end of this session of Parliament.

105. That if at the close of the present session of Parliament there be any election petitions before the House, the order for taking which into consideration has not been discharged, and for trying which no committees have been appointed, such election petitions shall, in case the sureties relating thereto have been reported unobjectionable, be tried by committees to be chosen under the provisions of this act, and shall be referred to the general committee of elections before any petition presented in the next session; and the general committee shall, within two days after their first meeting, appoint a day and hour for selecting a committee to try every such petition; and if the present Parliament be prorogued after the appointment of a select committee for the trial of any such petition as aforesaid, and before they have reported to the House their determination thereon, such committee shall not be dissolved by such prorogation, but shall be adjourned in manner hereinbefore provided in the case in which Parliament is prorogued after the appointment of a select committee for the trial of an election petition, and before they have reported to the House their determination thereon; and in the case of all such petitions as aforesaid, all such further proceedings shall be had with reference thereto as if this act had been in force when such petitions were presented; and the recognisances entered into in respect of such petitions shall be taken to be and remain in force, and shall take effect for securing payment of all costs and expenses which the petitioners shall be liable to pay, as if the same had been entered into under the provisions of this act.

106. That no recognisance entered into, or affidavit sworn, under the provisions of this act, shall require to be impressed with any stamp.

107. That in citing this act it shall be sufficient in all cases to use the expression "The Election Petitions Act, 1848."

108. That in construing this act words importing the singular number only shall include the plural number, and words importing the plural number only shall include the singular, unless there be something in the subject or the context repugnant to such construction; and the words "oath" and "affidavit" respectively shall mean affirmation in the case of Quakers, or any declaration lawfully substituted for an oath in the case of persons allowed by law to make a declaration instead of taking an oath.

109. That this act may be amended or repealed by any act to be passed in this session of Parliament.

## SCHEDULE.

Be it remembered, that on the — day of —, in the year of our Lord 184—, before me A. B. esquire [examiner of recognisances for the House of Commons, or "one of her Majesty's justices of the peace for the — of —"], came — and acknowledged himself [or "severally acknowledged themselves"] to owe to our sovereign lady the Queen the sum of one thousand pounds [or "the following sums, (that is to say), the said — the sum of —, the said — the sum of —, the said — the sum of —, and the said — the sum of —], to be levied on his [or "their respective"] goods and chattels, lands and tenements, to the use of our said sovereign lady the Queen, her heirs and successors.

The condition of this recognisance is, that if [here insert the names of all the petitioners, and, if more than one, add, "or any of them"] shall well and truly pay all costs and expenses in respect of the election petition signed by him [or "them"] relating to the [here insert the name of the borough, city, or county,] which shall become payable by the said petitioner [or "petitioners"] under the Election Petitions Act, 1848, to any witness summoned in his [or "their"] behalf, or to the sitting member, or other party complained of in the said petition, or to any party who may be admitted to defend the same as provided by the said act, then this recognisance to be void, otherwise to be of full force and effect.

## CAP. XCIX.

An Act to further extend the Provisions of the Act for the Inclosure and Improvement of Commons.

— [4th September, 1848.]

## CAP. C.

An Act to permit the Distillation of Spirits from Sugar, Molasses, and Treacle in the United Kingdom.

— [4th September, 1848.]

## CAP. CI.

An Act to provide for the Expenses of erecting and maintaining Lock-up Houses on the Borders of Counties.

— [4th September, 1848.]

## CAP. CII.

An Act to enlarge the Powers of an Act empowering the Commissioners of her Majesty's Woods to form a Royal Park in Battersea Fields; to facilitate the raising of Monies authorised to be raised by the said Commissioners for Metropolitan Improvements; and to regulate and simplify the Mode of keeping the Accounts of the Commissioners of her Majesty's Woods.

— [4th September, 1848.]

## CAP. CIII.

An Act to authorise the Application of a Sum of Money out of the forfeited and unclaimed Army Prize Fund in purchasing the Site of the Royal Military Asylum, and in improving such Asylum.

— [4th September, 1848.]

## CAP. CIV.

An Act for amending the Act for regulating the Piers at Millbank.

— [4th September, 1848.]

## CAP. CV.

An Act to prohibit the Importation of Sheep, Cattle, or other Animals, for the Purpose of preventing the Introduction of contagious or infectious Disorders.

— [4th September, 1848.]

## CAP. CVI.

An Act to amend an Act of the Tenth Year of her present Majesty, for rendering valid certain Proceedings for the Relief of Distress in Ireland by Employment of the Labouring Poor, and to indemnify those who have acted in such Proceedings.

— [4th September, 1848.]

## CAP. CVII.

An Act to prevent, until the 1st day of September, 1850, and to the End of the then Session of Parliament, the spreading of contagious or infectious Disorders among Sheep, Cattle, and other Animals.

[4th September, 1848.]

## CAP. CVIII.

An Act for enabling her Majesty to establish and maintain Diplomatic Relations with the Sovereign of the Roman States. [4th September, 1848.]

## CAP. CIX.

An Act to authorise the Inclosure of certain Lands in pursuance of a Special Report of the Inclosure Commissioners for England and Wales. [4th September, 1848.]

## CAP. CX.

An Act to alter the Provisions relating to the Charges for the Relief of the Poor in Unions. [4th September, 1848.]

Sect. 1. Costs for relief of wandering poor, &c. to be charged to the common fund of unions.

2. Poor persons having a fixed place of abode meeting with accidents, &c. in some other parish where they have no legal settlement, to be relieved by the parishes of their abode or previous chargeability.

3. Paupers rendered irremovable by the 9 & 10 Vict. c. 66, rendered chargeable to the common fund of the union.

4. Questions arising as to cost of relief, &c. may be referred to and decided by the poor law board; whose orders shall not be removable after a certain time, nor be quashed for want of form.

5. Guardians may assist in the emigration of certain poor, and charge the cost upon the common fund of the union, or parish in case of not being in union.

6. Mode of charging the relief herein provided for.

7. Guardians may cause a valuation to be made at any time of property alleged to be rateable.

8. Guardians may obtain orders of maintenance, and charge expenses in like manner as churchwardens, &c. can. Relief advanced by way of loan may be recovered in county court, &c.

9. Persons being chargeable upon the common fund of a union, and being convicted of any offence, may be committed by a justice to the common gaol, &c., the expenses of which shall be charged upon the county, &c.

10. Poor persons may be searched on admission to work-house. Persons in possession of means applying for relief, punishable as idle and disorderly persons.

11. Certificate of chargeability in form prescribed in schedule to 7 & 8 Vict. c. 101, deemed sufficient evidence.

12. Interpretation of act.

13. Act may be amended, &c.

## CAP. CXI.

An Act to amend an Act of the Tenth Year of her present Majesty, for amending the Laws relating to the Removal of the Poor. [4th September, 1848.]

Sect. 1. *Repealing Proviso in 9 & 10 Vict. c. 66, in relation to Removal of Wives and Children, and substituting another Proviso in lieu thereof.*

2. *Not to affect Appeals of which Notice has been given.*

Whereas by an act passed in the 9 & 10 Vict. [c. 66], intituled "An Act to amend the Laws relating to the Removal of the Poor," after reciting that it was expedient that the laws relating to the removal of the poor should be amended, it was enacted, that from and after the passing of that act no person should be removed nor should any warrant be granted for the removal of any person from any parish in which such person should have resided for five years next before the application or the warrant: Provided always, that the time during which such person should be a prisoner in a prison, or should be serving her Majesty as a soldier, marine, or sailor, or reside as a prisoner in Greenwich or Chelsea hospitals, or should be confined in a lunatic asylum, or house duly licensed or hospital registered for the reception of lunatics, or as a patient in a hospital, or during which any such person should receive relief from any parish, or should be wholly or in part maintained by any rate or subscription raised in a parish in which such person does not reside, not being a bona fide charitable gift, should for all purposes be excluded in the computation of time thereinbefore mentioned, and that the removal of a pauper lunatic to a lunatic asylum under the provisions of any act relating to the maintenance and care of pauper lunatics should not be deemed a removal within the meaning of that act: Provided always, that whenever any person should have a wife or children having no other settlement than his or her own, such

wife and children should be removable whenever he or she is removable, and should not be removable when he or she is not removable: And whereas by reason of the generality of the expressions used in the last proviso doubts are entertained as to the meaning thereof, and it is desirable to remove such doubts: be it therefore enacted, &c., that the said last proviso be repealed, and that instead thereof the following be enacted: Provided always, that whenever any person should have a wife or children having no other settlement than his or her own, such wife and children should be removable from any parish or place from which he or she would be removable, notwithstanding any provisions of the said recited act, and should not be removable from any parish or place from which he or she would not be removable by reason of any provision in the said recited act.

2. That nothing herein contained shall affect any appeal of which notice shall have been given before the passing of this act.

## CAP. CXII.

An Act to consolidate, and continue in force for Two Years and to the End of the then next Session of Parliament, the Metropolitan Commissions of Sewers.

[4th September, 1848.]

## CAP. CXIII.

An Act for the further Amendment of the Acts relating to the Dublin Police. [4th September, 1848.]

## CAP. CXIV.

An Act to prevent District Auditors from taking Proceedings in certain Cases. [4th September, 1848.]

## CAP. CXV.

An Act to vest in her Majesty the Property of the Irish Reproductive Loan Fund Institution, and to dissolve the said Institution. [4th September, 1848.]

## CAP. CXVI.

An Act for carrying into effect the Treaty between her Majesty and the Republic of the Equator for the Abolition of the Traffic in Slaves. [4th September, 1848.]

## CAP. CXVII.

An Act for rendering certain Newspapers published in the Channel Islands and the Isle of Man liable to Postage. [4th September, 1848.]

(To be continued.)

## London Gazette.

TUESDAY, OCTOBER 10.

## BANKRUPTS.

JAMES BUCKLAND, Greenwich, Kent, licensed victualler, dealer and chapman, Oct. 21 at 1, and Nov. 18 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. George, Villiers-street, Strand.—Fist dated May 17.

GEORGE ACKLAND, Loughborough-road, Brixton, Surrey, merchant, commission agent, dealer and chapman, (trading with John Capper, under the firm of Ackland, Boyd, & Co.), Oct. 23 at half-past 2, and Nov. 21 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Hornby & Towgood, 31, St. Swithin's-lane.—Fist dated Sept. 29.

ROBERT ALLISON and THOMAS ALLISON, Dean-st., Soho, Middlesex, piano-forte manufacturers, (trading under the firm of Allison and Allison), Oct. 27 and Nov. 24 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Hoare, 24, Essex-street, Strand.—Fist dated Sept. 22.

JAMES TREMLETT, Ottery Saint Mary, Devonshire, auctioneer, dealer and chapman, Oct. 17 at 10, and Nov. 15 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Daw, Exeter; Terrill, 14, Gray's-inn-square, London.—Fist dated Sept. 30.

HENRY ARMISTEAD, Barrowford, near Colne, Lancashire, cotton spinner, dealer and chapman, Oct. 24 and Nov. 14 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Hitchcock & Co., Manchester; Gregory & Co., Bedford-row, London.—Fist dated Sept. 29.



## MEETINGS.

*Henry Dawes*, Great Malvern, Worcestershire, maltster, Nov. 2 at half-past 12, District Court of Bankruptcy, Birmingham, ch. ass.—*Matthew Holmes*, Bilston, Staffordshire, victualler, Oct. 24 at half-past 10, District Court of Bankruptcy, Birmingham, last ex.—*Edward Wells* the younger, Myddleton-place, Sadler's-wells, Middlesex, victualler, Nov. 3 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Hen. Hilliard*, Austin-frs., and George-yard, Lombard-st., London, stationer, Nov. 3 at 2, Court of Bankruptcy, London, aud. ac.—*John Gatrell*, Lymington, Hampshire, upholsterer, Nov. 3 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Chas. Morton*, Pentonville-hill, Middlesex, licensed victualler, Nov. 3 at 1, Court of Bankruptcy, London, and. ac.—*Alex. Beattie*, Forton, Alverstoke, Southampton, coal merchant, Nov. 3 at 1, Court of Bankruptcy, London, aud. ac.—*George Perigal* and *Chas. Brady*, Clement's-lane, Lombard-street, London, wine merchants, Nov. 3 at 11, Court of Bankruptcy, London, aud. ac.—*John Trevers* the elder, Gloucester-place, Old Kent-road, and *John Trevers* the younger, White-cottage, Apollo-buildings, East-lane, Walworth, Surrey, carpenters, Nov. 3 at 1, Court of Bankruptcy, London, aud. ac.—*Francis Thomas Smith* and *Abraham Smith*, Hackney, Middlesex, seedsmen, Nov. 1 at 11, Court of Bankruptcy, London, aud. ac.—*Catherine Elton*, Whitechapel, Middlesex, ironmonger, Nov. 1 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. B. Hills*, Maidstone, Kent, and *Richard W. Aldridge*, Rood-lane, Fenchurch-street, London, shipping grocers, Nov. 1 at 2, Court of Bankruptcy, London, aud. ac.—*James Sabberton*, Sutton-st., York-road, Lambeth, Surrey, tailor, Nov. 1 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Hen. John Ker*, Footscray, Kent, innkeeper, Nov. 1 at 2, Court of Bankruptcy, London, aud. ac.—*John Clark* and *Fred. E. L. Clark*, Pudding-lane, London, ship brokers, Nov. 1 at 1, Court of Bankruptcy, London, aud. ac.—*James Rees*, Park-place West, and Mornington-road, Camden-town, Middlesex, builder, Nov. 1 at half-past 12, Court of Bankruptcy, London, aud. ac.—*John C. Dicker*, Vere-st., Oxford-street, Middlesex, merchant, Nov. 1 at 1, Court of Bankruptcy, London, aud. ac.—*John Every* the elder, Lewes, Sussex, ironfounder, Nov. 2 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Bishop*, Tredegar, Monmouthshire, linen draper, Nov. 2 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Henry Gibbs*, Oxford, grocer, Nov. 2 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Sam. Gawan*, Christchurch, Surrey, victualler, Nov. 3 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Gervas Parnell*, Walworth-common, Surrey, brewer, Nov. 2 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Andrew Schofield*, Oldham, Lancashire, attorney at law, Nov. 2 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*John S. Whitaker*, Salford, Lancashire, wine dealer, Nov. 3 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Wm. Spink*, Purston Jacklin, Featherstone, Yorkshire, butcher, Oct. 31 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Daniel Hill*, Horncastle, Lincolnshire, seed merchant, Nov. 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*John Wingrave*, Coventry, Warwickshire, silk dyer, Nov. 2 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Thos. Small Smith*, Wednesbury, Staffordshire, carpenter, Nov. 7 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Chas. Jas. Henfrey*, Leamington Priors, Warwickshire, victualler, Nov. 2 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Thos. Davies*, Aberavon, Glamorganshire, draper, Nov. 7 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Wm. Todd*, Whitehaven, Cumberland, ironmonger, Nov. 3 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Jas. Rich. Baskett*, Newcastle-upon-Tyne, coal merchant, Nov. 3 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Ed. Whitmore*, *John Wells*, *J. Wells* the younger, and *Fred. Whitmore*, Lombard-st., London, bankers, Oct. 31 at 12, Court of Bankruptcy, London, div.—*John Edwards*, Upper Stamford-st., Blackfriars, Surrey, corn merchant, Nov. 3 at 1, Court of Bankruptcy, London, div.—*John Reay* the younger and *Henry Reay*, Mark-lane, London, wine merchants, Nov. 3 at 11, Court of Bankruptcy, London, div.—*Thos. Peters*, Cambridge, tailor, Nov. 3 at 12, Court of Bankruptcy, London, div.—*Fred. Peake* and *J. Jilings*, Honiton, Devonshire, drapers, Nov. 3 at 11, Court of Bankruptcy, London, div.—*Ed. Scott*, Tunbridge

Wells, Kent, innkeeper, Nov. 2 at 2, Court of Bankruptcy, London, div.—*Wm. Batten* and *Alex. Marshall*, Ship Tavern-passage, Gracechurch-st., London, cheesemongers, Nov. 2 at half-past 1, Court of Bankruptcy, London, div.—*Jos. Wm. Cattell*, Huggin-lane, London, silk shag manufacturer, Nov. 1 at 2, Court of Bankruptcy, London, div.—*J. Oliver*, City-road, Middlesex, cabinet manufacturer, Nov. 1 at 1, Court of Bankruptcy, London, div.—*Hannah Ward*, Newgate-market, London, carcass butcher, Nov. 1 at half-past 12, Court of Bankruptcy, London, div.—*John Capel*, Bouverie-st., Fleet-st., London, coal merchant, Nov. 2 at 11, Court of Bankruptcy, London, div.—*Robert Johnston*, Gracechurch-st., London, ironmonger, Nov. 1 at 11, Court of Bankruptcy, London, div.—*Wm. Ashbee*, Tunbridge, Kent, grocer, Nov. 1 at 12, Court of Bankruptcy, London, div.—*John Grinsell*, Wolverhampton, Staffordshire, grocer, Nov. 7 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; Nov. 14 at 11, div.—*John Benson Brown*, Newcastle-under-Lyme, Staffordshire, wine merchant, Nov. 2 at 12, District Court of Bankruptcy, Birmingham, aud. ac.; Nov. 7 at 11, div.—*Thos. Martin*, Scarthing-moor, Weston, Nottinghamshire, miller, Nov. 3 at 11, District Court of Bankruptcy, Nottingham, aud. ac. and div.—*Wm. Bedell*, Leicester, general dealer, Nov. 3 at 11, District Court of Bankruptcy, Nottingham, aud. ac. and fin. div.—*John Johnston*, Stamford, Lincolnshire, hosier, Nov. 3 at 11, District Court of Bankruptcy, Nottingham, aud. ac. and div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Wm. Williams*, Colchester, Essex, hat maker, Nov. 3 at half-past 1, Court of Bankruptcy, London.—*Chas. Morin*, Pentonville-hill, Middlesex, licensed victualler, Nov. 3 at 1, Court of Bankruptcy, London.—*Rich. Brown Addison*, Banner-st., Southwark, Surrey, engineer, Nov. 3 at 11, Court of Bankruptcy, London.—*Hen. Hilliard*, Austin-frs., George-yard, Lombard-st., London, stationer, Nov. 3 at 2, Court of Bankruptcy, London.—*James Reid*, Upper Eaton-st., Pimlico, Middlesex, Nov. 3 at 12, Court of Bankruptcy, London.—*John Ellis* and *Chas. Ellis*, Warner-road, Camberwell, Surrey, builders, Nov. 3 at half-past 12, Court of Bankruptcy, London.—*John Johnson*, Great Winchester-st., London, merchant, Oct. 31 at 2, Court of Bankruptcy, London.—*Catherine Elton*, Whitechapel, Middlesex, ironmonger, Nov. 1 at 12, Court of Bankruptcy, London.—*Wm. Jas. Townsend*, Wellclose-square, Middlesex, cork manufacturer, Nov. 2 at 11, Court of Bankruptcy, London.—*Henry Pen. S. John's-square*, Clerkenwell, Middlesex, and Loughton, Essex, watch manufacturer, Nov. 3 at half-past 12, Court of Bankruptcy, London.—*Brailford Bright*, Forest-gate, Essex, and Bishopsgate-st. Within, London, merchant, Nov. 2 at 1, Court of Bankruptcy, London.—*Wm. Beck Hills*, Maidstone, Kent, and *Richard Wm. Aldridge*, Rood-lane, London, shipping grocers, Nov. 1 at 2, Court of Bankruptcy, London.—*Geo. Wilkinson* the younger, Louth, Lincolnshire, junier, Nov. 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Wm. Boucher*, Bristol, bed manufacturer, Nov. 2 at 11, District Court of Bankruptcy, Bristol.—*Wm. Todd*, Whitehaven, Cumberland, ironmonger, Nov. 3 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Jas. Rich. Baskett*, Newcastle-upon-Tyne, corn merchant, Nov. 3 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Hall* and *Rich. Hall*, Elton, Bury, Lancashire, bobbin turners, Nov. 1 at 12, District Court of Bankruptcy, Manchester.—*John Jackson* the elder, Stockport, Cheshire, tailor, Nov. 2 at 12, District Court of Bankruptcy, Manchester.—*Thos. Hanson*, Lenney Barn, Spotland, Rochdale, Lancashire, cattle dealer, Nov. 2 at 11, District Court of Bankruptcy, Manchester.—*Mary Riley*, Sheffield, Yorkshire, tobaccoconist, Nov. 11 at 12, District Court of Bankruptcy, Sheffield.—*Charles Waud*, New Bond-st., Middlesex, cook, Nov. 2 at 12, Court of Bankruptcy, London.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Oct. 31.*

*Thos. Earle*, Castle-st., Long-acre, Middlesex, funeral carriage master.—*John Power*, Bristol, draper.—*J. W. Tabb*, Wakefield, Yorkshire, dyer.—*Gervas Parnell*, Walworth-common, Surrey, brewer.—*John Hammond*, Bognor, Sussex, ironmonger.—*Robt. Burns*, Exeter, general draper.—*Richard*



*swerden*, Launceston, Cornwall, saddler.—*John P. Brady*, cat St. Helens, London, wine merchant.—*John Trevers*, elder, Gloucester-place, Old Kent road, and *John Trevers* younger, White-cottage, Apollo-buildings, East-lane, Wal-rich, Surrey, carpenters.—*Fred. Ashford*, Ipswich, Suffolk, vicer.—*Saml. Gowan*, Holland-st., Surrey, victualler.—*T. Bir*, Kidderminster, Worcestershire, attorney at law.—*T. Forster*, Haymarket, Middlesex, chymist.

## FIAT ANNULLED.

*J. R. Ashworth*, Manchester, fustian manufacturer.

## SCOTCH SEQUESTRATIONS.

*Chas. Forrest*, Branzet, Baldernock, Stirlingshire, farmer. *J. M. Campbell*, Aberdeen, surgeon, deceased.—*Robt. A. ruside*, Glasgow, wine merchant.—*John Graham*, Glasgow, perintendent of police.

## DECLARATION OF INSOLVENCY.

*John Ingle*, Whittlesea, Cambridgeshire, baker, Oct. 20 at Court of Bankruptcy, London.

## INSOLVENT DEBTORS

*he have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Alfred White*, Margate, Kent, coffee-shop keeper, Oct. 21 10, County Court of Kent, at Margate.—*Samuel Perry*, idley, Worcestershire, cable chain maker, Oct. 25 at 1, County Court of Worcestershire, at Dudley.—*M. M'Manes*, idley, Worcestershire, grocer, Oct. 25 at 1, County Court of Worcestershire, at Dudley.—*Filipi Cattaneo*, York, licensed wker, Oct. 27 at 9, County Court of Yorkshire, at York.—*s. Patorini*, York, clock maker, Oct. 27 at 9, County Court of Yorkshire, at York.—*Lionel Lemon*, Ruabon, Denbighshire, jeweller, Oct. 27 at 10, County Court of Denbighshire, Ruabon.—*Robt. Fletcher*, Rugby, Warwickshire, grocer, at 25 at 10, County Court of Warwickshire, at Rugby.—*W. Ayliffe*, Bury St. Edmunds, Suffolk, tailor, Oct. 21 at 1, County Court of Suffolk, at Bury St. Edmunds.—*Johnrench*, Liverpool, licensed victualler, Oct. 16 at 10, Liverpool District County Court, at Liverpool.—*John Courtail*, est Bromwich, Staffordshire, retail brewer, Oct. 27 at 11, County Court of Staffordshire, at Oldbury.—*Rich. Peasland*, Oldbury, Worcestershire, green grocer, Oct. 27 at 11, County Court of Staffordshire, at Oldbury.—*John Fernie*, Breewood, Staffordshire, dissenting minister, Oct. 23 at 11, County Court of Staffordshire, at Wolverhampton.—*William S. Woods*, Deravon, Glamorganshire, ship carpenter, Oct. 16 at 10, County Court of Glamorganshire, at Neath.—*James Harding*, Manchester, provision dealer, Oct. 20 at 12, County Court of Lancashire, at Manchester.—*Wm. Smeithurst*, Manchester, commercial traveller, Oct. 20 at 12, County Court of Lancashire, at Manchester.

## Saturday, Oct. 7.

*ie following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Chas. Coates*, Bradford, Yorkshire, chymist, No. 69,932 ; *Chas. Higgins*, assignee.—*John Latham*, Manchester, attorney at law, No. 68,465 C. ; *T. Rigby* and *J. Ashworth*, assignees.—*W. Freeman*, Victory-street, Newtown, Deptford, ant, shoemaker, No. 59,298 T. ; *Wm. Little*, assignee.—*Ch. Wray*, Maxey, Northamptonshire, labourer, No. 70,085 ; *Wm. French*, assignee.

## Saturday, Oct. 7.

*ders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

## (On their own Petitions).

*William Snook*, Edith-villas, North-end, Fulham, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*John Dowd*, Wormwood-street, Bishopsgate, London, auctioneer: in the Queen's Prison.—*Samuel Derk Patch*, Newman-street, Oxford-street, Middlesex, parliamentary agent: in the Debtors Prison for London and Middlesex.—*John Quilter*, St. John-street, Clerkenwell, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*Thos. Abell*, James-place, Hackney-road, Middlesex, straw hat manufacturer: in the Debtors Prison for London and Middlesex.—*Robt. B. Jennings*, Upper Norton-

street, Fitzroy-square, Middlesex, in no profession: in the Queen's Prison.—*William P. Edwards*, Great Queen-street, Lincoln's-inn-fields, Middlesex, law clerk: in the Debtors Prison for London and Middlesex.—*John M. Minter*, Caroline-place, Stoke Newington-common, Stoke Newington, Middlesex, attorney at law: in the Debtors Prison for London and Middlesex.—*Samuel Cox* the younger, Charlotte-street, Caledonian-road, Pentonville, Middlesex, plate glass dealer: in the Debtors Prison for London and Middlesex.—*John Brown*, Edgware-road, Mary-le-bone, Middlesex, undertaker: in the Debtors Prison for London and Middlesex.

## (On Creditor's Petition).

*William King*, Newington-common, Stoke Newington, Middlesex, dyer: in the Debtors Prison for London and Middlesex.

## (On their own Petitions).

*Thomas Chappell*, Saffron Walden, Essex, plumber: in the Gaol of Chelmsford.—*William James*, Tucking-mill, Camborne, Cornwall, shoemaker: in the Gaol of Chester.—*William Jones*, Folt, Llanfair, Dyffryn Clwyd, Denbighshire, labourer: in the Gaol of Ruthin.—*John Townsend*, Hastings, Sussex, wine merchant: in the Gaol of Dover.—*William Coward* the younger, Hartlepoole, Durham, baker: in the Gaol of Durham.—*Samuel Evans*, Monkwearmouth Shore, Durham, commission agent: in the Gaol of Durham.—*Nicholas Girard*, Stonehouse, Devonshire, rigger in Her Majesty's dock-yard at Devonport: in the Gaol of St. Thomas Apostle.—*William Mead*, Calliper's-lodge, Watford, Hertfordshire, cattle dealer: in the Gaol of Hertford.—*James Winterborn*, St. Albans, Hertfordshire, carpenter: in the Gaol of Hertford.—*Joseph Bradbury*, Oldham, Lancashire, cotton spinner: in the Gaol of Lancaster.—*Asa Bradbury*, Oldham, Lancashire, cotton spinner: in the Gaol of Lancaster.—*John Chitty*, Preston, Lancashire, carpet dealer: in the Gaol of Lancaster.—*Henry Rose*, Manchester, drysalter: in the Gaol of Lancaster.—*James Tweedale* Waterhead-mill, near Oldham, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Joseph Thompson*, Manchester, hosier: in the Gaol of Lancaster.—*John Waring*, Liverpool, flour dealer: in the Gaol of Lancaster.—*James Broadbent*, Waterhead-mill, near Oldham, Lancashire, cotton spinner: in the Gaol of Lancaster.—*James Wardle*, Biddulph, Staffordshire, shoemaker: in the Gaol of Stafford.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Yorkshire, at YORK CASTLE, Oct. 27 at 9.*

*John Russell*, Bramley, near Leeds, innkeeper.—*Joseph Nicholson*, Fulford, near York, out of business.—*John Render*, Knaresborough, assistant saddler.—*William Lepton*, Bradford, out of business.—*William Pink Perkins*, Hunale, near Leeds, printer.—*Robert Irvine*, Leeds, general dealer.—*William North*, York, out of business.—*Richard Brooke*, Leeds, out of business.—*Jackson Tweddle*, Middlesborough, shoemaker.—*Robert Taylor* the younger, Holbeck, near Leeds, assistant provision dealer.—*George Whitehead*, Heckmond-wick, near Leeds, tanner.—*Robert Peacock*, Leeds, coal leader.—*Lydia Spencer*, widow, Pudsey, near Leeds, cloth manufacturer.—*Robert Laughton Wells*, Doncaster, shoemaker.

*At the County Court of Wiltshire, at SALISBURY, Oct. 26, at 11.*

*Thomas Bendrey*, Chippenham, Wilts, innkeeper.—*Harry Collett*, Yatton Keynell, butcher.

*At the County Court of Carmarthenshire, at CARMARTHEN, Oct. 17.*

*Phillip Edward*, Llandeufsant, farmer.

## FRIDAY, Oct. 13.

## BANKRUPTS.

*RICHARD FIELD*, formerly of Broad st., Cheapside, and afterwards of Barge-yard, Bucklersbury, London, warehouseman and builder, dealer and chapman, Oct. 19 at 12, and Nov. 23 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Reed & Co., Broad-st., Cheapside.—Fiat dated Oct. 11.

**CATHERINE CHOULES**, Reading, Berkshire, ironmonger, Oct. 26 at 2, and Nov. 23 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Gem & Co., Lincoln's-inn-fields.—Fiat dated Oct. 4.

**GEORGE ACKLAND**, Moorgate-st., London, and Brixton, Surrey, and **HENRY OSWIN**, Cecil-st., Strand, Middlesex, merchants and factors, dealers and chapmen, (now or lately carrying on business at Colombo, Island of Ceylon, East Indies, with Samuel Butler and John Capper, under the style or firm of Ackland, Boyd, & Co.), Oct. 27 at 2, and Nov. 24 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wilkinson & Gurney, Nicholas-lane, Lombard-st.—Fiat dated Oct. 4.

**GEORGE PRICE**, Merthyr Tydfil, Glamorgan-shire, innkeeper, dealer and chapman, Oct. 26 and Nov. 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Philipotts, Cardiff; W. & C. Bevan, Bristol.—Fiat dated Oct. 7.

**REES DAVIES**, Cwm Tawe, Ystradgunlais, Brecknock-shire, innkeeper, Oct. 27 and Nov. 24 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Hargreaves, Neath; Leman, Bristol; Nicholls & Doyle, Bedford-row.—Fiat dated Oct. 7.

**SOLOMON FLATOW**, Leeds, Yorkshire, jeweller and general dealer, dealer and chapman, Oct. 23 and Nov. 13 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Upton, Leeds; Few & Co., Henrietta-street, London.—Fiat dated Oct. 7.

**HENRY NICHOLLS**, Eastham, innkeeper, and **THOMAS HILLIAR**, Birkenhead, Cheshire, scrivener, (carrying on business at Eastham as steam-packet owners, carriers, dealers and chapmen, under the firm of Henry Nicholls & Co.), Oct. 23 and Nov. 15 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Whitley, Liverpool; Sweeting & Co., Southampton-buildings, London.—Fiat dated Oct. 3.

**JAMES PRATT**, Liverpool, stock and share broker, dealer and chapman, Oct. 30 and Nov. 21 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Oct. 7.

**GEORGE HENRY HUSBAND**, Salford, Lancashire, joiner and builder, dealer and chapman, Oct. 24 and Nov. 21 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Andrew, Manchester; Smith, 35, Lincoln's-inn-fields, London.—Fiat dated Oct. 7.

**JOHN FOSTER TAYLOR**, Bakewell, Derbyshire, grocer and flour dealer, Oct. 26 and Nov. 21 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sutton, Manchester; Milne & Co., Temple, London.—Fiat dated Oct. 4.

**NICHOLAS BROWN**, Hexham, Northumberland, timber merchant, dealer and chapman, (trading under the style or firm of the Tyne Saw Mills Co.), Oct. 24 at half-past 10, and Nov. 28 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Hodge, Newcastle-upon-Tyne; Seddons & Co., 38, Bedford-row, London.—Fiat dated Oct. 4.

#### MARRIAGES.

*Alex. Aug. Mackey and Nath. Jas. W. Holt*, St. Helen's-place, Bishopgate-street, London, merchants, Oct. 23 at 12, Court of Bankruptcy, London, pr. d.—*John Nesbitt, Esq. Stoveart, and J. Nesbitt, jun.*, Aldermanbury, London, merchants, Nov. 6 at 11, Court of Bankruptcy, London, ch. ass.—*Hen. J. Ker*, Footscray, Kent, innkeeper, Nov. 1 at 2, Court of Bankruptcy, London, last ex.—*John C. Dicker*, New-hall, Cheshire, merchant, Nov. 1 at 1, Court of Bankruptcy, London, last ex.—*Thomas Williams*, Jermyn-street, Westminster, Middlesex, licensed victualler, Nov. 2 at 1, Court of Bankruptcy, London, last ex.—*Wm. G. Churches*, Basinghall-st., London, warehouseman, Nov. 1 at 11, Court of Bankruptcy, London, last ex.—*Wm. Howitt*, Strand, Middlesex, bookseller, Nov. 6 at half-past 12, Court of Bankruptcy, London, and. ac.—*John Barnes*, Woodfield-road, Harrow-road, Middlesex, builder, Nov. 6 at half-past 11, Court of Bankruptcy, London, and. ac.—*Thomas Sternberg*, Northampton, wine merchant, Nov. 6 at half-past 12, Court of Bankruptcy, London, and. ac.—*N. Bruce*, Farringdon-st., London, printer, Nov. 6 at 1, Court of Bankruptcy, London, and. ac.—*J. Hughson* and *Alex. Mackay*, Chundernagore,

East Indies, merchants, Nov. 6 at half-past 11, Court of Bankruptcy, London, and. ac.—*Jas. B. Bask*, Myline-street, Claremont-sq., Middlesex, cattle dealer, Nov. 6 at 12, Court of Bankruptcy, London, and. ac.—*Rich. Jewson*, Great Winchester-st., London, merchant, Nov. 6 at 12, Court of Bankruptcy, London, and. ac.—*James Woodward and Wm. Woodward*, Walnut-tree-walk, Lambeth, Surrey, builders, Nov. 6 at 11, Court of Bankruptcy, London, and. ac.—*Alfred William Hare*, Bartlett's-buildings, and Swan-chambers, Lad-lane, London, and Park-place, Highgate, Middlesex, brush manufacturer, Nov. 6 at half-past 1, Court of Bankruptcy, London, and. ac.—*James Betts*, Winchester, Southampton, upholsterer, Nov. 7 at 11, Court of Bankruptcy, London, and. ac.—*Charles Willis*, King-street-terrace, New North-road, Islington, Middlesex, licensed victualler, Nov. 8 at half-past 11, Court of Bankruptcy, London, and. ac.—*L. Hepworth*, Manchester, shopkeeper, Nov. 13 at 12, District Court of Bankruptcy, Manchester, and. ac.—*Margaret Russell*, Manchester, milliner, Nov. 6 at 12, District Court of Bankruptcy, Manchester, and. ac.; Nov. 7 at 12, div.—*Geo. Godson*, Brailos, Warwickshire, carrier, Nov. 7 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*H. Constable*, Wednesbury, Staffordshire, grocer, Nov. 4 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*Josiah Pritchard*, Harewood, Herefordshire, innkeeper, Nov. 4 at half-past 10, District Court of Bankruptcy, Birmingham, and. ac.—*John H. Hill*, Plymouth, Devonshire, veterinary surgeon, Nov. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.; Nov. 9 at 1, div.—*W. Stanbury*, Cawsand, Cornwall, grocer, Nov. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.; Nov. 9 at 1, div.—*Wm. Medland*, Saint Austell, Cornwall, common brewer, Nov. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.; Nov. 9 at 1, div.—*S. B. Serjeant*, Callington, Cornwall, attorney at law, Nov. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.; Nov. 9 at 1, div.—*Robert Martin*, Plymouth, Devonshire, ale merchant, Nov. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.; Nov. 9 at 1, div.—*John Mitchell*, Feock, Cornwall, merchant, Nov. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.—*Jos. Hooper*, Honiton, Devonshire, market gardener, Nov. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.; Nov. 9 at 1, div.—*Jos. Carne the younger*, Falmouth, Cornwall, grocer, Nov. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.; Nov. 9 at 1, div.—*Geo. Pringle*, Gateshead, Durham, letterpress printer, Nov. 10 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*A. Halliley and R. Halliley*, Wigton, Cumberland, calico printers, Nov. 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; Nov. 10 at 11, fin. div.—*Thos. T. Clarke*, Sunderland, Durham, baker, Nov. 8 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; Nov. 10 at 11, div.—*Wm. Richardson*, Newcastle-upon-Tyne, glass manufacturer, Nov. 8 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; Nov. 10 at 12, div.—*H. Rogers, F. Skerrett, and R. Bouffault*, Saint Martin's-lane, Charing-cross, Middlesex, woollen drapers, Nov. 3 at 12, Court of Bankruptcy, London, div.—*Catherine Elton*, Whitechapel, Middlesex, ironmonger, Nov. 3 at 11, Court of Bankruptcy, London, div.—*A. Fisher*, Alton, Southampton, brewer, Nov. 3 at half-past 11, Court of Bankruptcy, London, fin. div.—*V. F. Strong and W. Baring*, Dye-house-wharf, Clink-st., Southwark, Surrey, coal merchants, Nov. 3 at half-past 12, Court of Bankruptcy, London, div.—*J. E. Smith, J. R. Beard, and R. T. Smith*, Cheap-side, London, warehouseman, Nov. 3 at 1, Court of Bankruptcy, London, div.—*John Bishop*, Tredgar, Monmouthshire, linen draper, Nov. 8 at half-past 12, Court of Bankruptcy, London, div.—*H. Gibbs*, Oxford, grocer, Nov. 6 at 11, Court of Bankruptcy, London, div.—*John Every*, elder, Lewes, Sussex, ironfounder, Nov. 6 at 12, Court of Bankruptcy, London, div.—*T. H. Forster*, Haymarket, Middlesex, chemist, Nov. 6 at 1, Court of Bankruptcy, London, div.—*Stephen Woodgate*, Westmoreland-place, Southampton-street, Camberwell, Surrey, auctioneer, Nov. 6 at half-past 11, Court of Bankruptcy, London, div.—*Thomas Ridsdale*, the younger, Milton next Gravesend, Kent, ironmonger, Nov. 6 at half-past 12, Court of Bankruptcy, London, div.—*Wm. Mackenzie*, Newgate-st., London, fringe manufacturer, Nov. 6 at half-past 11, Court of Bankruptcy, London, div.—*Ja. Butler*, Saffron Walden, Essex, upholsterer, Nov. 6 at half-past 2, Court of Bankruptcy, London, div.—*Robert Oakley*, Southampton, market gardener, Nov. 8 at 12, Court of Bank-

pty, London, div.—*E. Tibbey*, Frith-st., Soho, Middlesex, amond merchant, Nov. 9 at half-past 1, Court of Bankruptcy, London, div.—*R. Sharpe*, Chelmsford, Essex, draper, ov. 9 at 12, Court of Bankruptcy, London, div.—*John S. Whitaker*, Salford, Lancashire, wine dealer, Nov. 10 at 12, District Court of Bankruptcy, Manchester, div.—*S. Langtyle* the elder and *S. Langdale* the younger, Stockton-upon-tees, Durham, and *Yarm*, Yorkshire, corn dealers, Nov. 7 at District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Wm. Todd*, Whitehaven, Cumberland, ironmonger, Nov. at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, v.

## CERTIFICATES.

*to be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Thomas Samuel De Vear*, Gravesend, Kent, out of business, Nov. 6 at 1, Court of Bankruptcy, London.—*James Lake*, West Cowes, Isle of Wight, Southampton, builder, ov. 6 at half-past 12, Court of Bankruptcy, London.—*John Sanders*, Fleet-st., London, publisher, Nov. 6 at 3, Court of Bankruptcy, London.—*Thos. Woodfield*, Little Ebury, Mimco, Middlesex, plumber, Nov. 4 at 1, Court of Bankruptcy, London.—*James Newman*, Ventnor, Isle of Wight, Southampton, builder, Nov. 4 at 12, Court of Bankruptcy, London.—*Wm. Esmekigh Hammond*, Uxbridge, Middlesex, sd crusher, Nov. 4 at 11, Court of Bankruptcy, London.—*J. Ed. Jones*, Waterloo-place, Pall-mall, Middlesex, enginer, Nov. 8 at 1, Court of Bankruptcy, London.—*George M. Haworth* and *Robert Archbutt*, Manor-st., King's-sd, Chelsea, Middlesex, iron founders, Nov. 8 at 11, Court of Bankruptcy, London.—*Wm. Saul*, Brook-st., Gloucester-sd, Bayswater, Middlesex, furnishing ironmonger, Nov. 4 at Court of Bankruptcy, London.—*Jas. Crescent Shaw*, istol, carrier, Nov. 7 at 11, District Court of Bankruptcy, istol.—*Jas. Jackson Perens* and *Robinson Perens*, Durham, vens, Nov. 7 at half-past 11, District Court of Bankruptcy, wcastle-upon-Tyne.—*James Roberts*, Liverpool, ironnger, Nov. 3 at 11, District Court of Bankruptcy, Liverol.—*Wm. Ashley*, Liverpool, underwriter, Nov. 3 at 11, istrict Court of Bankruptcy, Liverpool.—*Absalom Hummrs*, Liverpool, shoemaker, Nov. 6 at 11, District Court of Bankruptcy, Liverpool.—*John Patey Balley*, Devonport, ronshire, apothecary, Nov. 8 at 11, District Court of Bankruptcy, Exeter.—*Ed. Ellis*, Wednesbury, Staffordshire, ilder, Nov. 8 at 11, District Court of Bankruptcy, Birngham.—*Thomas Stacey*, Eckington, Derbyshire, coalster, Nov. 7 at 12, District Court of Bankruptcy, Manchester.—*Margaret Hassell*, Manchester, milliner, Nov. 7 at District Court of Bankruptcy, Manchester.—*James Williamson*, Glasson, Lancashire, innkeeper, Nov. 7 at 12, istrict Court of Bankruptcy, Manchester.

*to be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Nov. 3.*

*Michael Archer* and *Thos. Halsall*, Liverpool, timber merchants.—*Thos. Robson*, Manchester, agent.—*J. Gatrell*, mington, Hampshire, upholsterer.—*Henry Hillier* the nger, Birkenhead, Cheshire, innkeeper.—*Wm. Fignett*, erpool, tobaccoist.—*Wm. Watson*, Elland, Yorkshire, ironmonger.—*Thos. Williams*, Llangefai, Anglesey, draper.—*as. Starkey*, Horseferry-road, Westminster, Middlesex, ilder.—*Jos. Lowe*, Birmingham, factor.—*Thomas Farnell d Shaw*, Birmingham, factor.—*Jane Bowdler*, widow, ewsbury, Shropshire, jeweller.—*George James Brady*, at St. Helen's, London, wine merchant.—*Jas. Dodgson*, kefield, Yorkshire, innkeeper.

## FIAT ANNULLED.

*Laynes Barrow Higginson*, Liverpool, merchant.

## INSOLVENT DEBTORS

*o have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from process.*

*Wm. Colley*, New Brompton, Gillingham, Kent, grocer, 7 m at 10, County Court of Kent, at Rochester.—*Isaac yson*, Chorley, Lancashire, brazier, Nov. 3 at 10, County rt of Lancashire, at Chorley.—*Isaac Grimothy Stephenson*,

Leeds, Yorkshire, grocer, Oct. 30 at 10, County Court of Yorkshire, at Leeds.—*Jas. Morley*, Chatham, Kent, dealer in hats, Nov. 9 at 10, County Court of Kent, at Rochester.—*Thos. Smith*, Norwich, fishmonger, Nov. 10 at 10, County Court of Norfolk, at Norwich.—*Samuel Benjamin Sherrington*, Acle, Norfolk, attorney at law, Nov. 10 at 10, County Court of Norfolk, at Norwich.—*Charles Thomas*, Bedminster, Bristol, wholesale butcher, Nov. 14 at 11, County Court of Gloucestershire, at Bristol.—*James Broad*, Barrow Gurney, Somersetshire, mason, Nov. 13 at 11, County Court of Gloucestershire, at Bristol.—*Sam. Churchill*, Mangotsfield, Gloucestershire, cattle dealer, Nov. 7 at 11, County Court of Gloucestershire, at Bristol.—*John Hill* the elder, Bristol, fly proprietor, Nov. 13 at 11, County Court of Gloucestershire, at Bristol.—*Francis Newton*, Dore-moor, Derbyshire, licensed victualler, Nov. 2 at 10, County Court of Yorkshire, at Sheffield.—*John Newman*, Keynsham, Somersetshire, baker, Nov. 6 at 11, County Court of Gloucestershire, at Bristol.—*Jos. Moss*, Filkins, Oxfordshire, blacksmith, Oct. 21 at 11, County Court of Oxfordshire, at Witney.—*Luke Ogden*, Grenoside, Ecclesfield, Yorkshire, licensed victualler, Nov. 1 at 10, County Court of Yorkshire, at Sheffield.—*Matthew Bridgman*, Bristol, mason, Nov. 6 at 11, County Court of Gloucestershire, at Bristol.—*Wm. Taylor*, Sheffield, Yorkshire, shoemaker, Nov. 1 at 10, County Court of Yorkshire, at Sheffield.—*Benj. R. Heath*, Ipswich, Suffolk, out of employment, Oct. 26 at 10, County Court of Suffolk, at Ipswich.—*Lionel Welham Moore*, Debenham, Suffolk, surgeon, Oct. 26 at 10, County Court of Suffolk, at Ipswich.—*George Thurston*, Earl Stonham, Suffolk, butcher, Oct. 26 at 10, County Court of Suffolk, at Ipswich.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute.—*

*At the County Court of Lancashire, at LANCASTER, Oct. 27 at 10.*

*Joseph Bellhouse*, Hulme, tailor.—*John Bennett*, Salford, Clitheroe, grocer.—*John Barker*, Manchester, ironmonger.—*John Chitty*, Preston, carpet dealer.—*John Ingle*, Rochdale, hatter.—*R. Mandley*, Everton, Liverpool, out of business.—*Jos. Thompson*, Chestwood, near Manchester, assistant to a hosier.—*J. Tweedale*, Waterhead-mill, near Oldham, licensed victualler.—*Jas. Hankin*, Bootle, near Liverpool, stone mason.—*Fred. Henshall*, Liverpool, grocer.—*John Dixon*, Liverpool, cooper.—*James Broadbent*, Waterhead-mill, Oldham, cotton spinner.—*John Newburn*, Oxtou, near Birkenhead, Cheshire, joiner.

*Oct. 28, at the same hour and place.*

*Thos. Johnson*, Greenheys, Chorlton-upon-Medlock, cloth dealer.—*Jas. Bradshaw*, Barton-upon-Irwell, auctioneer.—*Hen. Dixon*, Padiham, near Burnley, bleacher.—*Jos. Markham*, Liverpool, commission agent.—*John Waring*, Liverpool, out of business.—*Henry Ross*, Manchester, dry salter.—*R. Hill*, Lees, tin plate worker.

*At the County Court of Warwickshire, at COVENTRY, Oct. 28.*

*Samuel Lawrence*, Coventry, stud groom.

*At the County Court of Denbighshire, at RUSSWY, Oct. 31.*

*Susan Jones*, Llanmairfrid Glan Conway, publican.—*H. Lloyd*, Llandyrnog, labourer.—*Wm. Jones*, Folt, Llanfair, Dyffryn Clwyd, labourer.

*At the County Court of Kent, at DOVER, Oct. 28 at 10.*

*John Townsend*, Hastings, wine merchant.

*At the County Court of Kent, at MARGATE, Nov. 7.*

*Thomas Hodge*, Blackheath, market gardener.

*At the County Court of Hampshire, at WIMBORNE, Oct. 30 at 10.*

*Thomas Clarke*, Totton, cooper.—*Wm. Ford*, East Cowes, Isle of Wight, retailer of beer.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed Henry Thomas Darton, Gent., of Ashton-under-Lyne, Lancashire, to be a Master Extraordinary in the High Court of Chancery.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunston in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 11, John Street, Bedford Row, in the County of Middlesex. Saturday, October 14, 1848.

# The Jurist

No. 615—VOL. XII.

OCTOBER 21, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, OCTOBER 21, 1848.

WE imagine that few persons will be hardy enough to commence an action against a magistrate for any act done by him in the execution of his office, since the passing of the recent statute to protect justices "from vexatious actions," (11 & 12 Vict. c. 44). Previous to its enactment, there were many difficulties in the way of successfully prosecuting a suit against magistrates, as they had been carefully hedged round by legislative protection; and we remember an eminent pleader who had made in his note book the following entry, as the result of his experience:—"Mem. General rule for action—no remedy against a justice!"

Within the last few years, however, they have been frequently attacked with success in our courts of law; many instances these attacks have, no doubt, been successful, and if the magistrate obtained a verdict, he was then found that he could not obtain his costs. The ground of action has been generally, if not invariably, some formal defect in the conviction, order, or warrant, and no doubt whether, in any one of the cases, it could have been shewn that the party convicted was not guilty of the offence imputed to him, or that the magistrate had been actuated by malice.

The new act, however, provides, that where a magistrate has acted within his jurisdiction, malice and the absence of reasonable and probable cause must be proved by the plaintiff; and that where he has acted without or beyond his jurisdiction, if it be shewn that a sum levied was due, or, in case of imprisonment, that the plaintiff was guilty of the offence, and underwent no greater punishment than that assigned by law to it, he shall recover only 2*d.* damages, and not any costs. (Sects. 1, 13).

We consider that gentlemen, who gratuitously devote their time and services to the administration of justice,

should receive due protection from the law against the annoyance and expense of actions founded on merely formal defects in their proceedings; and we think this new statute most effectually gives such protection. By many persons it is considered to go too far in that direction: one of its provisions, namely, that which enables a magistrate to object to be sued in the county court, (sect. 10), seems to create an invidious distinction between him and other subjects of the realm, and it will often operate hardly upon the poor man (the usual plaintiff in such cases) to be compelled, at the defendant's pleasure, to resort to the superior courts; and this, after he has issued his summons, which is the chief expense in the county court.

We now propose to analyse the provisions of the statute, offering such comment as they may suggest. The act came into force on the 2nd of this month, (sect. 15), and it extends only to England, Wales, and Berwick-upon-Tweed. (Sect. 16).

It first relates to acts *within* the jurisdiction of the justice, done by him in the execution of his duty as such justice, and provides, that, for such acts, the action shall be on the case, as for a tort, and in the declaration it shall be expressly alleged that such act was done maliciously and without reasonable and probable cause; and if at the trial, upon the general issue being pleaded, the plaintiff fail to prove such allegation, he shall be nonsuit, or a verdict shall be given for the defendant. (Sect. 1). See *Burley v. Bethune*, (5 Taunt. 580), as to the evidence of want of probable cause for a conviction.

Next, as to an act done by a justice in a matter of which by law he has *not* jurisdiction, or in which he exceeds it. The action may be in the same form and same case as before the passing of the statute. But, if it be for anything done under a conviction or order, the conviction must have been first obtained, either at a



peal or application to the Queen's Bench; so, if for anything done under a warrant issued to procure the appearance of the party, and followed by a conviction or order; if the warrant shall not have been so followed, or if it be on an information for an alleged indictable offence, yet, if a summons were issued previously to the warrant, and served on such person personally, or by leaving such summons for him with some person at his last or most usual place of abode, and he did not appear according to the exigency thereof, no action shall be maintained against such justice for anything done under such warrant. (Sect. 2).

And in all cases where the plaintiff shall be entitled to recover, and shall prove the levying or payment of any penalty or money, under a conviction or order, as parcel of the damages he seeks to recover; or if he prove that he was imprisoned under it, and seek to recover damages for such imprisonment, he shall not recover the amount of such penalty or money, or any sum beyond 2*d.*, as damages, for such imprisonment, or any costs of suit, if it be proved that he was actually guilty of the offence, or was liable by law to pay the sum so ordered to be paid, and (with respect to such imprisonment) that he has undergone no greater punishment than that assigned by law for the offence, or for non-payment of the sum. (Sect. 13).

This last provision is taken from 43 Geo. 3, c. 141, ss. 1, 2, but that statute did not extend to cases where the conviction had not been quashed, nor where the magistrate had acted without jurisdiction.

If a conviction or order be made by one justice, and a warrant granted thereon by another, *bonâ fide*, and without collusion, the action (if any) for any defect in the conviction or order, or for want of jurisdiction in making the same, must be brought against the former justice. (Sect. 3).

If a poor-rate be made, allowed, and published, and a warrant of distress issue thereon, against any person named and rated therein, no action lies against the justice who granted the warrant, by reason of any defect in the rate, or of such person not being liable to be rated therein. (Sect. 4).

In all cases where a discretionary power is given to a justice by statute, no action lies for the manner in which he has exercised his discretion in the execution of such power. (Ib.) (See *R. v. Young*, 1 Burr. 561; *Bassett v. Godschall*, 3 Wils. 121).

If a justice refuse to do any act relating to the duties of his office, the party requiring it to be done may apply to the Court of Queen's Bench, on an affidavit of facts, for a rule, calling on the justice and the party to be affected by such act, to shew cause why it should not be done, and if, after due service of the rule, good cause be not shewn, the Court may make it absolute, with or without, or on payment of costs; and the justice, on being served with the rule absolute, must obey it, and no action lies against him for having obeyed it. (Sect. 5).

This is an important alteration, substituting a rule for a mandamus.

If a conviction or order, before or after a warrant has been granted on it, be confirmed on appeal, no action against the justice granting the warrant, for any-

thing done under it by reason of any defect in the conviction or order. (Sect. 6).

If, in any of the cases where an action is prohibited by the act, it be brought, a judge of the court in which it is brought may, on application of defendant, and on affidavit of facts, set aside the proceedings, with or without costs. (Sect. 7).

No action shall be brought against a justice for anything done in the execution of his office, unless the same be commenced within six calendar months next after the act complained of shall have been committed. (Sect. 8).

The corresponding section in 24 Geo. 2, c. 44, s. 8. The day on which the act was done is not to be included in the six months. (*Hardy v. Ryle*, 9 B. & C. 603). Where the cause of action is a continuing one, by imprisonment, the action may be brought within six calendar months after the last day of imprisonment. (Ib.; *Massey v. Johnson*, 12 East, 67; and see *Watson v. Fournier*, 14 East, 491).

No action shall be commenced against a justice until one calendar month at least after a notice in writing of such intended action shall have been delivered to him, or left for him at his usual place of abode by the party intending to commence such action, or by his attorney or agent, in which said notice the cause of action and the court in which the same is to be brought shall be clearly and explicitly stated, and the name and place of the abode of such party shall be indorsed thereon, and also the name and place of abode or business of the said attorney or agent, if such notice be served by such attorney or agent. (Sect. 9).

By stat. 24 Geo. 2, c. 44, s. 1, notice of the intended writ or process was required, in which should be contained "the cause of action."

The venue shall be laid in the county, or in action in the county court within the district, where the act was committed. (Sect. 10).

Stat. 21 Jac. 1, c. 12, s. 5, is to the same effect.

The defendant may plead the general issue, and give any special matter of defence, excuse, or justification in evidence under it. (Sect. 10).

So, in stat. 21 Jac. 1, c. 12, s. 5. "By statute" must be inserted on the margin. (Reg. Gen. Trin. 1 Vic.)

No action shall be brought in the county court against a justice for anything done by him in the execution of his office, if he object thereto; and if, within six days after being served with a summons, he or his attorney or agent give a written notice of such objection, all subsequent proceedings in such county court in such action shall be void. (Sect. 10.)

Before action the justice may tender amends; and after action, at any time before issue joined, he may pay money into court, and he may give the tender and payment into court, or either, in evidence under the general issue; and if the jury be of opinion that the plaintiff is not entitled to damages beyond such sum, they shall give a verdict for the defendant, and the plaintiff shall not be at liberty to be nonsuited; and so much of the said sum of money as shall be sufficient to pay the defendant's costs shall be paid out to him, and the residue, if any, to the plaintiff; or, if plaintiff elect to accept such sum so paid in, he may obtain an order for that

urpose and for his costs, and such order shall be a bar to any future action for the same cause. (Sect. 11).

To a similar effect is 24 Geo. 2, c. 44, ss. 2, 3. Even after issue joined, the Court have allowed, and would, it seems, still allow, the defendant to withdraw his plea, pay money into court, and plead de novo. (*Nestor v. Newcombe*, 3 B. & C. 159; *Devaynes v. Boys*, 7 'aunt. 33).

If the plaintiff do not prove that the action was brought within the proper time, or due notice given, or the cause of action as stated therein, or that such cause arose in the county or district as aforesaid, then he shall be nonsuited, or a verdict shall pass against him. (Sect. 12).

See 24 Geo. 2, c. 44, ss. 3, 5, and 12 Jac. 1, c. 12, s. 5.

If plaintiff succeed he shall be entitled to costs as before the act; but if he has in such case alleged malice and want of reasonable and probable cause, he shall be entitled to his full costs, to be taxed as between attorney and client. (Sect. 13).

In such case double costs were allowed until the stat. 6 & 6 Vict. c. 97. See 24 Geo. 2, c. 44, s. 7.

In every action against a justice for anything done in the execution of his office, if the defendant obtain judgment on verdict or otherwise, he shall be entitled to full costs as between attorney and client. (Sect. 13.)

The act is to apply for the protection of all persons or anything done in the execution of their office, in all cases in which the provisions of any of the statutes repealed by the act (sect. 17) would have been applicable. (Sect. 18).

The acts repealed wholly or in part are 7 Jac. 1, c. 5; 11 Jac. 1, c. 12; 24 Geo. 2, c. 44; 43 Geo. 3, c. 141).

### Court Papers.

#### COMMON-LAW SITTINGS, IN AND AFTER MICHAELMAS TERM, 1848.

##### Court of Queen's Bench.

###### MIDDLESEX.—In Term.

1st sitting .. Friday..... Nov. 3, and two following days, at 11.  
2nd sitting.. Tuesday..... 7, and subsequent days, at 11.  
3rd sitting.. Thursday .... 23, at half-past 9 precisely (for undefended causes only).

After Term.—Monday, Nov. 27, at half-past 9.

A list of causes will be printed immediately, but on the uncontradicted statement of either side that a cause is too long to be tried in term, it will be withdrawn from such list, and a small number of completed and new causes will be put into the list day by day in their usual order.

###### LONDON.—In Term.

Sitting at 10, on Friday, Nov. 24, for undefended causes, and such as the judge considers fit to be taken.

After Term.—Tuesday, Nov. 28, to adjourn.

##### Court of Common Pleas.

###### In Term.

###### MIDDLESEX.

Wednesday ..... Nov. 8  
Wednesday ..... 15

###### LONDON.

Friday..... Nov. 10  
Friday ..... 17

###### After Term.

Monday ..... Nov. 27 | Tuesday ..... Nov. 28

The Court will sit at ten o'clock in the forenoon on each of the days in term, and at half-past nine precisely on each of the days after term.

The causes in the list for each of the above sitting days in term, if not disposed of on those days, will be tried by adjournment on the days following each of such sitting days.

On Tuesday, the 28th November, in London, no causes will be tried, but the Court will adjourn to a future day.

### Exchequer of Pleas.

#### In Term.

###### MIDDLESEX.

1st sitting, Friday .. Nov. 3  
2nd sitting, Saturday .... 11  
3rd sitting, Monday ..... 20

###### LONDON.

1st sitting, Friday .. Nov. 10  
2nd sitting, Friday ..... 17

#### After Term.

Monday ..... Nov. 27 | Tuesday ..... Nov. 28  
(To adjourn only).

The Court will sit in Middlesex, at Nisi Prius, in term, by adjournment, from day to day, until the causes entered for the respective Middlesex Sittings are disposed of.

The Court will sit, during and after term, at ten o'clock.

### PUBLIC GENERAL STATUTES.

#### 11 & 12 VICTORIÆ.—SESSION 1.

(Continued from p. 431).

##### CAP. CXVIII.

An Act to explain and amend the Law as to the License required for the letting of Post Horses to Hire in Ireland, and the Law respecting Proceedings for Duties and Penalties under the Post Horse, Stage, and Hackney Carriage Acts in the United Kingdom. [4th September, 1848.]

##### CAP. CXIX.

An Act to simplify the Forms of Certificates under the Act authorising the Advance of Money for the Improvement of Land by Drainage in Great Britain.

[4th September, 1848.]

##### CAP. CXX.

An Act to facilitate the Transfer of Landed Property in Ireland. [4th September, 1848.]

Sect. 1. Registrar of deeds, &c., previous to giving out any negative search, to cause a copy to be recorded in registry office.

2. Books containing copies of negative searches to be numbered, and number and page of book to be indorsed on original search.

3. Indexes to be provided for the books containing copies of negative searches. Power to search books on payment of fee.

4. Attested copies of recorded searches to be given by registrar, &c., upon payment of fee.

5. Such copy to be equivalent to a new search to the same extent.

6. Fees to be accounted for as under act for regulating registry office.

7. Power to Treasury to alter the forms of indexes of names and lands directed by 2 & 3 Will. 4, c. 87.

8. Power to Treasury to direct expenses consequent upon this act to be defrayed out of balances in registrar's hands.

9. Power to demand fees as specified in the schedule to this act.

10. Registrar of judgments, upon production of certificate of satisfaction of judgment, to enter memorandum thereof upon entry of registry.

11. Court, &c. by whom decree has been pronounced shall direct officer to give certificate thereof, and record same. In case decree has been registered under 3 & 4 Vict. c. 105, or under 7 & 8 Vict. c. 90, a memorandum to be annexed to the entry of registry.

12. No judgment, &c. to be registered until certificate of the existence of such judgment, &c. has been lodged with registrar.

13. Crown bonds and recognisances more than twenty years old not to affect purchasers or mortgagees, unless re-docketed in the office of registrar of judgments.

14. Power to Treasury to consolidate offices.

15. Act may be amended, &c.



## CAP. CXXI.

An Act to alter the Laws and Regulations of Excise respecting the Survey of Dealers in and Retailers of Spirits, and respecting the Sale and Removal of Spirits by Permit from the Stock of such Traders; and respecting the Distribution of Penalties and Forfeitures recovered under the Laws of Excise.  
 — [4th September, 1848.]

## CAP. CXXII.

An Act to amend the Laws respecting the Warehousing of British Spirits in England, Scotland, and Ireland respectively, and to permit Spirits made from Malt only, and Spirits made from Malt and other Grain, and Rectified Spirits, to be exported on Drawback from any Part of the United Kingdom; and respecting certain Spirit Mixtures, and the Removal of Goods subject to Excise Regulations from Customs Warehouse.  
 — [4th September, 1848.]

## CAP. CXXIII.

An Act to renew and amend an Act of the Tenth Year of her present Majesty, for the more speedy Removal of certain Nuisances, and the Prevention of contagious and epidemic Diseases.  
 [4th September, 1848.]

Sect. 1. In England and Ireland certain public bodies, upon receipt of notice in writing from two householders, of the filthy condition of any building, or of the existence of certain nuisances, to cause examination to be made; and if upon such examination, or a medical certificate, it appear that the nuisance, &c. exists, public body to make complaint before a justice, who shall summon the owner or occupier to appear before two justices; and who shall, upon proof, &c., order him to whitewash &c., or remove the nuisance complained of; and if such order be not complied with, the owner or occupier in default to be liable to penalties, and public body to enter the premises, and do the works ordered, or remove the nuisance.

2. In Scotland certain public officers, upon receipt of notice in writing from two householders of the filthy condition of any building, or of the existence of certain nuisances, to cause examination to be made; and if upon such examination or a medical certificate it appear that the nuisance exists, public body to make complaint before the sheriff or a justice, who shall order the owner or occupier to appear; and upon proof, &c., whitewashing, &c., or removal of the nuisance complained of, to be ordered. If such last-mentioned order be not complied with, owner or occupier in default to be liable to penalties, and the public officers to enter premises, and do the works ordered, or remove the nuisance.

3. Recovery of costs, &c. from owner or occupier of the premises.

4. Certain expenses of this act to be defrayed out of poor's rates, &c.

5. Above provisions not to apply to districts and places in which the Public Health Act is in force. Jurisdiction of commissioners of sewers not to be impaired.

6. Surveyor of highways required to cleanse open ditches adjoining highways, &c.

7. Drainage into open ditches from new houses a misdemeanor, &c.

8. Notice to be given to general board of health, and in Ireland to commissioners of health, of intention to build or open certain hospitals, &c.

9. Privy council, &c. empowered to issue orders for putting in force the provisions of this act relative to the prevention of epidemic diseases, &c.

10. After order by privy council, general board of health, &c. may issue directions and regulations.

11. One medical member of general board of health may be appointed. Treasury to pay allowances appointed by Parliament.

12. Poor law commissioners, &c. may compel guardians, &c. to execute regulations and directions of the general board of health, &c.

13. Power of entry for the purpose of enforcing regulations of the general board of health, &c.

14. Expenses of guardians, &c. to be paid out of poor rate, &c.

15. Orders, directions, and regulations to be laid before Parliament, and to be gazetted, &c.

16. Penalties for obstructing execution of this act.

17. Recovery of penalties in England or Ireland, and in Scotland. Application of penalties.

18. One or more of several joint owners or occupiers may be proceeded against alone.

19. Unnecessary to describe owner or occupier by name in certain cases.

20. Proceedings not to be quashed for want of form.

21. Proceedings commenced under the 9 & 10 Vict. c. 93, may be enforced, although that act has expired.

22. Interpretation of terms.

23. Mode of citing this act.

24. Act may be amended, &c.

## CAP. CXXIV.

An Act to amend an Act of the last Session, for varying the Priorities of the Charges made on "The London Bridge Approaches Fund," and to facilitate the Completion of certain Improvements in the City of Westminster.  
 — [4th September, 1848.]

## CAP. CXXV.

An Act for raising the Sum of Two Millions by Exchequer Bills, or by the Creation of Annuities, for the Service of the Year 1848.  
 — [5th September, 1848.]

## CAP. CXXVI.

An Act to apply a Sum out of the Consolidated Fund, and certain other Sums, to the Service of the Year 1848; and to appropriate the Supplies granted in this Session of Parliament.  
 — [5th September, 1848.]

## CAP. CXXVII.

An Act to reduce the Duties on Copper and Lead.  
 — [5th September, 1848.]

## CAP. CXXVIII.

An Act for carrying into effect the Agreement between her Majesty and the Imam of Muscat for the more effectual Suppression of the Slave Trade.  
 — [5th September, 1848.]

## CAP. CXXIX.

An Act for amending an Act passed in the Ninth and Tenth Years of her present Majesty for making Preliminary Inquiries in certain Cases of Applications for Local Acts.  
 [5th September, 1848.]

Sect. 1. 9 & 10 Vict. c. 106, repealed, but not to affect certain acts done under it.

2. Statement of objects, &c. of proposed act, accompanied by plans, &c., to be given to the commissioners of woods, &c.

3. Power to commissioners of woods, &c. to appoint competent persons to be inspectors to make preliminary examinations, &c. Inspectors to report to commissioners of woods, &c., who shall lay the same before Parliament, after security for payment of expenses shall be given.

4. Commissioners of woods, &c. to give notice of inquiry.

5. Promoters of proposed act and opponents to appear before inspectors, and produce surveys, &c. Power to inspectors to summon persons having custody of maps, &c.; also persons to give evidence. Power to inspectors to administer oaths to persons examined.

6. Penalty on persons wilfully refusing to attend or give evidence.

7. Expenses of inquiry to be paid by the promoters, the amount of which shall be certified by commissioners. Commissioners may require promoters to make a deposit. Certificate of commissioners to be taken as proof in proceedings at law. Inspectors may charge a portion of the expenses on opponents.

8. Commissioners may charge opponents to proposed act with a proportion of costs of inquiries, &c.

9. Notice to be given to the Admiralty where applications relate to ports or navigable rivers.

10. Inquiry may be made after time limited by permission of either House of Parliament.

11. Interpretation of act. Persons signing statements to be deemed promoters.

12. Act may be amended, &c.

## CAP. CXXX.

An Act for guaranteeing the Interest on such Loans, not exceeding Five hundred thousand Pounds, as may be raised by the British Colonies on the Continent of South America, in the West Indies and the Mauritius, for certain Purposes.  
— [5th September, 1848.]

## CAP. CXXXI.

An Act to amend, and continue until the 1st day of November, 1849, and to the End of the then next Session of Parliament, an Act to make Provision for the Treatment of poor Persons afflicted with Fever in Ireland.  
— [5th September, 1848.]

## CAP. CXXXII.

An Act for the Appointment of additional Taxing Masters for the High Court of Chancery in Ireland, and to regulate the Appointment of the Principal Assistants to the Masters in the Superior Courts of Law in Ireland.  
— [5th September, 1848.]

## CAP. CXXXIII.

An Act to amend the Laws relating to Savings Banks in Ireland.  
[5th September, 1848.]

## London Gazette.

TUESDAY, OCTOBER 17.

## BANKRUPTS.

THOMAS SNEEZUM, Rupert-st., Coventry-st., Middlesex, builder, dealer and chapman, Oct. 23 at 2, and Nov. 27 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Lawrence & Co., Old Jewry-chambers, London.—Fiat dated Oct. 13.

JOSEPH DAVIS, Northampton, innkeeper, Oct. 23 and Nov. 27 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Britton, Northampton; Blower & Co., Lincoln's-inn-fields.—Fiat dated Oct. 9.

JOHN BONIFAS the younger, Dorchester, Dorsetshire, woollen draper and tailor, dealer and chapman, Nov. 1 and 28 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Garland & Fear, Dorchester and Sherborne; Terrell, Exeter; Sowton, 27, Gt. James-st., Bedford-row, London.—Fiat dated Oct. 7.

JOSEPH RIDGE SIMPSON, Sheffield, Yorkshire, spring-knife manufacturer, Oct. 28 and Nov. 25 at 12, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sol. Unwin, Sheffield.—Fiat dated Oct. 7.

WILLIAM COLE, Birkenhead, Cheshire, estate agent, brick maker, dealer and chapman, Nov. 2 and 23 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Oct. 12.

BETTY CRANKSHAW and JAMES CRANKSHAW, Higher Booths, Whalley, Lancashire, cotton spinners and cotton manufacturers, (carrying on business at Hawthorn-mill, Higher Booths, Lancashire, under the firm or style of James Crankshaw and Company), Oct. 27 and Nov. 17 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Wilding & Fisher, Blackburn; Milne & Co., Temple, London.—Fiat dated Oct. 9.

OSHUA LEE, Manchester, paper hanger, dealer and chapman, Nov. 1 and 29 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Lamb, Manchester; Chester & Co., Staple-inn, London.—Fiat dated Oct. 19.

## MEETINGS.

Joseph Wilson, Woolwich, Kent, grocer, Nov. 9 at half-past 12, Court of Bankruptcy, London, last ex.; at half-past 1, and ac.—Matthew Death, Hadleigh, Suffolk, boot maker, Nov. 9 at 12, Court of Bankruptcy, London, and ac. and at ex.—Joseph Holdsworth, Whitechapel-road, Middlesex, carpenter, Nov. 9 at 11, Court of Bankruptcy, London, and ac. and last ex.—Mark Woodward, Basford, Nottinghamshire, victualler, Nov. 11 at 12, District Court of Bankruptcy, Sheffield, last ex.—John Rhodes, Cleggball, and James Rhodes, Rochdale, Lancashire, cotton spinners, Oct. 27 at 11, District Court of Bankruptcy, Manchester, last ex.—Jos. S. Peirce,

Southampton, saddler, Nov. 7 at 11, Court of Bankruptcy, London, and ac.—Joseph Hubbard, Dorking, Surrey, linen draper, Nov. 9 at half-past 1, Court of Bankruptcy, London, and ac.—Thos. Earle, Castle-street, Long-acre, Middlesex, funeral-carriage master, Nov. 8 at 12, Court of Bankruptcy, London, and ac.—Jas. Richardson, New Oxford-st., Middlesex, hosier, Nov. 8 at half-past 11, Court of Bankruptcy, London, and ac.—Jas. S. Turner, Woolwich, Kent, surgeon, Nov. 8 at 11, Court of Bankruptcy, London, and ac.—Chas. Langley, Little Moorfields, London, licensed victualler, Nov. 7 at 12, Court of Bankruptcy, London, and ac.—Charles Humphrey the younger, Cambridge, banker, and Manor-street, Camberwell, Surrey, merchant, Nov. 7 at half-past 1, Court of Bankruptcy, London, and ac.—Richard Webb, Royal Hospital-row, Chelsea, Middlesex, licensed victualler, Nov. 7 at half-past 12, Court of Bankruptcy, London, and ac.—W. F. Fenton, West Smithfield, London, glass merchant, Nov. 8 at 12, Court of Bankruptcy, London, and ac.—P. Garbanati, Newman-st., Oxford-st., Middlesex, carver, Nov. 8 at half-past 12, Court of Bankruptcy, London, and ac.—J. Robertson, Somerset-place, Kennington-common, Surrey, baker, Nov. 9 at 12, Court of Bankruptcy, London, and ac.—Chas. Waud, New Bond-st., Middlesex, cook, Nov. 9 at 11, Court of Bankruptcy, London, and ac.—Henry Pace, St. John's-square, Clerkenwell, Middlesex, and Loughton, Essex, watch manufacturer, Nov. 9 at 11, Court of Bankruptcy, London, and ac.—Wm. Baxter, Northumberland-st., Strand, Middlesex, hotel keeper, Nov. 9 at half-past 11, Court of Bankruptcy, London, and ac.—Jas. Bonnin, jun., Brompton, Middlesex, builder, Nov. 9 at 11, Court of Bankruptcy, London, and ac.—Ann Leman, Upper Thames-street, London, ship owner, Nov. 9 at half-past 11, Court of Bankruptcy, London, and ac.—Wm. Clothier, Quickset-row, New-road, Fitzroy-square, Middlesex, statuary, Nov. 9 at half-past 11, Court of Bankruptcy, London, and ac.—Felix L. Bawwens, Croydon, Surrey, candle manufacturer, Nov. 9 at half-past 12, Court of Bankruptcy, London, and ac.—John Lucas, Cardiff, Glamorganshire, general shopkeeper, Nov. 16 at 11, District Court of Bankruptcy, Bristol, and ac.—Thomas Swift, Monmouth, and Chepstow, Monmouthshire, and Brockwear, Gloucestershire, and Bristol, timber merchant, Nov. 9 at half-past 11, District Court of Bankruptcy, Bristol, and ac.; Nov. 10 at 11, div.—Walter Tyler, Bristol, stationer, Nov. 9 at 11, District Court of Bankruptcy, Bristol, and ac.—W. Davis, Abercarne, Monmouthshire, iron manufacturer, Nov. 9 at 11, District Court of Bankruptcy, Bristol, and ac.—R. Smith, Preston, Lancashire, corn merchant, Nov. 9 at 11, District Court of Bankruptcy, Manchester, and ac.—G. P. Tunney, Burslem, and Tunstall, Staffordshire, draper, Nov. 8 at 12, District Court of Bankruptcy, Manchester, and ac.; Nov. 15 at 12, div.—R. Dorrington and T. Dorrington, Leeds, Yorkshire, cloth merchants, Nov. 9 at 11, District Court of Bankruptcy, Leeds, and ac.; Nov. 10 at 11, div.—W. Jerrems the younger, Gainsborough, Lincolnshire, grocer, Nov. 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac. and fin. div.—Jane Bowdler, widow, Shrewsbury, Shropshire, jeweller, Nov. 11 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.—Albert Philip Owen, Aylesbury, Buckinghamshire, surgeon, Nov. 9 at 11, Court of Bankruptcy, London, div.—Edward Cahan, Strand, Middlesex, tailor, Nov. 9 at half-past 11, Court of Bankruptcy, London, div.—James Basire, Red Lion-square, and North Hyde, near Southall, Middlesex, brick maker, Nov. 9 at half-past 12, Court of Bankruptcy, London, div.—Alex. Winton, David Winton, and James Webber, Wood-street, Cheapside, London, warehousemen, Nov. 9 at 2, Court of Bankruptcy, London, div. sep. est. of Jas. Webber.—Edw. S. Meyer and Thos. G. Brownsmith, Bedford-st., Covent-garden, Middlesex, fringe manufacturers, Nov. 9 at 1, Court of Bankruptcy, London, div.—Jos. Walters, Union-st., Southwark, Surrey, and London-wall, London, bottle merchant, Nov. 7 at 12, Court of Bankruptcy, London, div.—Jas. Baker, George-st., Hanover-square, Middlesex, tailor, Nov. 7 at 11, Court of Bankruptcy, London, div.—Sam. Ward, Lillypot-lane, London, shalloon manufacturer, Nov. 7 at half-past 12, Court of Bankruptcy, London, div.—Jas. Green, Barbican, London, wholesale hat warehouseman, Nov. 7 at half-past 11, Court of Bankruptcy, London, div.—W. Armstrong, Norwich, draper, Nov. 10 at half-past 11, Court of Bankruptcy, London, div.—J. Gapp, Duke-st., Manchester-square, Middlesex, livery-stable keeper, Nov. 10 at 11, Court of Bankruptcy, London,

div.—*Jas. Thos. Sarson*, Brunswick-place, City-road, Middlesex, vinegar dealer, Nov. 9 at 1, Court of Bankruptcy, London, div.—*John Rawlins*, Foley-place, Middlesex, coach maker, Nov. 9 at half-past 12, Court of Bankruptcy, London, div.—*Wm. Thomas*, Catherine-st., Strand, Middlesex, publisher, Nov. 9 at half-past 11, Court of Bankruptcy, London, div.—*John Nesbitt*, *Edward Stewart*, and *John Nesbitt* the younger, Aldermanbury, London, merchants, Nov. 9 at 11, Court of Bankruptcy, London, div.—*Horatio Wyer*, Newington-causeway, Surrey, tailor, Nov. 8 at 12, Court of Bankruptcy, London, fin. div.—*Edward Wells* the younger, Myddelton-place, Sadler's-wells, Middlesex, licensed victualler, Nov. 7 at half-past 1, Court of Bankruptcy, London, div.—*William Howitt*, Strand, Middlesex, bookseller and publisher, Nov. 7 at 2, Court of Bankruptcy, London, div.—*Thomas Sternberg*, Northampton, wine merchant, Nov. 7 at half-past 1, Court of Bankruptcy, London, div.—*George Perigal* and *Chas. Brady*, Clement's-lane, London, wine merchants, Nov. 7 at 11, Court of Bankruptcy, London, div.—*Thos. Ledyard Evill* and *Thos. Dowglass*, Vigo-st., Middlesex, cloth manufacturers, Nov. 7 at 12, Court of Bankruptcy, London, div.—*Chas. Morton*, Pentonville-hill, Middlesex, licensed victualler, Nov. 7 at half-past 11, Court of Bankruptcy, London, div.—*Alex. Henderson*, Old Burlington-st., Middlesex, tailor, Nov. 7 at 1, Court of Bankruptcy, London, div.—*Alex. Beattie*, Forton, Alverstoke, Southampton, coal merchant, Nov. 7 at 12, Court of Bankruptcy, London, div.—*Donald Maclean*, Upper Brook-street, Grosvenor-square, Middlesex, and Wotton Castle, Durham, and Woodhouse Close Colliery, near Bishop Auckland, Durham, brick maker, Nov. 8 at half-past 12, Court of Bankruptcy, London, div.—*Thos. Barnes Figgures*, Blockley, Worcestershire, corn dealer, Nov. 8 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac. and fin. div.—*John Lee*, Coventry, Warwickshire, watch manufacturer, Nov. 8 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac. and fin. div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*David Heathcote Morgan*, Peckham-walk, Old Kent-road, Surrey, coal merchant, Nov. 8 at half-past 1, Court of Bankruptcy, London.—*Ed. Bull*, Croydon, Surrey, ironmonger, Nov. 8 at 1, Court of Bankruptcy, London.—*Chas. Langley*, Little Moorfields, Cripplegate Without, London, licensed victualler, Nov. 9 at 1, Court of Bankruptcy, London.—*George Webster*, Hedge-row, Islington, Middlesex, licensed victualler, Nov. 9 at 11, Court of Bankruptcy, London.—*Elizabeth Curtis* and *Thos. Jos. Curtis*, Aylesbury, Buckinghamshire, plumbers, Nov. 9 at 12, Court of Bankruptcy, London.—*J. Boyd*, Bow Church-yard, London, silk manufacturer, Nov. 7 at 12, Court of Bankruptcy, London.—*Abraham Dunn*, Hedon in Holderness, Yorkshire, attorney at law, Nov. 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*William Barlow* and *Thomas Bradbury*, Manchester, tailors, Nov. 10 at 11, District Court of Bankruptcy, Manchester.—*John Bickerton*, Newtown, Montgomeryshire, flannel draper, Nov. 10 at 11, District Court of Bankruptcy, Liverpool.—*Moses Preston*, Wakefield, Yorkshire, surgeon, Nov. 10 at 11, District Court of Bankruptcy, Leeds.—*Abraham Nash*, Netherton, Worcestershire, scythe plater, Nov. 15 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Nov. 7.*

*Joseph Walker*, Golcar, Huddersfield, Yorkshire, woollen cloth manufacturer.—*Thos. Ed. Buckland*, Orchard-place, Poplar, Middlesex, licensed victualler.—*Alexander Augustus Mackey* and *Nath. Jas. White Holt*, St. Helen's place, Bishopsgate-st., London, merchants.—*Wm. Sharp*, Wisbech St. Peters, Isle of Ely, Cambridgeshire, common brewer.—*Richard Yarnall*, Newport, Monmouthshire, gardener.—*Henry Ellis*, Ebury-square, Pimlico, Middlesex, baker.—*Francis Armson*, Carlton-hill, St. John's-wood, Middlesex, builder.—*Richard Deane*, Liverpool, merchant.—*John Gibbs*, Lewes, Sussex, boot maker.—*James Green*, Barbican, London, wholesale hat and cap warehouseman.

#### FIAT ANNULLED.

*Jos. Bodley*, Exeter, merchant.

#### SCOTCH SEQUESTRATIONS.

*Donald Kennedy*, Inverness, ship owner.—*James Muir*, Glasgow, baker.—*Andrew Steven*, Glasgow, share broker.—*James Kibble*, Paisley, deceased.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Horatio Allard*, Handsworth, Staffordshire, carpenter, Oct. 27 at 10, County Court of Warwickshire, at Birmingham.—*James Gumbley*, Balsall-heath, King's Norton, Worcester-shire, tin plate worker, Oct. 27 at 10, County Court of Warwickshire, at Birmingham.—*James Bates*, Birmingham, iron merchant, Oct. 27 at 10, County Court of Warwickshire, at Birmingham.—*George Tompkins*, Aberystwith, Monmouthshire, miner, Oct. 26 at 10, County Court of Monmouthshire, at Tredegar.—*Wm. Williams*, Bedwelty, Monmouthshire, grocer, Oct. 26 at 11, County Court of Monmouthshire, at Tredegar.—*Thos. Hall*, Canterbury, Kent, dealer in tea, Oct. 26 at 10, County Court of Kent, at Canterbury.—*J. Styles*, Pontypool, Monmouthshire, cooper, Oct. 31 at 10, County Court of Monmouthshire, at Pontypool.—*Samuel Meade*, Maidstone, Kent, wire worker, Nov. 7 at 12, County Court of Kent, at Maidstone.—*James Meades*, Maidstone, Kent, wire worker, Nov. 7 at 12, County Court of Kent, at Maidstone.—*Robert Stone*, Pembury, Kent, assistant surgeon, Oct. 23 at 10, County Court of Kent, at Ashford.—*George Jos. Fiauder Philpott*, Dover, Kent, in the employ of a soda water manufacturer, Oct. 28 at 10, County Court of Kent, at Dover.—*Peter Dalton*, Liverpool, tin plate worker, Oct. 23 at 10, Liverpool District County Court, at Liverpool.—*Geo. Lalett*, Hoden, Ash next Sandwich, Kent, farmer, Oct. 27 at 11, County Court of Kent, at Deal.—*Wm. Byollin Rafter*, Liverpool, engineer, Oct. 23 at 10, Liverpool District County Court, at Liverpool.—*John Varney*, Fawley, Buckinghamshire, grocer, Oct. 21 at 10, County Court of Buckinghamshire, at High Wycombe.—*Wm. Spark*, Exeter, bookbinder, Nov. 3 at 10, County Court of Devonshire, at Exeter.—*W. Appleyard*, Doncaster, Yorkshire, coal dealer, Nov. 6 at 12, County Court of Yorkshire, at Doncaster.—*John O'Reilly*, Hornsea, Yorkshire, lieutenant in her Majesty's Navy, and commanding a coast-guard station, Oct. 30 at 11, County Court of Yorkshire, at Beverley.—*John Gaze*, Kingswell, Westport, Malmesbury, Wiltshire, tiler, Nov. 16 at 10, County Court of Wiltshire, at Malmesbury.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Oct. 31 at 10, before Mr. Commissioner LAW.*

*John Allen*, North-place, River-st., Putney, Surrey, retailer of beer.—*John Hobbs*, Carlton-cottages, Spa-road, Bembridge, Surrey, buyer and seller of building materials on commission.—*Wm. Eyles*, Buckingham-st., Caledonian-road, Islington, Middlesex, upholsterer.—*John Hedard*, Watling-st., London, retailer of beer.—*Lawrence Bertrand*, Manchester-st., Manchester-square, Middlesex, out of employ.

*Nov. 1 at 10, before Mr. Commissioner LAW.*

*David Woollams*, Orchard-st., Portman-square, Marylebone, Middlesex, carver.—*Jos. Ridler*, Union-st., Southwark, Surrey, baker.—*Wm. Cowley*, King-st., Tower-hill, Aldgate, dealer in furniture.—*Henry Thomas Noble*, Middle-rise, Strand, Middlesex, wine cooper.—*W. Fred. Angles*, Queen's-row, Walworth, Newington, Surrey, carpenter.—*James Wilder*, Chapman-st., Cannon-st.-road, St. George's in the East, Middlesex, grocer.

*Nov. 2 at 11, before the CHIEF COMMISSIONER.*

*Mary Ann Holt*, Great Titchfield-st., Oxford-st., Middlesex, lodging-house keeper.—*John Knight*, Bird-st., Oxford-st., Middlesex, muffin baker.—*Fred. Beal*, Deptford, Kent, tobacconist.—*Jas. Chapman*, Peel-alley, Shadwell-market, Shadwell, Middlesex, lodging-house keeper.—*Walter Mills*, Bexley-heath, Crayford, Kent, general dealer.—*C. Ambrose Mincinlton*, Charlton-st., Somers-town, Middlesex, portrait painter.—*Hen. Ballard*, Southampton-st., Pentonville, Mid-

Essex, out of business.—*John Robinson*, Commercial-road, Ilmico, Middlesex, grocer.—*Fred. Barratt*, Lower Ross-on-st., Clerkenwell, Middlesex, beer retailer.

**Nov. 2 at 10, before Mr. Commissioner LAW.**

*George Pettit*, Britannia-row, Hoxton, Middlesex, watchmaker.—*Thomas Jones*, Devonshire-terrace, Balham-hill, treatham, Surrey, omnibus proprietor.—*Jas. Worters*, Staleford Abbots, near Romford, Essex, general shopkeeper.—*John Abraham Heraud*, Burton-street, Tavistock-square, Middlesex, author.—*Robert Harvey*, Bartlett's-buildings, Holborn, London, newspaper reporter.

**Saturday, Oct. 14.**

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*John Maurice Davies*, Aberystwith Llanbadarn fawr, Carneganshire, Esq., No. 67,378 C.; *John Matthews*, assignee.—*Samuel Stott*, Ending, near Rochdale, Lancashire, labourer, No. 69,984 C.; *Wm. Chadwick*, assignee.—*L. M. J. Butel*, Church Parks, Oystermouth, Glamorganshire, out of business, No. 70,000 C.; *Wm. Burgess*, assignee.—*Wm. Moss*, Harrogate, Yorkshire, hosier, No. 70,068 C.; *Leonard Hicks*, assignee.—*John Richardson*, Smith-street, Marlborough-road, Chelsea, Middlesex, bricklayer, No. 60,104 T.; *Geo. Snape Turner*, assignee.—*Joseph Robins*, Milton next Gravesend, Kent, carpenter, No. 68,902 C.; *William Sincock*, assignee.—*Hugh Harrison*, Aldersgate-street, London, coffee-shopkeeper, No. 59,899 T.; *Charles Harriass*, assignee.—*J. Hauss*, Upper Holloway, Middlesex, miller, No. 59,920 T.; *John Thomas*, assignee.—*Richard C. Nunn*, Victoria-grove, Moreth-road, Grove-street, Hackney, Middlesex, builder, No. 0,126 T.; *John Robert Chidley*, assignee.—*S. Beasley*, North-heath, Wolverhampton, Staffordshire, iron dealer, No. 9,301 C.; *Henry Tildesley*, assignee.—*Wm. Dibb*, Allerton Bywater, near Pontefract, Yorkshire, potter, No. 70,066 C.; *Samuel Warburton*, Nathan Hackney, and *Thomas T. Hawey*, assignees.—*Paul Hurdus*, Allerton Bywater, near Pontefract, Yorkshire, potter, No. 70,067 C.; *Samuel Warburton*, Nathan Hackney, and *Thomas Theophilus Hawkey*, assignees.

**Saturday, Oct. 14.**

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Joseph Normington*, Bermondsey-street, Surrey, tailor: in the Debtors Prison for London and Middlesex.—*John Peerless*, York-terrace, Albany-rd., Surrey, ironmonger: in the Queen's Prison.—*Robert K. Sanderson*, Chandos-street, Trafalgar-square, Charing-cross, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Thos. Dexter* the younger, Brighton, Sussex, mealman: in the Debtors Prison for London and Middlesex.—*James Hudson*, Preston-cottage, Larkhall-lane, Clapham, Surrey, accountant: in the Debtors Prison for London and Middlesex.—*Wm. Thos. Knott*, York-street, Borough, Southwark, Surrey, potatoe salesman: in the Queen's Prison.—*John Huskisson*, High-street, Whitechapel, Middlesex, baker: in the Queen's Prison.—*The Hon. Alfred Farley*, York-terrace, Regent's-park, Middlesex, not in business: in the Queen's Prison.—*Thos. Mott*, Bangore-place, Old Kent-road, Surrey, tailor: in the Debtors Prison for London and Middlesex.—*John Thomas Brigg*, Lamb's-passage, hiswell-st., St. Luke's, Middlesex, builder: in the Debtors Prison for London and Middlesex.—*Richard Spurr*, Founding-terrace, Gray's-inn-road, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Joseph Akers*, scelles-place, Bloomsbury, and Newcastle-street, Strand, Middlesex, plumber: in the Queen's Prison.—*Mary Aspil*, Thomas-street, Oakley-street, Lambeth, Surrey, widow, out of business: in the Debtors Prison for London and Middlesex.—*Robert Keddell*, Chatham, Kent, baker: in the Debtors Prison for London and Middlesex.—*John Barker*, Manchester, ironmonger: in the Gaol of Lancaster.—*John Ingle*, Rochdale, Lancashire, licensed victualler: in the Gaol of Lancaster.—*John Comlishaw*, Hulme, Manchester, hardware dealer: in the Gaol of Lancaster.—*John Dixon*, Liverpool, cooper: in the Gaol of Lancaster.—*James Hankin*, Bootle, near Liverpool, stonemason: in the Gaol of Lancaster.—*John Newburn*, Oxton-hill, Oxton, near Birkenhead, Cheshire, joiner: in the Gaol of Lancaster.—*Jas. Rogerson*, Hulme, Manchester, pro-

vision shopkeeper: in the Gaol of Lancaster.—*James Bradshaw*, Burton-upon-Irwell, near Manchester, licensed victualler: in the Gaol of Lancaster.—*Frederick Henshall*, Liverpool, grocer: in the Gaol of Lancaster.—*Jos. Markham*, Liverpool, commission agent: in the Gaol of Lancaster.—*R. Tucker*, Southampton, bricklayer: in the Gaol of Southampton.—*Robert Nicholson*, Canterbury, lieutenant in the 21st Regiment of Foot: in the Gaol of Canterbury.—*Jos. Green*, New Lenton, Nottinghamshire, bobbin net lace maker: in the Gaol of Radford Peverel.—*Isaiah Phillips*, Aston-brook, Aston, Warwickshire, refiner: in the Gaol of Coventry.—*John Howells*, Northampton, china dealer: in the Gaol of Northampton.—*Thomas Clarke*, Totton, Southampton, cooper: in the Gaol of Winchester.—*Wm. Ford*, East Cowes, Isle of Wight, Southampton, retailer of beer: in the Gaol of Winchester.—*Eliz. Onslow*, Chester, innkeeper: in the Gaol of Chester.—*John Tulloch*, Wilton-cottage, near Wilton Gilbert, Durham, cab proprietor: in the Gaol of Durham.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

**Oct. 31 at 11, before the CHIEF COMMISSIONER.**

*Wm. Seaman*, Garden-row, London-road, Southwark, Surrey, comedian.—*Richard Harrison*, Houghton-st., Claremarket, Middlesex, licensed victualler.—*Henry Chapman*, Laton, Bedfordshire, straw plait dealer.—*T. Sazby*, Brunswick-street, Dover-road, Borough, Surrey, hop merchant.—*Charles Joy*, Old Gravel-lane, Wapping, Middlesex, out of business.—*Harriet Martindale*, Edmund's-place, Aldersgate-street, London, widow, out of business.—*Benjamin Ainsden*, St. Alban's, Hertfordshire, straw hat manufacturer.—*Wm. White*, Morpeth-street, Bethnal-green, Middlesex, out of business.

**Adjourned.**

*Owen Richards*, Strand, Middlesex, law bookseller.

**Oct. 31 at 10, before Mr. Commissioner LAW.**

*Richard Chennell*, Woking, Surrey, out of business.—*T. Riddell*, Cheapside, London, manufacturer of Mech lining.—*Joseph Sanders* the elder, Bermondsey, Surrey, watchmaker.—*J. Clark*, Princes-street, Rotherhithe, Surrey, millwright.

**Adjourned.**

*George Brown* the younger, Pension-place, West India Dock-road, Limehouse, Middlesex, grocer's shopman.

**Nov. 1 at 11, before the CHIEF COMMISSIONER.**

*Saml. Smith*, Worship-street, Finsbury, Middlesex, fruit salesman.—*Luke F. Whitby*, Poultry, London, and West Ham, Essex, builder.—*G. E. Morris*, Holywell-street, Strand, Middlesex, harness maker.—*Jas. Baxter*, Long-lane, Southwark, Surrey, out of business.—*Henry King*, Holme-cottage, Latimer-road, Shepherd's-bush, Hammersmith, Middlesex, out of business.—*Arthur Rendall*, Butler's-buildings, East Smithfield, Middlesex, out of business.

**Nov. 1 at 10, before Mr. Commissioner LAW.**

*Jas. A. Inwood*, Napier-street, Hoxton New-town, Middlesex, dealer in poultry.—*Geo. Gage Gouldstone*, Praed-st., Edgeware-road, Middlesex, stonemason.—*John Baker*, Upper Smith-street, Northampton-sq., Middlesex, omnibus driver.

**Nov. 2 at 10, before Mr. Commissioner LAW.**

*William Woodgate*, Woodland-terrace, East Greenwich, Kent, attorney at law.—*Henry Praski*, London-wall, London, general dealer.—*George Brown*, New Bond-street, Hanover-sq., Middlesex, Italian warehouseman.—*J. Preston* the younger, West-street, Commercial-rd., Pimlico, Middlesex, enamelled slater.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Kent, at CANTERBURY, Oct. 31.*

*Robert Nicholson*, Canterbury, lieutenant in the 21st Regiment of Foot.

*At the County Court of Devonshire, at the CASTLE OF EXETER, Nov. 3 at 10.*

*Nicholas Girard*, Plymouth, rigger in her Majesty's Dock-yard, at Devonport.—*Wm. Branscombe*, Torquay, shoemaker.

*At the County Court of Hertfordshire, at HERTFORD, Oct. 30.*

*William Mead, Watford, cattle dealer.—James Winterborn, St. Alban's, carpenter.*

## FRIDAY, Oct. 20.

### BANKRUPTS.

**JOSEPH READDY**, 12, Church-lane, Whitechapel, Middlesex, leather seller and currier, dealer and chapman, Oct. 31 at 2, and Dec. 4 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Brown, Finsbury-place.—Fiat dated Oct. 18.

**JAMES WILLIAM SPOKES**, 393, Strand, Middlesex, bookseller and auctioneer, Oct. 27 at half-past 1, and Dec. 1 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Moss, 12, Gray's-inn-square.—Fiat dated Oct. 17.

**THOMAS OXFORD**, Hadleigh, Suffolk, glover, dealer and chapman, Oct. 27 and Dec. 1 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Cobbold & Patterson, 7, Lincoln's-inn-fields, London.—Fiat dated Oct. 13.

**WILLIAM SPENCER MARTIN**, Brighton, Sussex, brush maker, dealer and chapman, Oct. 27 and Dec. 1 at 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Bennett, Brighton; Rickards & Walker, 29, Lincoln's-inn-fields.—Fiat dated Oct. 17.

**JAMES PEARSE**, Andover, Hampshire, lately saddler and harness maker, but now ironmonger, Oct. 25 at half-past 1, and Nov. 30 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Burkitt, Curriers'-hall, London.—Fiat dated Oct. 6.

**WILLIAM GREEN HATHAWAY**, Stamford-bridge, Great Sheldley, Worcestershire, grocer, dealer and chapman, Nov. 8 and 29 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Morgan, Stow in the Wold, Worcestershire; Smith, Birmingham.—Fiat dated Oct. 17.

**JOHN JACKSON**, Upper Court, Clifford, Herefordshire, farmer and cattle dealer, dealer and chapman, Nov. 11 and Dec. 2 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Pugh, May, Brecknock, North Wales; Chaplin, Birmingham.—Fiat dated Oct. 17.

**JOHN WATKINSON**, Sneinton, Nottinghamshire, bobbin turner, dealer and chapman, but now of Leicester, Leicestershire, out of business, Nov. 3 and Dec. 1 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated Oct. 13.

**JAMES ARCHER**, Birmingham, oil cloth manufacturer, dealer and chapman, Oct. 31 and Nov. 28 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Sale & Co., Manchester; Motteram & Co., Birmingham.—Fiat dated Oct. 11.

**JOHN FOX CARTNER**, Oakhill, Ashwick, Somersetshire, surgeon and apothecary, dealer and chapman, Nov. 2 and Dec. 5 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Ayre, jun., Bristol; Boykett, 9, Chancery-lane, London.—Fiat dated Oct. 13.

**EDMUND JENNINGS**, Horsforth, Yorkshire, corn miller, dealer and chapman, Oct. 31 and Nov. 20 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Markland, Leeds; Fidley, Temple, London.—Fiat dated Oct. 11.

**ALEXANDER HERON**, Birkenhead, Cheshire, stone mason and builder, Oct. 30 and Nov. 24 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Francis & Almond, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Oct. 13.

**WILLIAM HALEWOOD**, Liverpool, flour dealer, dealer and chapman, Nov. 1 and 24 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Radcliffe, Liverpool; Norris & Co., Bedford-row, London.—Fiat dated Oct. 13.

**ROBERT FARRALL**, Toxteth-park, Lancashire, flour dealer, baker, and quarryman, Oct. 30 and Nov. 24 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Ward, Prescott; Francis & Almond, Liverpool; Oliver, Old Jewry-chambers, London.—Fiat dated Oct. 13.

**CHARLES OLDHAM**, Liverpool, auctioneer and appraiser, Nov. 1 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Evans & Son, Liverpool; Oliver, Old Jewry-chambers, London.—Fiat dated Oct. 13.

**WILLIAM SHAW** the younger, Salford, Lancashire, printer, dealer and chapman, Oct. 31 and Nov. 22 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. George James & Richard Radcliffe Duncan, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Sept. 8.

**JOHN LORD**, Crawshaw Booth, Lancashire, cotton manufacturer, dealer and chapman, Nov. 6 and Dec. 4 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Lincoln's-inn-fields.—Fiat dated Oct. 12.

**EDWARD GARTSIDE**, Preston, Lancashire, draper, dealer and chapman, Nov. 3 and 24 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Rowley & Taylor, Manchester; W. & H. P. Sharp, 2, Vernon-buildings, Gray's-inn, London.—Fiat dated Oct. 13.

### MEETINGS.

*William Maunder*, Peel-place, Kensington Gravel-pits, Middlesex, baker, Oct. 31 at 12, Court of Bankruptcy, London, pr. d.—*Thos. Crowther*, Liverpool, wine merchant, Nov. 3 at 12, District Court of Bankruptcy, Liverpool, pr. d.—*The Merchant Traders' Ship Loan and Insurance Association*, being an assurance company or association for the purpose of insurance against the risk of loss or damage to ships at sea and on voyages, and to their cargoes, Nov. 14 at 11, Court of Bankruptcy, London, pr. d.—*Edmund Smith*, Shide, near Newport, Isle of Wight, brick maker, Nov. 17 at 1, Court of Bankruptcy, London, aud. ac.—*John E. Jones*, Waterloo-place, Pall-mall, Middlesex, engineer, Nov. 8 at 1, Court of Bankruptcy, London, aud. ac.—*Jos. Scruby*, Rotton, Bedfordshire, farmer, Nov. 11 at 11, Court of Bankruptcy, London, aud. ac.—*Geo. Hen. Haworth and Rob. Archibald*, Manor-st., King's-road, Chelsea, Middlesex, iron founder, Nov. 8 at 11, Court of Bankruptcy, London, aud. ac.—*C. Sims*, Dimmock's-wharf, Upper Ground-st., Surrey, wharfinger, Nov. 11 at 1, Court of Bankruptcy, London, aud. ac.—*Geo. M'Donnell*, Trinity-square, London, wine broker, Nov. 11 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Robert Redman and Edward Redman*, Mark-lane, London, wharfingers, Nov. 11 at 11, Court of Bankruptcy, London, aud. ac.—*Thos. Wickenden*, Harp-lane, Tower-street, London, wine merchant, Nov. 11 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Fred. Saldorf*, Plymouth, Devonshire, merchant, Nov. 14 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Nov. 15 at 11, div.—*Geo. W. Corrie*, Plymouth, Devonshire, wine merchant, Nov. 14 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Nov. 15 at 11, div.—*Thomas Hanson*, Clough Bottom, Longwood, Huddersfield, Yorkshire, wollen cloth manufacturer, Nov. 13 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Richards*, Marthry Tydvil, Glamorganshire, woollen draper, Nov. 10 at 12, District Court of Bankruptcy, Bristol, aud. ac.—*John E. Gregory*, Birmingham, straw plait dealer, Nov. 15 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Thos. Thomas*, Istock, Leicestershire, draper, Nov. 14 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Jas. Richardson*, New Oxford-st., Middlesex, hosier, Nov. 10 at 11, Court of Bankruptcy, London, div.—*Thomas Bird*, Castle-street, Long-acre, Middlesex, funeral-carriage master, Nov. 10 at half-past 11, Court of Bankruptcy, London, div.—*Stephen Keen*, Hillingdon, Middlesex, brick maker, Nov. 10 at half-past 12, Court of Bankruptcy, London, div.—*Jas. S. Peirce*, Southampton, saddler, Nov. 10 at 1, Court of Bankruptcy, London, div.—*Jas. Robertson*, Somerset-place, Kennington-common, Surrey, baker, Nov. 13 at 1, Court of Bankruptcy, London, div.—*Chas. Burrows and J. J. Parter*, Phoenix-wharf, Macclesfield-street North, City-road-lane, Middlesex, coal merchants, Nov. 13 at half-past 11, Court of Bankruptcy, London, div.—*Thos. W. Martin*, Oxford, tailor, Nov. 17 at half-past 11, Court of Bankruptcy, London, div.—*Jos. Wilson*, Woolwich, Kent, grocer, and Leadenhall-st., London, cheesemonger, and Green-end, Woolwich, Kent, assistant to a grocer, Nov. 9 at half-past 11, Court of Bankruptcy, London, div.—*Wm. Clothier*, Quickset-road, New-road, Finsbury-square, Middlesex, statuary, Nov. 9 at half-past 11, Court of Bankruptcy, London, div.—*Charles Willis*, King-street-terrace, New North-road, Islington, Middlesex, licensed vic-

aller, Nov. 8 at half-past 11, Court of Bankruptcy, London, div.—*John Jardine*, Haverfordwest, timber merchant, Nov. 10 at half-past 11, District Court of Bankruptcy, Bristol, div.—*Jas. Pugh*, Monmouth, tailor, Nov. 10 at 11, District Court of Bankruptcy, Bristol, div.—*Richard Smith*, Preston, Lancashire, corn merchant, Nov. 17 at 11, District Court of Bankruptcy, Manchester, div.—*W. Drinkwater*, Liverpool, draper, Nov. 10 at 11, District Court of Bankruptcy, Liverpool, div.—*Thos. Hanson*, Clough Bottom, Longwood, Luddersfield, Yorkshire, woollen cloth manufacturer, Nov. 4 at 11, District Court of Bankruptcy, Leeds, div.—*John B. Gregory*, Birmingham, straw plait dealer, Nov. 18 at half-past 10, District Court of Bankruptcy, Birmingham, div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*John Speller*, High-street, Shoreditch, Middlesex, cheese-vender, Nov. 10 at 12, Court of Bankruptcy, London.—*Jas. Richardson*, New Oxford-st., Middlesex, hosier, Nov. 10 at 1, Court of Bankruptcy, London.—*Isaac Freeman*, March, Isle of Ely, Cambridge, grocer, Nov. 10 at 1, Court of Bankruptcy, London.—*William Pyman*, St. Osyth, Essex, corn merchant, Nov. 10 at 2, Court of Bankruptcy, London.—*Isabella S. Oxley* and *Margaret Oxley*, spinsters, Norfolk—rescent, Hyde Park, Middlesex, lodging-house keepers, Nov. 10 at half-past 1, Court of Bankruptcy, London.—*Michael Gietli*, Upper Somersford-st., Mile-end, Middlesex, looking-glass manufacturer, Nov. 10 at 1, Court of Bankruptcy, London.—*Jas. Lea*, Gloucester, butcher, Nov. 16 at half-past 12, District Court of Bankruptcy, Bristol.—*Frederick Limbach*, Kingston-upon-Hull, ship chandler, Nov. 15 at half past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*George Slater*, Doncaster, Yorkshire, ironmonger, Nov. 11 at 12, District Court of Bankruptcy, Sheffield.—*Wm. Lendon* the younger, Exeter, currier, Nov. 22 at 11, District Court of Bankruptcy, Exeter.—*Wm. Dawe*, Exeter, plasterer, Nov. 14 at 11, District Court of Bankruptcy, Exeter.—*Chas. Slater*, Exeter, nurseryman, Nov. 14 at 11, District Court of Bankruptcy, Exeter.—*Robt. Dickenson*, Wolstanton, Staffordshire, rocer, Nov. 15 at 11, District Court of Bankruptcy, Birmingham.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Nov. 10.

*Geo. Alleston* the younger, Calder Dye-works, Wakefield, Yorkshire, dyer.—*Wm. St. Albin*, Liverpool, dealer in music.—*Jas. S. Tonge*, Liverpool, coal proprietor.—*Wm. Willis*, Rowbridge, Wiltshire, wool broker.—*Thos. Williams*, Liverpool, and Birkenhead, Cheshire, timber merchant.—*Charles Lumfrey* the younger, Cambridge, banker, and Manor-street, t. Giles, Camberwell, Surrey, merchant.—*Thomas Hawkes*, Coking, Essex, whitesmith.—*Thos. Marks*, Westbury-upon-Tyrm, Bristol, carpenter.—*Sam. Mocatta*, Liverpool, merchant.—*Wm. Henderson*, Wolverhampton, Staffordshire, tin plate manufacturer.—*Francis Robt. Stradling*, Glastonbury, Somersetshire, apothecary.—*Henry Chas. Broom*, Lawrence-countney-hill, London, grocer.—*Wm. Clunes*, Brydges-st., Covent-garden, Middlesex, pawnbroker.—*Thomas Ayres*, Great Bath-st., Clerkenwell, Middlesex, fancy cabinet maker.—*John Robinson*, St. Paul's Church-yard, London, tailor.—*W. I. Isaacson*, Liverpool, merchant.—*James Rees*, Park-lace West and Mornington-road, Camden-town, Middlesex, valuer.—*Isaac Willis*, Lower Grosvenor-st., Hanover-sq., Middlesex, music seller.—*Wm. Barns*, Ludgate-hill, London, onion maker.—*George Geering*, Arundel, Sussex, grocer.—*John Samuel*, Bury-st., St. Mary-axe, London, silversmith.

#### SCOTCH SEQUESTRATIONS.

*Walter Wilson*, Glasgow, merchant.—*Hugh Cochran*, Glasgow, accountant.—*James Witherspoon*, Linktown of Abbotshall, general grocer.—*Thomas Allan*, Overcroy, Cumberland, Dumbartonshire, farmer.—*John Drummond*, deceased, sheriff, banker.

#### DECLARATION OF INSOLVENCY.

*John Allen*, Rugeley, Staffordshire, hair dresser, Oct. 21 at 10, County Court of Staffordshire, at Rugeley.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John S. Haslam*, Milton, next Gravesend, Kent, in no business, Nov. 11 at 10, County Court of Kent, at Gravesend.—*John Whitmey*, Birkenhead, Cheshire, currier, Nov. 3 at 10, County Court of Cheshire, at Birkenhead.—*Robt. Morton*, Birkenhead, Cheshire, shoe maker, Nov. 3 at 10, County Court of Cheshire, at Birkenhead.—*Bartholomew Breen*, Birkenhead, Cheshire, master porter, Nov. 3 at 10, County Court of Cheshire, at Birkenhead.—*George Thomas Bramall*, Rochdale, Lancashire, agent and finisher of printed calicoes, Nov. 9 at 12, County Court of Lancashire, at Rochdale.—*John Thomason*, Rochdale, Lancashire, surgeon, Nov. 9 at 12, County Court of Lancashire, at Rochdale.—*Robt. Riggs*, Rochdale, Lancashire, commission agent, Nov. 9 at 12, County Court of Lancashire, at Rochdale.—*Robert Rose*, Ashby de la Zouch, Leicestershire, rope manufacturer, Nov. 14 at 10, County Court of Leicestershire, at Ashby de la Zouch.—*John Beddows*, Birmingham, scale beam maker, Oct. 27 at 10, County Court of Warwickshire, at Birmingham.—*Henry Williams*, Birmingham, bookkeeper, Oct. 27 at 10, County Court of Warwickshire, at Birmingham.—*Geo. Fos*, Bristol, builder, Nov. 14 at 11, County Court of Gloucestershire, at Bristol.—*Zachariah Batchelor*, Bristol, grocer, Nov. 13 at 11, County Court of Gloucestershire, at Bristol.—*Ed. Rich. Rust*, Potter Heigham, near Ludham, Norfolk, licensed victualler, Nov. 2 at 11, County Court of Norfolk, at North Walsham.—*Charles Kerrison* the younger, East Harling, Norfolk, coal merchant, Nov. 1 at 9, County Court of Norfolk, at Attleborough.—*Sam. Schofield*, Rochdale, Lancashire, joiner, Nov. 9 at 12, County Court of Lancashire, at Rochdale.—*S. Eaton*, Saddleworth, Yorkshire, ironmoulder, Nov. 11 at 11, County Court of Yorkshire, at Saddleworth.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Nov. 3 at 11, before the CHIEF COMMISSIONER.

*Matthias Barton*, Wellington-place, Park-road, Peckham New-town, Surrey, butcher.—*Matthew Ginger*, Rhemley-park, Harrow, Middlesex, farm bailiff.—*Thos. Beesley*, Windsor-terrace, City-road, Middlesex, accountant.—*Jos. Jesson*, Wellington-street, Covent-garden, Middlesex, dealer in ginger beer.—*Lewis Underwood*, Upper Queen-street, Marylebone, Middlesex, fishmonger.—*C. F. Waddy*, Jermyn-street, and Fludyer-street, Westminster, Middlesex, parliamentary agent.—*Thomas Jones*, Southgate, Middlesex, wheelwright.—*Peter Tessier*, Old Rutland-street, Stepney, Middlesex, merchant.—*James M. Coley*, Ebury-street, Pimlico, Middlesex, surgeon.

Nov. 3 at 10, before Mr. Commissioner LAW.

*Wm. Lee Marshall*, Hampstead-road, Middlesex, watch maker.—*James Morris*, Church-lane, Whitechapel, Middlesex, out of business.—*George Goble*, Caroline-st., Old Kent-road, Surrey, out of business.—*Jane Thomas* the elder, Church-street, Christchurch, Surrey, out of business.—*John Day*, Trafalgar-st., Walworth, Surrey, accountant.

Nov. 4 at 11, before Mr. Commissioner HARRIS.

*George Fildes*, Upper Manor-street, Chelsea, Middlesex, cabinet maker.—*Edward Mayhew*, Stroud-green, Woodside, Croydon, Surrey, beer-shop keeper.—*Thomas H. Mayhew*, Woodside, Croydon, Surrey, brick maker.—*Alex. Drouet*, East-street, Walworth, Newington, Surrey, out of business.—*F. Shaw*, Woodland-grove, East Greenwich, Kent, mariner.—*Wm. Finlayson*, Salem-gardens, Moscow-road, Bayswater, Middlesex, late Governor of the Island of Ascension, Africa.—*Ellice Moses*, St. John-st., Clerkenwell, Middlesex, butcher.—*Mary Beedle*, High-street, Shoreditch, Middlesex, and Harp-alley, Farringdon-street, London, baker.—*Jas. Balls* the younger, Alfred-cottage, Hornsey-road, Middlesex, out of business.

Nov. 4 at 10, before Mr. Commissioner LAW.

*James Suckling*, Cambridge-terrace, Hyde-park, Middlesex lodging-house keeper.—*Wm. Henry Finch*, Lonsdale-

square, Islington, Middlesex, out of business.—*Wm. Dace* the younger, St. John-street, Clerkenwell, Middlesex, metal dealer.

*Nov. 6 at 10, before Mr. Commissioner LAW.*

*Wm. R. Crosson*, High-street, Deptford, Kent, cowkeeper.—*Charles White*, James-street, Lower-marsh, Lambeth, Surrey, green grocer.—*Edward Charchill*, South-street, Pentonville, Middlesex, out of business.—*James Scott*, Smith's-cottages, Upper Larkhall-lane, Clapham, Surrey, clerk in the Admiralty, Somerset-house.—*William Eyles*, Drummond-street, Euston-square, Middlesex, tailor.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Nov. 3 at 11, before Mr. Commissioner HARRIS.*

*John Kissick*, Tottenham-court-road, Middlesex, bookseller.—*John Pace*, Lonsdale-square, Islington, Middlesex, and Philpot-lane, London, merchant.—*T. Phillibrown*, King's-road, Camden-town, Middlesex, engraver.—*Joseph Davey*, St. John-street, West Smithfield, Middlesex, baker.—*Thos. Lewis*, Yardley-street, Wilmington-square, Middlesex, auctioneer.—*Mark Jacob Nordon*, Bridge-road, Lambeth, Surrey, accountant.—*Joseph Copp Ashton*, Kedgerec-place, East India-road, Poplar, Middlesex, agent.—*Edward John Lack*, Chertsey, Surrey, clerk in the corn department of the Board of Trade, Whitehall.—*Geo. P. Wilkins*, Laburnham-terrace, Kingland-road, Middlesex, labourer.—*John Dick*, Dudley-street, St. Giles's, Middlesex, tailor.

*Nov. 6 at 11, before the CHIEF COMMISSIONER.*

*Thomas Furley*, Back Church-lane, St. George's East, Middlesex, grocer.

*Nov. 6 at 11, before Mr. Commissioner HARRIS.*

*Wm. Snook*, Edith-villas, North-end, Fulham, Middlesex, carpenter.—*Edw. Thomas Ashdown*, Golden-lane, Middlesex, licensed victualler.—*Wm. Maybury*, St. James's-street, Middlesex, solicitor.

*Nov. 6 at 10, before Mr. Commissioner PHILLIPS.*

*Thomas Gathercole* the younger, Henrietta-terrace, Creek-road, Deptford, Kent, auctioneer.—*Henry Appleton*, York-place, Battersea-fields, Surrey, baker.—*Thomas Bright*, Great St. Andrew-street, Seven-dials, Middlesex, umbrella maker.—*Robert Rogers*, Anthony-cottage, New Church-road, Camberwell, Surrey, commercial-traveller.—*Benjamin Markwell*, Kenton-street, Brunswick-square, Middlesex, tailor.

*Adjourned.*

*Thomas George Webb*, Windsor-court, Monkwell-street, Silver-street, London, lace rouch manufacturer.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Nottinghamshire, at NOTTINGHAM, Nov. 3.*

*Joseph Green*, Nottingham, bobbin net lace maker.

*At the County Court of Cheshire, at CHESTER CASTLE, Nov. 4 at 10.*

*Charles Wood*, Sandbach, grocer.—*Uriah Plant*, Winsford, near Over, bookkeeper.—*Wm. James*, Camborne, shoemaker.—*Elizabeth Onslow*, Chester, innkeeper.

*At the County Court of Kent, at MAIDSTONE, Nov. 7.*

*Wm. Barnes* the younger, Benenden, farmer.

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Queen's Bench Bail Court { H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.  
Court of Common Pleas, including Appeals under Registration of Voters Act. . . . { W. PATERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.  
Court of Exchequer . . . { W. M. BEST, Esq. of Gray's Inn, Barrister at Law.  
Ecclesiastical and Admiralty Courts ..... { J. P. DEANE, D.C.L. of Doctors Commons.  
Cases in Bankruptcy . . . { W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, OCTOBER 28, 1848.

SOME conflict of authority exists on the question whether the Court of Chancery will, in appointing new trustees, insert in the conveyance to the trustees so appointed, a power to appoint new trustees. In a recent case, (*White v. White*, 5 Beav. 221), the will, under which it was desired to appoint new trustees, contained power to the trustees to appoint new ones; and the Master of the Rolls directed that such a power should be inserted in the conveyance. In a still more recent case, (*Oglander v. Oglander*, 12 Jur. 786), the settlement under which trustees were to be appointed, contained a power of new appointment; but his Honor, the Vice-Chancellor Knight Bruce, refused to direct the insertion of such a power in the conveyance, observing, with reference to *White v. White*, that that case went rather than he should like to go. In *Bayley v. Mansell*, (4 Madd. 226), Sir J. Leach, V.C., refused to direct the insertion of such a power, because there was no provision to that effect in the original trust deed; hence it may be inferred that he would have thought the existence of such a provision in the trust deed, would have justified its insertion in the conveyance to the trustees appointed by the Court.

*Brown v. Brown* (3 You. & C. 395) was consistent with *Oglander v. Oglander*. In that case it appears, from the observations of counsel, that there was in the will under which the appointment was to be made, a power of new appointment; nevertheless the Court refused to insert it in the conveyance.

*Bayley v. Mansell* was referred to as against the application. That case, however, as we have seen, was decided on the ground that there was no power of new appointment in the original instrument of trust; and though it cannot be said to be an authority for the position that where such a power is in the original instru-

ment, the Court will insert it in a conveyance to new trustees, neither is it an authority for the position that the Court will not insert the power if it is found in the original instrument.

*Sampayo v. Gould* (12 Sim. 426) does not appear, having regard to the facts, to be in point; but the Court threw out observations which seem to lay down a principle applicable to the question under discussion. In that case the decree of the Court was sought to carry into effect a foreign marriage contract, which appointed trustees, and directed that it should be carried into full effect according to the laws of England; and there was nothing in the contract to exclude the introduction of a power of appointing new trustees. The Court decreed a settlement with all usual and customary clauses and powers, having regard to the provisions of the contract, and directed the appointment of trustees in place of the original ones. The Master inserted a power to appoint new trustees; and the question was, whether that was right. On this point the Court said, "With respect to the power to appoint new trustees, upon the face of the decree it appears that two of the original trustees are dead, and that another of them is desirous to retire from the trust; and the decree refers it to the Master to appoint three proper persons to be trustees of the trust property in their stead. And it appears to me that as the Court has thus sanctioned the appointment of new trustees in lieu of the two who were dead, (a matter that could not be avoided), and in lieu of one whom the Court allows at his own request to retire, the Court can sanction the appointment of new trustees in future cases where it may be necessary."

It is not quite clear, whether the Court was here intended to confine the doctrine laid down, by reference to the particular case, or to lay down the broad principle, that, as incident to its power of appointing trustees, the Court has the power of delegating to them the power of



appointing new ones from time to time. If the latter is the doctrine intended, it certainly goes beyond any of the other decided cases.

The language of Mr. Baron Alderson in *Brown v. Brown*, (3 You. & C. 365, cited sup.), is, that there is no foundation in principle for such an application, and there was then no authority. It would seem indeed strange—unless the Court has the *general power* pointed at by the dictum referred to in *Sampayo v. Gould*, that, under the usual power in an instrument of trust, authorising A. and B. and the survivors of them, or his executors, administrators, or even his assigns, to appoint new trustees—the Court should have power to give to persons who fill none of the characters designated, the power contained in the original instrument. If the Court has indeed a general power, on appointing trustees, to give them all useful powers, of course there is an end of the question; but such a power would amount to that of creating trusts, not of merely carrying into effect the trusts designated specially or indirectly by the settlor, and such an extent of jurisdiction the Court has never attempted to claim. Upon principle, then, it would seem that the Court cannot give to trustees appointed by it any powers, except such as are given by the settlement to persons so described as a class, as to include the trustees appointed by the Court; and the balance of authority is clearly in favour of this doctrine. If, however, the original instrument of trust should contain, according to a practice now frequent in the power of appointing new trustees, the words “any trustees or trustees for the time being of this instrument,” then, we apprehend, the Court would, on appointing new trustees, insert in the conveyance a power of new appointment, if indeed it should not hold that the trustees would have such powers under the provision of the original instrument.

#### OBSERVATIONS ON THE LANDS CLAUSES CONSOLIDATION ACT, 8 Vict. c. 18.

This act, which was intended to settle the general frame of Railway Company Acts, was intended also, no doubt, to be perfectly clear and definite in its explanation of the rights and powers of companies, and those with whom they deal. Nevertheless, it is in one of its most important sections obscure on a material point.

The 7th section is as follows:—“It shall be lawful for all parties being seised, possessed of, or entitled to any such lands, or any estate or interest therein, to sell and convey or release the same to the promoters of the undertaking, and to enter into all necessary agreements for that purpose, and particularly it shall be lawful for all or any of the following parties so seised, possessed, or entitled as aforesaid, so to sell, convey, or release (that is to say) all corporations, tenants in tail or for life, married women seised in their own right or entitled to dower, guardians, committees of lunatics and idiots, trustees or feoffees in trust for charitable or other purposes, executors and administrators, and all parties for the time being entitled to the receipt of the rents and profits of any such lands in possession, or subject to any estate in dower, or to any lease for life or for lives, and year or for years, or any less interest; and the power so to sell and convey or release as aforesaid may lawfully be exercised by all such parties (other than married women entitled to dower), or lessees for life or for lives, or year or for years, or for any less interest, not only on behalf of themselves and their respective heirs,

executors, administrators, and successors, but also for or on behalf of every person entitled in reversion, remainder, or expectancy after them, or in defeasance of the estates of such parties; and as to such married women, whether they be of full age or not, as if they were sole and of full age; and as to such guardians on behalf of their wards; and as to such commissioners on behalf of such lunatics and idiots of whom they are the committees respectively, and that to the same extent as such wives, wards, lunatics, and idiots respectively could have exercised the same power, under the authority of this or the special act, if they had respectively been under no disability; and as to such trustees, executors, and administrators, on behalf of their cestui que trusts, whether infants, issue unborn, lunatics, femmes covert, or other persons, and that to the same extent as such cestui que trusts respectively could have exercised the same powers under the authority of this and the special act if they had respectively been under no disability.”

Now, upon this section, it seems not perfectly clear who are the parties who are competent to sell and convey, when lands are settled in trust, under certain circumstances.

The persons to whom, by express words, the power to sell and convey is given, are persons under some species of disability, that is, not merely general disability to convey, but particular disability to convey the lands intended to be sold; in other words, persons who could not at all, or could not alone, sell and convey without the authority of the act. The power given to such persons to sell and convey extends (with the particular exception of married women entitled to dower, lessees for life or years, or a less interest) to the estates of themselves and their heirs and executors, or other representatives, and to the estates of those in reversion, remainder, or expectancy; but it should seem that the power is only to be exercised independently by persons representing others, such as committees, executors, or trustees, where the cestui que trustant are under disability, because the clause declares, not that the persons designated may exercise the power to the same extent as the cestui que trustant might, but to the same extent as the cestui que trustant might have exercised it, if they had not been under any disability. One question, then, is, whether, if there be lands in trust, on trust for parties who are sui juris, the proper persons to sell and convey are the cestui que trustant, or the trustees, or both.

The first part of the clause, if construed liberally, would include every person having any estate, legal or equitable, in the lands; so that, under it, an equitable tenant for life sui juris might sell and convey the lands. Then, what would be the effect of his conveyance? By the subsequent words, it would operate on behalf of him for all his estate, and on behalf of the reversioner, remainder-man, or expectant owner. But is it intended that it should enure to carry the legal estate? We apprehend not, because there are no other words in the clause extending the operation of the conveyance, and the trustees would clearly not fall within the description of either remainder-men, reversioners, or those entitled in expectancy. On the other hand, is such a case, or even in a case where the equitable fee was in a cestui que trust sui juris, could the trustees sell and convey alone? This is certainly more doubtful. The clause gives to trustees for any purpose, power to sell and convey, directing that they may exercise such power on behalf of themselves and their heirs, &c., and on behalf of their cestui que trustant; and were it not for the concluding paragraph, there can be no doubt that trustees might in any case sell and convey every particle of the estate. But the concluding paragraph, extending the power to the trustees, we apprehend, limits the power.

ance to the extent to which his cestui que trust might convey if not under disability, seems to shew that persons seized of the legal estate only, can only convey on behalf of their cestuis que trustent when those cestuis que trustent are under disability; and we should conclude that the act will probably be held to intend, that, whenever there are beneficial owners sui juris, they must join in the sale and conveyance in order to make a good title.

### Court Papers.

## COMMON-LAW CAUSE LISTS, MICHAELMAS TERM.

### Court of Queen's Bench. NEW TRIALS

REMAINING UNDETERMINED AT THE END OF THE SITTINGS AFTER TRINITY TERM, 1848.

#### STANDING FOR JUDGMENT.

Linford, a pauper, v. Fitzroy  
Anderson v. Boynton  
Chester, a pauper, v. Greave  
Newton & an. v. Belcher  
Huntley v. Russell & an.  
Boosey v. Davidson  
Newton & an. v. Liddiard  
George v. Mar. of Conyngham

#### FOR ARGUMENT.

##### EASTER TERM, 1846.

York—Worth v. Gresham  
(Stands till judgment in a similar case in Court of Error).

##### MICH. TERM, 1847.

First—Edwards v. Williams

##### HILARY TERM, 1848.

Midd.—Reg v. Cutler  
Lond.—Watson v. Earl Charlemont & ors.  
" Trimmen v. De Burgh  
" Reg. v. Charrite

##### EASTER TERM, 1848.

Midd.—Lock v. Ashden  
" Parry v. Berry & ors.  
" Doe d. Campbell & an. v. Hamilton

Lond.—Lowe v. Penn  
" Tucker v. Roberts  
" Charrington v. Crofts  
" Alcock v. Royal Exchange Assurance Co.

" Bury v. Blogg  
" Freeman v. Miles  
Essex—Ward v. Keys  
" Benyon v. Cresswell  
Kent—Doe d. Warren v. Brydges

Sussex—Forth v. Simpson  
Surr.—The Surrey Iron Co. v. Chaplin

## SPECIAL CASES AND DEMURRERS

FOR MICHAELMAS TERM, 1848.

Those marked thus \* are Special cases—the rest are demurrers.

#### STANDING FOR JUDGMENT.

Vigers v. Dean and Chapter of St. Paul's & ors.

Balely v. Harris

\*Doe d. Patrick v. Royle and Wife

#### STANDING FOR ARGUMENT.

Wentworth v. Beaufort  
(Stands till judgment)

Surr.—Crofts v. Charrington

" Daw v. Scott & an.

" Webb & an. v. Spicer

" Same v. Salmon

Wilts—Reg. v. Inhabitants of Cricklade

Devon—Steer v. Bowerman

Cornwall—Doe d. Vingoe v. Nicholls

" Doe d. Thomas & an. v. Pascoe

Denbigh—Doe d. Clay & ors. v. Jones & ors.

Northamp.—Doe d. Langley & an. v. King

Leicester—Bailey v. Macaulay

Warw.—Same v. Pearson

" Lord Somerville & ors. v. Dawson

Norfolk—Briggs v. Merchant

Traders' Loan Insurance Ship Association

York—Shaw v. York & North Midland Railway Co.

" Dixon v. Burton

Liv'pool—Marriott v. Cotton

" Bain v. Kirk

" Hassall v. Cole

Cardigan—Jones v. Hall

Chester—Vaughan v. Matthews

Tried during Easter Term, 1848.

Midd.—Beals v. Cleobury

" Brown v. M'Lean

TRINITY TERM, 1848.

Midd.—Sewell v. Marshall

" Turrill v. Crawley

" Doe d. Gordon v. Story

Tried during Trinity Term, 1848.

Midd.—Shk v. Stones

\*Russell v. Phillips

\*Burton v. White

\*The Guardians of the Poor of the Woodbridge Union, Suffolk, v. The Corporation of the Guardians &c. of Colmes and Carlford, Suffolk

\*King v. Alston

Everest & ors. v. Humphery

Metcalf v. Booth

Harvey v. Sanderson

Legge v. Harlock

Jackson v. Hunt

\*M'Swiny v. The Royal Exchange Assurance Company

\*Eason v. Henderson

The Guardians of the Poor of the Wandsworth and Clapham Union, &c. v. Martin

Same v. Same

Cobbett v. Hudson

Ryan v. Clark & an.

Nolan v. Elster & an.

The West Cornwall Railway Company v. Mowatt

The Dublin and Belfast Junction Railway Co. v. Powell

Smith v. Fox & an.

Royle v. Dixon

\*Ayrton & an. v. Abbott & an.

Marsden & ors. v. Meehan

Wrighton v. Pearce

\*Doe d. Payne v. Plyer

Weedon v. Woodbridge

Elliott & ors. v. Von Glehn

Scarpelini v. Learauke & Wife

\*Doe d. Dand v. Thompson

Weedon v. Woodbridge

Wilson v. The South Eastern Railway Company

Wetherfield v. Wingfield

Newton v. Bishop

\*Sherlock v. Spiers

Humby v. Taft

### ENLARGED RULES

FOR MICHAELMAS TERM, 1848.

Those marked thus \* are to be heard in the Bail Court.

\*Ex parte Williams, In re Vaughan, and in 5 causes

\*Staunton v. Stothert

Aldridge v. Hippisley

\*Gay v. Stall

\*Burrell v. Haines

Butler v. Masters (in the Exchequer)

Masters v. Butler

\*Jones v. Owen

Bland v. Lord Alvanley

Reg. v. Justices of Ely

Same v. Same

Same v. Council of Congleton

\*Same v. Inhabs. of Barnwood

\*Same v. Inhabs. of Upton St. Leonards

Same v. Coroner of Kent

\*Broom v. Reg.

\*Fearon v. Norvall

Doe d. Richmond v. Smith

\*Daniel v. Challis & an.

\*Caulfield v. Strange

\*Reg. v. Sir H. P. Seal

Same v. Booth

\*Same v. Inhabitants of Augmering

\*Same v. Inhabs. of Moreton

\*Same v. Justices of Herts

\*Same v. Bishop of Rochester

### London Gazettes.

TUESDAY, OCTOBER 24.

### BANKRUPTS.

WILLIAM MATTHEWS HILL, Charlton-place, Islington, Middlesex, builder, Nov. 3 and Dec. 5 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Parker & Co., Raymond-buildings, Gray's-inn.—Fiat dated Oct. 21.

GEORGE WESTBURY HALL, Lime-street, London, East India merchant and drysalter, Nov. 1 at 12, and Dec. 7 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Burrell, White Hart-court, Lombard-street.—Fiat dated Oct. 20.

RICHARD CASTLE LAURENCE, Broadstairs, Isle of Thanet, Kent, licensed victualler, stone mason, dealer and chapman, Nov. 1 and 30 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Buchanan, Basinghall-street.—Fiat dated Oct. 21.

JOHN JACKSON, Upper Court, Clifford, Herefordshire, farmer and cattle dealer, dealer and chapman, Nov. 11 and Dec. 2 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Pugh, Hay, near Brecon, South Wales; Chaplin, Birmingham.—Fiat dated Oct. 17.

JOHN COPE, Derby, fishmonger, poulterer, and licensed dealer in game, Nov. 3 and Dec. 1 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. St. George Smith, Derby.—Fiat dated Oct. 18.

CHRISTOPHER GREAVES MIDDLETON, Manchester, (carrying on business at Manchester, as a soap manufacturer, in copartnership with William Birkett, under the firm of Birkett & Middleton, and also of Burnage, near Manchester, cowkeeper), Nov. 3 and 24 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Hitchcock, Manchester; Johanson & Co., Temple, London.—Fiat dated Oct. 11.

## MEETINGS.

*Charles Middleton Kernot*, West Cowes, Isle of Wight, Hampshire, chemist, Nov. 2 at half-past 2, Court of Bankruptcy, London, pr. d.—*Wm. Wallace and Geo. Dormand*, Sunderland, Durham, butchers, Nov. 3 at 12, District Court of Bankruptcy, Newcastle upon-Tyne, ch. ass.—*Robert Redman and Ed. Redman*, Mark-Jane, London, whatingers, Nov. 11 at 11, Court of Bankruptcy, London, last ex.—*Joseph Scruby*, Roston, Bedfordshire, farmer, Nov. 11 at 12, Court of Bankruptcy, London, last ex.—*James Knight*, Ipswich, Suffolk, licensed victualler, Nov. 1 at half-past 12, Court of Bankruptcy, London, last ex.—*Ed. Hagen and Hen. Hagen*, Mill-st., Bermondsey, Surrey, merchants, Nov. 4 at 11, Court of Bankruptcy, London, last ex.—*Robert Kay*, Tootington Lower End, Lancashire, corn dealer, Nov. 2 at 11, District Court of Bankruptcy, Manchester, last ex.—*Edmund Appleyard*, Farringdon-st., London, bookseller, Nov. 17 at 12, Court of Bankruptcy, London, aud. ac.—*Samuel Mobbs*, Alfred-place, Alexander-square, Brompton, Middlesex, coal merchant, Nov. 18 at 12, Court of Bankruptcy, London, aud. ac.—*Jan. Stiere*, Guildford, Surrey, watch jeweller, Nov. 17 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Samuel Ralph Durrant*, Woodbridge, Suffolk, linen draper, Nov. 17 at half-past 11, Court of Bankruptcy, London, aud. ac. and div.—*John Reginald Cousins*, Ramsgate, Isle of Thanet, Kent, chemist, Nov. 18 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Thos. Jas. Champion*, Tunbridge Wells, Kent, shoemaker, Nov. 17 at 11, Court of Bankruptcy, London, aud. ac.—*James Pepram*, Grange-villas, Queen's-road, Delton, Middlesex, builder, Nov. 15 at 11, Court of Bankruptcy, London, aud. ac.—*Ed. Somers*, Motcomb-st., Belgrave-square, Middlesex, baker, Nov. 17 at half-past 1, Court of Bankruptcy, London, aud. ac.—*John Moore*, Montpelier-lodge, Brightonstone, Sussex, and Lincoln's-inn New-square, Middlesex, lodging-house keeper, Nov. 14 at half-past 1, Court of Bankruptcy, London, aud. ac.; Nov. 17 at half-past 12, div.—*Wm. Bull the younger*, Herne-bay, Kent, schoolmaster, Nov. 14 at 11, Court of Bankruptcy, London, aud. ac.; Nov. 17 at 11, div.—*Jos. Senior*, Kirkham, Yorkshire, fancy cloth manufacturer, Nov. 20 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Nov. 27 at 11, div.—*Theodor Martens*, Middleborough, Yorkshire, merchant, Nov. 14 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Nov. 27 at 11, div.—*Adam Singer*, Trowbridge, Wiltshire, grocer, Nov. 16 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Martha Birle*, Aberavon, Glamorganshire, licensed victualler, Nov. 16 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*John Terry*, Bath, Somersetshire, hosiery, Nov. 16 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Nov. 21 at 12, div.—*T. Browne*, Lime-rick, Ireland, and Manchester, draper, Dec. 2 at 11, District Court of Bankruptcy, Manchester, aud. ac.; Dec. 22 at 11, div.—*Wm. Ed. Cope*, Melbourne, near Derby, Derbyshire, draper, Nov. 15 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*Jos. Love*, Lenton, Nottingham, ice maker, Nov. 17 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*Stephen Thomas Small*, Nottingham, wine merchant, Nov. 17 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*Ed. Corak*, Bristol, bookseller, Nov. 14 at 12, Court of Bankruptcy, London, div.—*John Bush*, Dark-house-lane, Billingsgate, London, coffee-house keeper, Nov. 14 at half-past 11, Court of Bankruptcy, London, div.—*Theo. Styan and Wm. Styan*, Great Tower-st., London, tea brokers, Nov. 17 at 11, Court of Bankruptcy, London, div.—*Fred. Young*, Basinghall-st., London, and Pater-st., Hackney-road, Middlesex, woollen wash-dresser, Nov. 17 at half-past 11, Court of Bankruptcy, London, div.—*James Joyce*, Warwick-lane, London, corn dealer and waggon-office keeper, Nov. 17 at half-past 12, Court of Bankruptcy, London, div.—*John Prosser*, Piccadilly, and Park-side, Knightsbridge, Middlesex, goldsmith, Nov. 11 at 12, Court of Bankruptcy, London, div.—*James S. Stopford*, Austin-frere, London, merchant, Nov. 17 at 1, Court of Bankruptcy, London, div.—*William Remington*, Rowland Stephenson, David R. Remington, and Jos. R. Taylor, Lombard-st., London, bankers, Nov. 17 at half-past 11, Court of Bankruptcy, London, in div. sep. est. of Rowland Stephenson.—*Henry Turner*, Coventry-st., Haymarket, Middlesex, fishmonger, Nov. 16 at 1, Court of Bankruptcy, London, div.—*Aspley Guise*, Bedford, carpenter, Nov.

16 at half-past 1, Court of Bankruptcy, London, div.—*Wm. Sage*, New Brentford, and Hampton, Middlesex, tallow chandler, Nov. 16 at 12, Court of Bankruptcy, London, div.—*John Porter*, Wormwood-st., 118, do.; cheese factor, Nov. 18 at half-past 1, Court of Bankruptcy, London, div.—*Thomas Capron*, Lawrence-lane, Gheapside, London, merchant, Nov. 18 at 1, Court of Bankruptcy, London, div.—*E. Bickings*, Dover-road, Surrey, linen draper, Nov. 18 at 2, Court of Bankruptcy, London, div.—*Wm. Adams*, Mayfield, Sussex, dealer in corn, Nov. 16 at 1, Court of Bankruptcy, London, div.—*Richard Fuller*, Cambridge, innkeeper, Nov. 15 at half-past 12, Court of Bankruptcy, London, div.—*Henry Ross*, Heanor, Derbyshire, builder, Nov. 18 at 11, District Court of Bankruptcy, Nottingham, aud. ac. and div.—*James Wren*, Bristol, merchant, Nov. 23 at 11, District Court of Bankruptcy, Bristol, div.—*Philip Karghena*, Brixton, seaman, Nov. 28 at 11, District Court of Bankruptcy, Bristol, div.—*John Richards*, Merthyr Tydfil, Glamorganshire, woollen draper, Nov. 16 at 12, District Court of Bankruptcy, Bristol, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*William Turner*, Butts-house-plate, Chelsea, Middlesex, livery-stable-keeper, Nov. 17 at half-past 1, Court of Bankruptcy, London.—*Thomas James Champion*, Tunbridge-wells, Kent, boot maker, Nov. 17 at 11, Court of Bankruptcy, London.—*Edmund Appleyard*, Farringdon-st., London, bookseller, Nov. 17 at 12, Court of Bankruptcy, London.—*Jan. Stiere*, Guildford, Surrey, watch maker, Nov. 17 at half-past 12, Court of Bankruptcy, London.—*Sam. Ralph Durrant*, Woodbridge, Suffolk, linen draper, Nov. 17 at half-past 11, Court of Bankruptcy, London.—*John R. Cousins*, Ramsgate, Isle of Thanet, Kent, chemist, Nov. 18 at half-past 12, Court of Bankruptcy, London.—*Samuel Henry Whittell*, The-ard, Regent-st., Piccadilly, Middlesex, tailor, Nov. 18 at half-past 11, Court of Bankruptcy, London.—*William M. East*, Bay Saint Edmunds, Suffolk, watch maker, Nov. 14 at 1, Court of Bankruptcy, London.—*Fred. Elphick*, Castle-street East Oxford-market, Middlesex, glass-cutting, Nov. 14 at 12, Court of Bankruptcy, London.—*Genl. P. Gason*, Botley, Southampton, corn merchant, Nov. 15 at 12, Court of Bankruptcy, London.—*Thomas Handley*, Broom's, dealer and draper, Nov. 20 at 11, District Court of Bankruptcy, Bristol.—*Ja. Lee*, Gloucester, butcher, Nov. 16 at half-past 12, District Court of Bankruptcy, Bristol.—*Thomas Kiddy*, Brighton, Yorkshire, printer, Nov. 15 at half-past 14, District Court of Bankruptcy, Kingston-upon-Hull.—*William Owen*, Wigan, Lancashire, iron merchant, Nov. 16 at 11, District Court of Bankruptcy, Manchester.—*Alex. Hodgkinson*, Lake Bolton, Lancashire, builder, Nov. 16 at 12, District Court of Bankruptcy, Manchester.—*Andrie Dobbie*, Manchester, publican, Nov. 16 at 11, District Court of Bankruptcy, Manchester.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Nov. 24.

*Augustus M. Blackinton*, Horsham, Sussex, innkeeper.—*Henry Barton the younger*, Liverpool, ship broker.—*George Holditch*, Bankside, Southwark, Surrey, order notaker.—*Wm. B. Rickman*, Clements-lane, London, insurance broker.—*Richard Taylor*, Liverpool, soap manufacturer.—*Harry Penman*, Sunderland, Durham, ironmonger.—*J. M. Penn* and *Thos. Penn*, Sunderland, Durham, apothecaries.—*L. Ormston*, South-st., Manchester-square, Middlesex, chemist.—*John Gales*, Jor. Coates, *Robert Thomas Bartlett*, and *Geo. Beck*, Watling-st., London, watchmaker.

## PRACTICE NOTICES.

*Wm. Thor*, Wada, and *Wm. G. Pennington*, 11, Serpents-inn, Fleet-street, London, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Archibald Hill*, Glasgow, baker.—*John Reid*, Glasgow, wine merchant.—*Andrew Hamilton*, Glasgow, clothier.—*J. M. Conechy*, Glasgow, baker.—*David Kew*, Glasgow, dealer in shag.—*Peter S. Stewart*, Glasgow, tailor.



## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*William Davies*, Liverpool, coal dealer, Oct. 30 at 10, Liverpool District County Court, at Liverpool.—*S. C. Mason*, Idrough, Yorkshire, surgeon, Nov. 8 at 10, County Court Yorkshire, at Richmond.—*Wm. Richards*, Liverpool, butcher, Oct. 30 at 10, Liverpool District County Court, at Liverpool.—*Henry Giles*, Halifax, Yorkshire, hat manufacturer, Nov. 10 at 10, County Court of Yorkshire, at Halifax.—*Ralph Seddon*, Smedley, Manchester, manager of dye works, ov. 3 at 12, County Court of Lancashire, at Manchester.—*Wm. Trandel*, Southtown, Suffolk, plumber, Nov. 8 at 10, County Court of Norfolk, at Great Yarmouth.—*Geo. Fred. Irber*, Great Yarmouth, Norfolk, baker, Nov. 8 at 10, County Court of Norfolk, at Great Yarmouth.—*P. Shepherd*, Willack, gentleman, Nov. 17 at 10, County Court of Cornwall, at Redruth.—*Joseph Smith*, Dunstable, Bedfordshire, ensed victualler, Oct. 31 at 11, County Court of Bedfordshire, at Luton.—*Jas. Luxmoore*, Plymouth, Devonshire, ornamental gardener, Nov. 7 at 11, County Court of Devonshire, Plymouth.—*Thomas George*, Phillack, painter, Nov. 17 at 10, County Court of Cornwall, at Redruth.—*John Slack*, Risle, Cumberland, shoemaker, Oct. 30 at half past 9, County Court of Cumberland at Carlisle.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, on Friday, to be examined and dealt with according to the Statute:*

*Nov. 7 at 11, before the CHIEF COMMISSIONER.*  
*Christian Von Haght*, Great Queen-street, Lincoln's Inn, Middlesex, baker.—*Geo. Smith*, Whitecross-st., London, lithographic printer.—*T. W. M. O'Hare*, Great Bourne-st., Leicester-square, Middlesex, literary writer.—*George Martin*, Walcot-square, Lambeth, Surrey, clerk to a painter.—*Henry Briggs*, Mitcham-common, Surrey, yeoman.—*Wm. Shepherd*, Stewsbury-cottage, Angel-lane, Hammer-smith, Middlesex, out of business.—*John C. Addison*, Sussex-street, Tottenham-court-road, Middlesex, out of business.—*James B. Bell*, Haslemby-place, Deptford, Lower-road, Rotherhithe, rell, clerk to the Grand Surrey Canal Dock Company.—*Philip Brown*, Bunhill-row, Middlesex, office-house keeper.—*Charles Gales*, Goswell-street, Clerkenwell, Middlesex, abser.—*Joseph Greenwood*, King-street, Lower-road, Islington, Middlesex, carpenter.

*Nov. 7 at 11, before Mr. Commissioner HARRIS.*  
*Am Randall*, Aldergate-street, and Little Britain, London, French polisher.—*Thomas Rex Prothero*, Brant-place, street, Walworth, Surrey, clerk in the Office of the Ex-uer of Pleas.—*James Morris*, Harleyford-place, Kenning-Lambeth, Surrey, clerk to a parliamentary reporter.—*O. Mitchell*, Clarence-street, Greenwich, Kent, surgeon.—*J. R. De Boos*, Great James-street, Bedford-row, Middlesex, solicitor.—*W. Brightly*, York-place, Barnsbury-park, London, Middlesex, bricklayer.—*Jos. Newell*, Upper Wals-lace, South-street, Wandsworth, Surrey, labourer.—*Jos. adham*, Flint-street, East-street, Walworth, Surrey, clerk to Accountants-General's Department of the Central Post-Office, London.—*John Rogers*, Bird-cage-walk, Hackney-rd., Middlesex, tailor.

*Nov. 7 at 10, before Mr. Commissioner LAW.*  
*Wm. Streaton*, Brook-green, Grayson-square, Middlesex, n.—*R. H. Bore*, Gray's-inn-passages, Holborn, Middlesex, fishmonger.—*Joseph J. Taylor*, Louisa-square, Phil-rect, Kingland-road, Middlesex, bricklayer.—*James Princes-square*, Kennington, Surrey, not in any bu.—*Wm. Mabin*, Middlesex-street, Soho-town, Middlesex, green grocer.

*Nov. 8 at 11, before the CHIEF COMMISSIONER.*  
*L. Henbey*, New-road, Woolwich, Kent, tobacconist.—*C. Kidner*, Goldsmiths-row, Hackney-rd., Middlesex, st's assistant.—*Wm. Joyce*, George-row, Bermondsey, baker.—*Wm. Wimpson*, Earl-street, Lisson-grove, Middlesex, carpenter.—*Thos. Champion*, Cha-

pel-street, Pentonville, Middlesex, tailor.—*John Dennis*, Tooley-street, Southwark, Surrey, draper.—*Samuel Pegler*, York-street, Blackfriars-road, Surrey, beer-shop keeper.—*Jas. Gale*, Booth-street, Spitalfields, Middlesex, out of business.—*Wm. Kirby*, Ealing, Middlesex, cattle dealer.

*Nov. 8 at 10, before Mr. Commissioner LAW.*

*John Webb*, Cambridge-villas, Ealing, Middlesex, plumber.—*Thomas Field*, Eagle street, Red Lion-square, Middlesex, undertaker.—*Robert P. Gillies*, Upper Seymour-st. West, Bryanstone-square, Middlesex, author.—*Dion de Boucicault*, Regent-street, Middlesex, dramatic author.—*Thomas Cook*, Bank-cottage, Kensall New-town, Middlesex, general shop-keeper.

*Nov. 8 at 10, before Mr. Commissioner PHILLIPS.*

*Wm. Bradley*, Sydney-place, Commercial-road East, Step-ney, Middlesex, shoe manufacturer.—*Henry Warren*, King's-parade, Chelsea, Middlesex, comedian.—*Geo. Henry Voyce*, Lovegrove-place, East Greenwich, Kent, artist.—*J. Evans*, Grove-street, Camden-town, Middlesex, artist in paper hang-ings.—*James Russell Spencer*, Jamaica-street, Commercial-road East, Middlesex, carpenter.—*Robt. G. Drake*, Harrow-street, Lant-street, Southwark, Surrey, carman.—*Joseph Lazarus*, Marylebone-lane, Middlesex, dealer in clothes.—*J. Knighton*, Great Suffolk-st., Southwark, Surrey, baker.—*D. Taylor*, Charles-street, King-street, Westminster, Middlesex, bricklayer.—*Jos. D. Thompson*, Albion-place, King's-cross, Middlesex, smith.

*Nov. 9 at 10, before Mr. Commissioner LAW.*

*Stephen Richard Miller*, Robert's-place, Commercial-road East, Middlesex, chemist.—*John Harvey*, Rye-lane, Peck-ham, Surrey, licensed beer seller.—*Thomas H. Chapman*, Tavistock-street, Covent-garden, Middlesex, potato salesman.—*Mark Silcock Gale*, New Park-street, Southwark, Surrey, out of business.

*Nov. 9 at 10, before Mr. Commissioner PASSEY.*

*Wm. Cooper*, the elder, Lower Shadwell, Middlesex, man-ager of a brewery.—*Gabriel Bennett*, Drury-lane, Middlesex, butcher.—*Alfred Burd*, Wiltshire-place, Cowley-road, North Briston, Surrey, contributor to periodicals.—*John Carter*, Barnsbury-row, Islington, Middlesex, short-hand writer.—*Wm. Blane*, Bath-place, Lark-hall-lane, Clapham, Surrey, chandler's shopkeeper.—*G. Lanza*, Manchester-st., Argyle-square, Middlesex, teacher of music.—*H. J. Howell*, Marsham-street, Westminster, Middlesex, tailor.—*George Carter*, Union-square, Horns-mongers-lane, Surrey, syringe maker.—*Thos. John Roulton*, Cecilia-place, Bermondsey, Surrey, clerk to an accountant.—*David Owen Godfrey*, High-street, Peckham, Surrey, butcher.

*Saturday, Oct. 21.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-street, Lincoln's Inn-fields, on giving the Number of the Order.*

*Roger Walter*, Bradworthy, Devonshire, farmer, No. 69,671 C.; *Heugh Cory*, assigned.—*Daniel Wiggins*, York, saddler, No. 69,725 C.; *John Hartley*, assignee.—*Thomas Wilcock*, Windhill, near Bradford, Yorkshire, out of business, No. 69,888 C.; *Frederick Lee*, assigned.—*Gabriel MacAn*, Reading, Berkshire, grocer, No. 70,071 C.; *Philip Davies* and *Philip Davies*, junr., assignees.—*Thos. Hicks*, Milton, next Gravesham, Kent, tailor, No. 70,000 C.; *W. Clarke*, assignee.—*Wm. Smeatham*, Liverpool, waiter, No. 70,118 C.; *John Troughton*, assignee.—*Mary Kingsbury*, Motmount Ash, Gloucestershire, publican, No. 70,127 C.; *Arthur Owen Lord*, assignee.—*Wm. Neale*, Landport, near Portsmouth, Southampton, boatman in the royal navy, No. 70,141 C.; *Geo. J. Martell*, assignee.—*John Baragwanath*, Falmouth, Cornwall, innkeeper, No. 70,133 C.; *Jos. Dodd*, assignee.—*Thos. Wm. Stewart*, Great Portland-street, Portland-place, Middlesex, Lieutenant in her Majesty's 1st West India Regiment, No. 60,151 T.; *Fred. H. P. Morland*, assignee.

*Saturday, Oct. 21.*

*Orders have been made calling in the Probable Assignees the Estates and Effects of the following Persons:*

*(On their own Petitions.)*

*James Agg*, Wine-office-court, Fleet-street, London, book-binder; in the Debtors Prison for London and Middlesex.—



*Gerard Ellis*, Upper Ebury-street, Pimlico, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Wm. Jones*, Victoria-road, Pimlico, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*Jas. Norton*, Robert-street, King's-road, Chelsea, Middlesex, licensed victualler: in the Queen's Prison.—*Abraham William Empey*, Ingram-place, Hornsey-road, Holloway, Middlesex, smith: in the Queen's Prison.—*John Jacob*, Leman-st., Goodman's-fields, Middlesex, blacksmith: in the Queen's Prison.—*Jas. Bentley*, King-street, Kensington, Middlesex, hatter: in the Debtors Prison for London and Middlesex.—*Wm. Cockburn*, Cross-st., Duke's-st., Drury-lane, Middlesex, messenger in the navy department at Somerset House: in the Debtors Prison for London and Middlesex.—*T. Donaldson*, Kingsland-rd., Shoreditch, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Wm. G. Thatchway*, Hart-st., Covent-garden, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Wm. M. Collings*, Isleworth, Middlesex, miller: in the Debtors Prison for London and Middlesex.—*Joseph Sewer*, Old Trimdon, Durham, farmer: in the Gaol of Durham.—*William Barnes* the younger, Benenden, Kent, farm labourer: in the Gaol of Maidstone.—*Woodgate Durrant*, Hawkhurst, Kent, farmer: in the Gaol of Maidstone.—*John Iseton*, Coxhoe, Durham, grocer: in the Gaol of Durham.—*Wm. Hunter*, Cassop, Durham, brakesman: in the Gaol of Durham.—*Thomas Macnaboe*, Manchester, plumber: in the Gaol of Lancaster.—*Hiram Frey*, Hulme, Manchester, green grocer: in the Gaol of Lancaster.—*Jas. A. Wallace*, Seaham Harbour, Durham, assistant grocer: in the Gaol of Durham.—*Christ. H. Featherstonhaugh*, Sunderland, Durham, common brewer: in the Gaol of Durham.—*Jas. Glover*, Hunslet, near Leeds, Yorkshire, glass-bottle manufacturer: in the Gaol of York.—*J. Garstide*, Blake Lee, Marsden, near Huddersfield, Yorkshire, labourer: in the Gaol of York.—*Asa. Thomas Edmunds*, Tiviotdale, Lancashire-hill, Heaton Norris, Lancashire, tailor: in the Gaol of Lancaster.—*George Gillbanks*, Lancaster, ginger-beer maker: in the Gaol of Lancaster.—*Jas. W. Perren*, Fill-green, Sandhurst, Kent, farmer: in the Gaol of Maidstone.—*George Procter*, Rochdale, Lancashire, cotton spinner: in the Gaol of Lancaster.—*John Rigg*, Liverpool, provision merchant: in the Gaol of Lancaster.—*Charles Bennett*, Preston, Lancashire, joiner: in the Gaol of Lancaster.—*Isaac Williamson*, Preston, Lancashire, stone mason: in the Gaol of Lancaster.—*Jos. Baker*, Burcroft, Wednesbury, Staffordshire, collector of debts and rents: in the Gaol of Stafford.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Nov. 7 at 10, before Mr. Commissioner LAW.*

*Jos. Lloyd*, late of Devonshire-st., Lisson-grove, St. Mary-lebone, Middlesex.

*Nov. 7 at 10, before Mr. Commissioner PHILLIPS.*

*Edward London*, Fountain-place, City-road, Middlesex, bookseller.—*Geo. Lindsey*, Old North-st., Red Lion-square, Middlesex, out of employ.—*John Holland*, Clement's-lane, Strand, Middlesex, out of business.—*Charles Collins*, Townshead-road, St. John's-wood, Paddington, Middlesex, general agent.—*Wm. Long*, Seymour-cottage, Somerset-place, Little Chelsea, Middlesex, bricklayer.

*Adjourned.*

*Thos. Cook*, Groton, Suffolk, farmer.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Kent, at MAIDSTONE, Nov. 7.*

*Woodgate Durrant*, Hawkhurst, Kent, out of business.

*At the County Court of Durham, at DURHAM, Nov. 10.*

*William Storey*, Stockton-upon-Tees, agent to the West Auckland cast-iron foundry.—*Jos. Sewer*, Hope House Farm, near Bishop Middleham, farmer.—*J. Iseton*, Coxhoe, grocer.—*Wm. Hunter*, Cassop, brakesman.—*Wm. Coward* the younger, Hartlepool, baker.—*John Tulloch*, Witton-cottage, near Witton Gilbert, out of business.—*Sam. Evans*, Monkwearmouth Shore, commission agent.—*James A. Wallace*, Seaham Harbour, grocer.—*Christ. Hill Featherstonhaugh*, Bishopwearmouth, common brewer.

FRIDAY, Oct. 27.

INSOLVENT.

**SAMUEL HALL** the younger, Tipton, Staffordshire, corn dealer and miller.

BANKRUPTS.

**FREDERICK COOLEY CHAPPELL**, Angel-st., Tregmorton-st., London, and Cottage-green, Camberwell, Surrey, stock broker, Nov. 7 at 2, and Dec. 8 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Smith, 24, Golden-square.—Fiat dated Oct. 26.

**JOHN HENRY CATON**, Standon Massey, Essex, cattle dealer, dealer and chapman, Nov. 7 at half-past 1, and Dec. 8 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Treherne & White, Barge-yard-chambers, Bucklersbury.—Fiat dated Oct. 18.

**JAMES HUNT**, late of Horseferry-road, Westminster, Middlesex, builder, dealer and chapman, and now of Breewood-butts, Middlesex, out of business, Nov. 10 at half-past 11, and Dec. 11 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Rixon & Son, King William-street.—Fiat dated Oct. 20.

**THOMAS POOLE**, South-square, Gray's-inn, Middlesex, money scrivener, dealer and chapman, Nov. 3 at half-past 11, and Dec. 11 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Empson, Bucklersbury.—Fiat dated Oct. 23.

**ALEXANDER BROAD**, Brixton-road, Brixton, Surrey, builder, Nov. 2 and Dec. 6 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Haines, 8, Parliament-street.—Fiat dated Oct. 17.

**THOMAS JONES**, Old Swinford, Worcestershire, grocer, dealer and chapman, Nov. 7 and Dec. 5 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Smith, Birmingham.—Fiat dated Oct. 21.

**ARTHUR PETERS**, Manchester, spirit merchant, dealer and chapman, Nov. 13 and Dec. 4 at 1, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Radcliffe, Liverpool; Norris & Sons, Bedford-row, London.—Fiat dated Oct. 23.

**SAMUEL PEARSON**, Manchester, licensed victualler, dealer and chapman, Nov. 10 at 11, and Nov. 30 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Willoughby, Manchester; Newman, 43, Lincoln's-inn-fields, London.—Fiat dated Oct. 18.

MEETINGS.

*John Price*, Queen's Head-passage, Newgate-street, London; Great Portland-street, Middlesex, and Plaistow, Essex, innkeeper and farmer, Nov. 7 at 1, Court of Bankruptcy, London, last ex.—*John Charles Weippert*, Soho-sq., Middlesex, music seller, Nov. 20 at half-past 12, Court of Bankruptcy, London, and ac.—*P. Clausen*, Newman-st., Oxford-st., Middlesex, manufacturer, Nov. 20 at half-past 11, Court of Bankruptcy, London, and ac.—*J. Buckland*, Grosvenor-sq., Middlesex, laceman, Nov. 21 at 11, Court of Bankruptcy, London, and ac.—*W. Payne*, Leazes, Smeeth, clothier, Nov. 21 at 2, Court of Bankruptcy, London, and ac.—*Isaac Gaze*, Stroud-road, Gloucestershire, builder, Nov. 11 at 12, District Court of Bankruptcy, Bristol, and ac.—*John Lookey*, Cheltenham, Gloucestershire, librarian, Nov. 20 at 11, District Court of Bankruptcy, Bristol, and ac.—*Wm. Marsden*, Newcastle Emlyn, Carmarthenshire, banker, Nov. 21 at 12, District Court of Bankruptcy, Bristol, and ac.—*Hannah Husband*, Richmond, Yorkshire, innkeeper, Nov. 11 at 11, District Court of Bankruptcy, Leeds, and ac.—*Wm. Stokes* and *Sam. Stokes*, Liverpool, merchants, Nov. 21 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Thos. Gillespie Ferguson*, *Henry Taylor*, and *Geo. Fred. Mandley*, Manchester, commission merchants, Nov. 20 at 12, District Court of Bankruptcy, Manchester, and ac. joint and sep. ex.—*T. G. Ferguson* and *G. F. Mandley*.—*Wm. Skiers*, Manchester, paper hanger, Nov. 20 at 12, District Court of Bankruptcy, Manchester, and ac.; Nov. 21 at 12, div.—*James Smith*, Macclesfield, Cheshire, railway contractor, Nov. 20 at 1, District Court of Bankruptcy, Manchester, and ac.—*Roger Inghurst* and *Evan Gregson*, Blackburn, Lancashire, linen merchants, Nov. 21 at 1, District Court of Bankruptcy, Manchester, and ac.—*James Hudson*, Newcastle-upon-Tyne, dealer in marine stores, Nov. 21 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Nov. 23 at 11, id.

iv.—*Estil Cato*, Hartlepool, Durham, innkeeper, Nov. 21 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Nov. 23 at half-past 11, div.—*William Tuck*, Winstan, Durham, grocer, Nov. 21 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Nov. 23 at half-past 10, fin. div.—*W. Bird Brodie* and *Mrs. Geo. Brodie*, Salisbury, Wiltshire, bankers, Nov. 29 at 1, Court of Bankruptcy, London, div.—*Fred. Geo. Wilson*, Langbourne, near Reading, Berkshire, draper, Nov. 24 at 2, Court of Bankruptcy, London, div.—*Mary Butterfield* and *Thomas Archer Butterfield*, Royston, Hertfordshire, linen rappers, Nov. 21 at 11, Court of Bankruptcy, London, fin. div. ep. est. of *Mary Butterfield*.—*Jas. Stuart Dobson*, Harlow, Essex, surgeon, Nov. 21 at 12, Court of Bankruptcy, London, div.—*Jas. Rogers*, Northumberland-st., Strand, Middlesex, tailors warehouseman, Nov. 23 at 11, Court of Bankruptcy, London, div.—*Martha Serle*, Aberavon, Glamorganshire, licensed victualler, Nov. 17 at 11, District Court of Bankruptcy, Bristol, div.—*Adam Singer*, Trowbridge, Wiltshire, grocer, Nov. 17 at 11, District Court of Bankruptcy, Bristol, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Alfred Binyon*, Tavistock-st., Covent-garden, Middlesex, musical instrument maker, Nov. 23 at 1, Court of Bankruptcy, London.—*Alex. Fletcher*, Shaftesbury-terrace, Pimlico, Middlesex, bookseller, Nov. 20 at half-past 12, Court of Bankruptcy, London.—*Estil Cato*, Hartlepool, Durham, innkeeper, Nov. 23 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Jackson*, Lackenby, Yorkshire, builder, Nov. 21 at 11, District Court of Bankruptcy, Leeds.—*Wm. Wilkins* and *John Everett Evans*, Trowbridge, Wiltshire, woollen drapers, Nov. 23 at 2, Court of Bankruptcy, London.—*John Choate*, Ipswich, Suffolk, shoemaker, Nov. 22 at 11, Court of Bankruptcy, London.—*John Balaam*, Enfield, Middlesex, smith and farrier, Nov. 22 at 11, Court of Bankruptcy, London.—*Richard Thomas Tubbs*, Aldersbury, London, and Shoreditch, Middlesex, silk agent, Nov. 22 at half-past 11, Court of Bankruptcy, London.—*Wm. Turner*, Bristol, carrier, Nov. 17 at 11, District Court of Bankruptcy, Bristol.—*John Jackson*, Morley, Batley, Yorkshire, chemist, Nov. 17 at 11, District Court of Bankruptcy, Leeds.—*John Simpson*, Tadcaster, Yorkshire, corn dealer, Nov. 17 at 11, District Court of Bankruptcy, Leeds.—*Wm. Palmer*, Birmingham, maltster, Nov. 22 at 11, District Court of Bankruptcy, Birmingham.—*Joseph Whiddon*, Plymouth, Devonshire, cement manufacturer, Nov. 28 at 11, District Court of Bankruptcy, Exeter.—*Richard Meyle*, Penryn and Edruth, Cornwall, ironmonger, Nov. 29 at 11, District Court of Bankruptcy, Exeter.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Nov. 17.

*Thos. Martin*, Scarthing-moor, Weston, Nottinghamshire, miller.—*T. Tullidge*, Beaulieu, Hampshire, common brewer.—*Thos. Raven*, Colchester, Essex, grocer.—*Joseph B. Allen*, Tifton-cottages, Loughborough-road, Brixton, Surrey, and Tatton-garden, London, brick merchant.—*John Tomkinson*, Liverpool, and Runcorn, Cheshire, stone mason.—*Henry F. Coston*, Worcester, stationer.—*Jas. Wynn*, Falmouth, Cornwall, gas manufacturer.—*Moses Lomas*, Liverpool, licensed victualler.—*John H. Lindley*, Doncaster, Yorkshire, herryable keeper.—*Jos. Kirkham*, Liverpool, builder.—*William Artley*, Banbury, Oxfordshire, baker.—*George F. Mandley*, Banbury, commission merchant.—*Walter Thomas*, Liverpool, shoe maker.—*Henry Andrew*, Manchester, dyer.—*Thos. Wood*, Oxford-st., Middlesex, saddler.—*Thos. Willmott*, Upper Eaton-st., Pimlico, Middlesex, surgeon.—*E. J. Allen*, Myour-place, Bryanstone-sq., Middlesex, riding master.

## PARTNERSHIP DISSOLVED.

*John Bagehaw*, *John Stevenson*, and *W. E. Lycett*, Manchester, attorneys and solicitors.

## SCOTCH SEQUESTERS.

*George Simpson & Son*, Edinburgh, coach builders.

## INSOLVENT DEBTORS

who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Thos. Beddoe*, Fishguard, Pembrokeshire, victualler, Nov. 9

at 2, County Court of Pembrokeshire, at Haverfordwest.—*Elias Miller*, Crewkerne, Somersetshire, baker, Nov. 13 at 10, County Court of Devonshire, at Axminster.—*Wm. Crocker*, Devonport, Devonshire, baker, Nov. 28 at 11, County Court of Devonshire, at Plymouth.—*Joseph B. Mattock*, Devonport, Devonshire, clerk, Nov. 14 at 11, County Court of Devonshire, at Plymouth.—*James Avery*, Bath, beer-house keeper, Nov. 25 at 12, County Court of Somersetshire, at Bath.—*W. Young*, Bath, tea dealer, Nov. 11 at 12, County Court of Somersetshire, at Bath.—*John Martin*, Soham, Cambridgeshire, licensed victualler, Nov. 18 at 12, County Court of Cambridgeshire, at Soham.—*Elizabeth Thomas*, Troedyrhiu, near Merthyr Tydfil, Glamorganshire, publican, Nov. 14 at 10, County Court of Glamorganshire, at Merthyr Tydfil.—*Rob. Aspland* the elder, Soham, Cambridgeshire, thatcher, Nov. 18 at 12, County Court of Cambridgeshire, at Soham.—*Thos. Grantham*, South Kelsey, Lincolnshire, cattle dealer, Nov. 16 at 2, County Court of Lincolnshire, at Caistor.—*J. Nottingham*, Liverpool, licensed victualler, Nov. 6 at 10, Liverpool District County Court, at Liverpool.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Nov. 10 at 10, before Mr. Commissioner LAW.

*Chas. Duddy*, Bowling-place, Back-road, Kingland, Middlesex, out of employ.

Nov. 10 at 10, before Mr. Commissioner PHILLIPS.

*John Cox*, Princes-st., Finsbury-square, Middlesex, cabinet maker.

Nov. 13 at 10, before Mr. Commissioner PHILLIPS.

*Henry Woolcott*, Museum-street, Bloomsbury, Middlesex, fringe maker.—*John Thomas Hughes*, St. Martin's-lane, Middlesex, coffee-house keeper.—*Ch. H. Griffiths*, Uxbridge, Middlesex, general salesman.—*Alfred Gardner*, King-street, Cambridge-road, Mile-end, Middlesex, out of business.—*Hen. D. Boddy*, Baker-st., Portman-sq., Middlesex, clerk in the Accountant-General's department of the Admiralty, Somerset House.—*Geo. Hogbin*, Charlotte-st., Portland-pl., Middlesex, tailor.—*George Ireland*, Upper Capland-street, Marylebone, Middlesex, bricklayer.—*Ezekiel Penn*, Harper-street, New Kent-road, Surrey, bricklayer.—*John Gordon*, Albion-road, Woolwich, Kent, shoe maker.—*John Lewis*, Down, Kent, carpenter.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Nov. 10 at 11, before Mr. Commissioner HARRIS.

*John Sanders*, Old Castle-street, Shoreditch, Middlesex, commission dealer in horses.—*John Theo. Briggs*, Lamb's-passage, Chiswell-st., Middlesex.

Nov. 10 at 10, before Mr. Commissioner PHILLIPS.

*Rich. B. Jennings*, Upper Norton-street, Fitzroy-square, Middlesex, gentleman.—*John Nash*, Cross-st., Canterbury-row, Old Kent-road, Surrey, out of business.

Nov. 13 at 11, before the CHIEF COMMISSIONER.

*Jos. Normington*, Gun-alley, Bermondsey-st., Southwark, Surrey, out of business.—*Wm. P. Edwards*, Great Queen-st., Lincoln's-inn-fields, Middlesex, law clerk.—*Richard Spurr*, Foundling-terrace, Gray's-inn-road, Middlesex, carpenter.

Nov. 13 at 11, before Mr. Commissioner HARRIS.

*Thos. Mott*, Bangore-place, Old Kent-road, Surrey, tailor.—*John Peerless*, York-terrace, Albany-road, Camberwell, Surrey, out of business.—*John M. Mather*, Caroline-place, Stoke Newington, Middlesex, attorney at law.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Northamptonshire, at NORTHAMPTON, Nov. 13.

*John Howells*, Northampton, is no business.

At the County Court of Gloucestershire, at GLOUCESTER, Nov. 13 at 10.

*Joseph Bricknell*, Bladkington, farmer.

At the County Court of Norfolk, at NORWICH, Nov. 10.

Arthur B. Hastings, King's Lynn, linen draper.

At the County Court of Lancashire, at LANCASTER, Nov. 10 at 10.

Thos. Brock, Liverpool, druggist.—Wm. Hostage, Liverpool, auctioneer.—Charles Emmet, Preston, tea dealer.—John Cowlishaw, Manchester, out of business.—George Prockter, Rochdale, out of business.—Thomas Macnaboe, Manchester, plumber.—Alex. T. Edmonds, Heaton Norris, tailor.—Geo. Gillbanks, Lancaster, ginger beer manufacturer.—Richard Fleet, Ashton-under-Lyne, out of business.—I. Williamson, Preston, stone mason.—James Artingstall, Swinton, near Manchester, joiner.—W. Hornby, Bolton-le-Moors, mechanic.—John Rigg, Liverpool, out of business.—Wm. Kay, Manchester, out of business.

Nov. 11, at the same hour and place.

Edw. Smith, Liverpool, general commission agent.—James Rogerson, Manchester, out of business.—Christopher Heaps, Clitheroe, labourer.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed William James Holt, Gent., of Gloucester, to be a Master Extraordinary in the high Court of Chancery.

#### THE INCORPORATED LAW SOCIETY OF THE UNITED KINGDOM.

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#### CONVEYANCING LECTURES, by FIELDING NALDER, Esq., Barrister at Law.

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ROBERT MAUGHAM, Secretary.

Law Society's Hall, October, 1848.

#### THE LAW REVIEW FOR NOVEMBER, Price 5s., contains—

- I. The Judge-Master Question.
- II. International Law, No. II.
- III. Scotch Entails.
- IV. Limited Liability in Partnership.
- V. The Province of the Bar in England.
- VI. The Rights of Property as connected with Railways, No. I.
- VII. Tenant Right.—Mr. Fussy's Committee.
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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 3, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstons in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 41, Great Cornhill Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex. Saturday, October 28, 1848.

# The Jurist

No. 617—Vol. XII.

NOVEMBER 4, 1848.

PRICE 1s.

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LONDON, NOVEMBER 4, 1848.

AMONG the important statutes passed at the close of the last session is one brought in by Mr. Baines, Q. C., or the "Removal of Defects in the Administration of Criminal Justice." (11 & 12 Vict. c. 46). Its objects may be briefly stated to be the following:—To render accessories before the fact to felony liable to be tried as principals; accessories after the fact to be tried, without or before the principal; the prisoner to be charged on the same indictment both as the thief and the receiver; and variances between writing or print and an indictment for any offence to be amended.

We propose now to consider its provisions more in detail.

The act came into force in August last, and it is not to extend to Scotland.

First, it is well known that there are accessories only to a felony; in treason and misdemeanor all are principals. Formerly accessories could not, without their own consent, unless tried with the principal, be put on their trial before the principal had been convicted or outlawed. With regard to accessories before the fact, this has been altered by stat. 7 Geo. 4, c. 64, ss. 9, 11, whereby they may be tried for a substantive felony, whether the principal has been convicted or not, or is amenable to justice or not. But, if indicted with the principal, and the latter pleaded any plea but the general issue, the accessory was not bound to answer until such plea had been determined; and if the general issue were pleaded, the jury were charged to inquire first of the principal, (1 Hale, 624), and if the principal did not appear at the trial, the accessory was bound to plead. (*Reg. v. Ashmall*, 9 C. & P. 236). Now, however, accessories before the fact to any felony, common law or statutory, may be indicted, tried, convicted, and punished in all respects, as if they were

principal felons, (sect. 1), and accessories after the fact (extending 7 Geo. 4, c. 64, ss. 9 & 11, to them) may be indicted and convicted, together with the principal, or after his conviction, or may be indicted and convicted of a substantive felony, (whether the principal shall or shall not have been previously convicted, or shall or shall not be amenable to justice), and may, thereupon, be punished in like manner as any accessory after the fact to the same felony, if convicted as an accessory, and the offence of such person may be tried, &c. by any court which shall have jurisdiction to try the principal as if the accessorial act had been committed at the same place as the principal felony; provided that such person once duly tried for such offence shall not be tried again for the same offence. (Sect. 2).

Secondly, it was considered improper to include in the same indictment counts for stealing property and for receiving it knowing it to be stolen. (*R. v. Gallopway*, 1 Moo. C. C. 234; *R. v. Flower*, 3 C. & P. 413; *R. v. Madden*, 1 M. C. C. 277). If included the prosecutor was put to his election; but now, where such indictment is found, the prosecutor shall not be put to his election, but the jury may find a verdict of guilty either of stealing or of receiving the property; and if two or more be so indicted, the jury may find all or any of them guilty either of stealing or of receiving it, knowing it to have been stolen, or find one or more of them guilty of stealing, and the others guilty of receiving. (Sect. 3). With regard to this section, a contemporary remarks, "A question may arise upon the words, 'it shall be lawful for the jury to find a verdict of guilty either of stealing the property or of receiving it, knowing it to have been stolen.' Do these words authorise the finding of an alternative verdict, as, e. g., 'We find A. B. guilty either of stealing the property, or of receiving it knowing it to have been stolen,' or do they only confer upon the jury, after the

whole case has been left to them, an option of finding a verdict of guilty of stealing, or a verdict of guilty of receiving, whichever they may consider best supported by the evidence? The latter we should consider to be the true construction; but, looking closely at the words of the clause, we imagine the former interpretation might well be contended for; and we cannot help thinking, that, until the question be set at rest by a judicial decision, it is a fairly disputable point." (*Law Magazine* for November, 1848, p. 274).

Thirdly, by 9 Geo. 4, c. 15, judges at Nisi Prius and courts of oyer and terminer and general gaol delivery were empowered to amend the record, upon which any trial might be pending, in any indictment for any *misdemeanor*, where any variance appeared between any matter in writing or in print, produced in evidence, and the recital or setting forth thereof upon the record.

This provision is now extended, totidem verbis, to indictments or informations "for any offence whatever." (Sect. 4). The decisions under the former statute will be applicable, therefore, to this. It will be seen, that neither of these enactments applies to the amendment of indictments preferred at the quarter sessions, but that they are both confined to courts of oyer and terminer and general gaol delivery.

### Court Papers.

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\* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C.* Costs—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl.* Plea—*Ptn.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*SA.* Short.

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 milar case in Court of Error).

## MICH. TERM, 1847.

Flint—Edwards v. Williams

## HILARY TERM, 1848.

Midd.—Reg. v. Cutler  
 Lond.—Watson v. Earl Char-  
 lemont & ors.  
 " Trimmen v. De Burgh  
 " Reg. v. Charritte

## EASTER TERM, 1848.

Midd.—Lock v. Ashden  
 " Parry v. Berry & ors.  
 " Doe d. Campbell &  
 an. v. Hamilton  
 Lond.—Lowe v. Penn  
 " Tucker v. Roberts  
 " Charrington v. Crofts  
 " Alcock v. Royal Ex-  
 change Assurance  
 Co.  
 " Bury v. Blogg  
 " Freeman v. Miles  
 Essex—Ward v. Keys  
 " Benyon v. Crosswell  
 Kent—Doe d. Warren v.  
 Brydges  
 Sussex—Forth v. Simpson  
 Surr.—The Surrey Iron Co.  
 v. Chaplin

Surr.—Crofts v. Charrington  
 " Daw v. Scott & an.  
 " Webb & an. v. Spicer  
 " Same v. Salmon  
 Wilts—Reg. v. Inhabitants of  
 Cricklade  
 Devon—Steer v. Bowerman  
 Cornwall—Doe d. Vingoe v.  
 Nicholls  
 " Doe d. Thomas &  
 an. v. Pascoe  
 Denbigh—Doe d. Clay & ors.  
 v. Jones & ors.  
 Northamp.—Doe d. Langley  
 & an. v. King  
 Leicester—Bailey v. Macaulay  
 Warw.—Same v. Pearson  
 " Lord Somerville &  
 ors. v. Dawson  
 Norfolk—Briggs v. Merchant  
 Traders' Loan In-  
 surance Ship As-  
 sociation  
 York—Shaw v. York & North  
 Midland Railway Co.  
 " Dixon v. Burton  
 Liv'pool—Marriott v. Cotton  
 " Bain v. Kirk  
 " Hassall v. Cole  
 Cardigan—Jones v. Hall  
 Chester—Vaughan v. Mat-  
 thews

Tried during Easter Term,  
1848.

Midd.—Beals v. Cleobury  
 " Brown v. M'Lean  
 TRINITY TERM, 1848.  
 Midd.—Sewell v. Marshall  
 " Turrill v. Crawley  
 " Doe d. Gordon v. Story  
 Tried during Trinity Term,  
 1848.  
 Midd.—Silk v. Stones

## SPECIAL CASES AND DEMURRERS

FOR MICHAELMAS TERM, 1848.

Those marked thus \* are Special cases—the rest are demurrers.

## STANDING FOR JUDGMENT.

Vigers v. Dean and Chapter of St. Paul's & ors.  
 Baley v. Harris  
 \*Doe d. Patrick v. Royle and Wife

## FOR ARGUMENT.

Morris v. Duke of Beaufort (Stands over by consent)  
 Bowers v. Nixon  
 \*Ostler v. Cooke & ors.  
 Doe d. Pennington v. Taniere (Award)  
 \*Trinity House v. Beadle  
 \*Green & ors. v. St. Katherine Dock Company  
 Mears & ors. v. Von Greaham (Award)  
 \*Bourne v. Scott  
 \*Russell v. Phillips  
 \*Burton v. White  
 \*The Guardians of the Poor of the Woodbridge Union, Suffolk, v. The Corporation of the Guardians &c. of Colnes and Carlford, Suffolk  
 \*King v. Alston  
 Everest & ors. v. Humphery  
 Metcalf v. Booth  
 Harvey v. Sanderson  
 Legge v. Harlock

Jackson v. Hunt  
 \*M'Swiny v. The Royal Exchange Assurance Company  
 \*Eason v. Henderson  
 The Guardians of the Poor of the Wandsworth and Clapham Union, &c. v. Martin  
 Same v. Same  
 Cobbett v. Hudson  
 Ryan v. Clark & an.  
 Nolan v. Elster & an.  
 The West Cornwall Railway Company v. Mowatt  
 The Dublin and Belfast Junction Railway Co. v. Powell  
 Smith v. Fox & an.  
 Royle v. Dixon  
 \*Ayrton & an. v. Abbott & an.  
 Marsden & ors. v. Meehan  
 Wrighton v. Pearce  
 \*Doe d. Payne v. Plyer  
 Weedon v. Woodbridge  
 Elliott & ors. v. Von Glehn  
 Scarpelini v. Learaucke & Wife  
 \*Doe d. Dand v. Thompson  
 Weedon v. Woodbridge  
 Wilson v. The South Eastern Railway Company  
 Wetherfield v. Wingfield  
 Newton v. Bishop  
 \*Sherlock v. Spiers  
 Humby v. Taft

## ENLARGED RULES

FOR MICHAELMAS TERM, 1848.

Those marked thus \* are to be heard in the Bail Court.

\*Ex parte Williams, In re Vaughan, and in 5 causes  
 \*Staunton v. Stothert  
 Aldridge v. Hippisley  
 \*Gay v. Stall  
 \*Burrell v. Haines  
 Butler v. Masters (in the Exchequer)  
 Masters v. Butler  
 \*Jones v. Owen  
 Bland v. Lord Alvanley  
 Reg. v. Justices of Ely  
 Same v. Same  
 Same v. Council of Congleton  
 \*Same v. Inhabs. of Barnwood  
 \*Same v. Inhabs. of Upton St. Leonards  
 Same v. Coroner of Kent  
 \*Broom v. Reg.  
 \*Fearon v. Norvall  
 Doe d. Richmond v. Smith  
 \*Daniel v. Challis & an.  
 \*Caulfield v. Strange  
 \*Reg. v. Sir H. P. Seal  
 Same v. Booth  
 \*Same v. Inhabitants of Angmering  
 \*Same v. Inhabs. of Moreton  
 \*Same v. Justices of Hunts  
 \*Same v. Bishop of Rochester

## CROWN PAPER, MICHAELMAS TERM, 1848.

Buckinghamah. Reg. v. Great Western Railway Company.  
 Same ..... Same.  
 Devonshire ..... Warren.  
 Cheshire ..... Inhabitants of Pott Shrigley.  
 Eng. & Wales. .... Tithe Commissioners.  
 Yorkshire ..... Inhabs. of Halifax (with Rishworth).  
 Leicestershire... Inhabitants of St. Margaret.  
 Surrey..... Inhabitants of Christchurch.  
 Same ..... Inhabitants of Rotherhithe.  
 Plymouth ..... Inhabitants of St. Andrew.  
 Middlesex ..... Hammersmith Bridge Company.  
 Surrey ..... Inhabitants of Croydon.  
 Wiltshire ..... Inhabitants of Seend.  
 Cambridgeshire Inhabitants of Melton, Suffolk.  
 Lancashire.... Whittles.  
 Yorkshire ..... Inhabitants of Mirfield.  
 Cambridgeshire Inhabitants of St. Ebbe, Oxford.  
 Gloucestershire Read & ors.  
 Yorkshire, W.R. Grant & ors.  
 Derbyshire .... Arkwright.  
 Great Yarmouth Preston.

Kent ..... Reg. v. Inhabitants of Maidstone.  
 Northamptonsh. Lord and Steward of Weedon Beck.  
 Lancashire.... Hulton.  
 Monmouthshire Inhabitants of Bedwely.  
 Devonshire.... Inhabitants of Cheriton Fitzpaine.  
 Sussex ..... Inhabitants of Hamsey.  
 Norwich ..... Churchwardens of Fawcett St. Mary.  
 Same ..... Churchwardens of Falcunstone.  
 Berkshire ..... Inhabitants of Silchester.  
 Devonshire ... Inhabitants of Totnes.  
 Lincolnshire .. Clayton.  
 Yorkshire .... Blanshard & an.  
 Carnarvonshire Inhabitants of St. Pancras, Middlesex (with Bangor).  
 Essex..... Inhabitants of Hatfield Pererd.  
 Liverpool .... Mayor &c. of Liverpool.  
 Breconshire .. Inhabitants of the county of Brecon.  
 Lancashire.... Knox & an.  
 Yorkshire .... Cooper.  
 Sussex ..... Inhabs. of St. Thomas the Apostle.  
 Wiltshire .... Inhabitants of Shalbourne.  
 Denbighshire.. Inhabitants of Llanddogget.  
 Middlesex .... Inhabs. of St. Leonard, Shoreditch.  
 Yorkshire .... Sheffield Canal Company.  
 Middlesex .... Clerkenwell Improvement Commis.  
 Lincolnshire .. Justices of Lindsey.  
 Middlesex .... Inhabitants of Mile End Old Town.  
 Leeds ..... James.  
 Yorkshire .... Inhabitants of Linthwaite.  
 Same ..... Inhabitants of Silkstone.  
 Surrey ..... Inhabitants of Bermondsey.  
 Surrey ..... Inhabitants of St. Olave, Southwark.  
 Middlesex .... Inhabitants of St. George, Hanover-square  
 Surrey ..... Inhabitants of Lambeth.  
 Warwickshire Inhabitants of Priors Hardwick.  
 Yorkshire .... Inhabitants of Goole.  
 Middlesex .... Inhabitants of Ealing.  
 Staffordshire .. Sir R. Pigot.  
 Hull ..... Governors of the Poor.  
 Staffordshire .. Inhabitants of Penkridge.  
 Salop ..... Inhabitants of Eilsmere.  
 Carmarthenshire Bedwely and Llanwelly Canal Co.  
 Cambridgeshire Inhabitants of the Isle of Ely.  
 Essex ..... Inhabitants of Lland Rooking.  
 Somerset ..... H. Mees.  
 Surrey ..... Holland.  
 Breconshire .. Inhabitants of Merthyrmaur.  
 Yorkshire .... Inhabitants of Barnsley.  
 Carmarthenshire South Wales Company.  
 London ..... Baptist Missionary Society.  
 Cornwall ..... Inhabitants of Madron.  
 Manchester .. J. Smith.  
 Lancashire.... Inhabitants of Halliwell.  
 Middlesex .... Directors of the Poor of St. Pancras.  
 Lancashire.... Inhabitants of Preston.  
 Surrey ..... Inhabitants of St. Mary, Newington.  
 Same ..... Inhabitants of St. Mary, Newington (with Widford).  
 Bristol ..... Governors of the Poor of Bristol.

## Court of Common Pleas.

## NEW TRIALS.

EASTER TERM, 1847. Midd.—Doe d. Cotesworth v. Skinner  
 Suffolk—Vipan v. Gay " Edmunds v. Challis  
 " Same v. Same " Nind v. Arthur  
 TRINITY TERM, 1847. Lond.—Blandy v. Burch  
 Midd.—Barnes v. Ward " Powell v. Bradbury  
 " Young v. Geiger " Beard v. Egerton  
 " Same v. Same " Croll v. Edge  
 Lond.—Alexander v. Mackenzie " Smith v. Roberts  
 " Belcher v. Patten " Daw v. Butler  
 " " " " Leader v. Purday  
 MICHAELMAS TERM, 1847. HILARY TERM, 1848.  
 Midd.—Hopwood v. Whaley Midd.—Caunt v. Thompson  
 " Collins v. Bennett " Same v. Same  
 " Jenkinson v. Raphael



Midd.—Tappenden v. Ball  
 Lond.—Schwartz v. Sharp  
 „ Benett v. Peninsular  
 and Oriental Steam  
 Packet Co.  
 „ Crowther v. Solomons  
 „ Russell v. Briant  
 „ Tappin v. City Steam  
 Boat Co.  
 „ Cockburn v. Alexan-  
 der

## EASTER TERM, 1848.

Midd.—Kinning v. Buchanan  
 „ Duke of Brunswick v.  
 Slowman  
 „ Same v. Same  
 „ Same v. Same  
 „ Sargent v. Gannon  
 „ Bowyer v. Long  
 „ Thompson v. Wes-  
 leyian Newspaper  
 Association (unless  
 sp. ca. be consented  
 to)  
 „ Same v. Same  
 „ Summers v. Davis  
 „ Frankling v. McLeod  
 Lond.—Richards v. London,  
 Brighton, & South  
 Coast Railway Co.

## DEMURRER PAPER.

Wednesday, Nov. 8.  
 Engstrom v. Brightman  
 Morrison v. Chadwick  
 Frazer v. Hemsworth  
 Sanderson v. Dobson  
 Astley v. Fisher  
 Reynolds v. Read  
 Holland v. King  
 Lomax v. Landells  
 Dean and Chapter of Ely v.  
 Cash  
 Nash v. Brown  
 Kearns v. Durell  
 Boden v. Smith  
 Woolf v. City Steam-boat Co.  
 Monypenny v. Dering  
 Vincent v. Bishop of Sodor  
 and Man  
 Reed v. Shrubsole  
 Elgrim v. Southampton and  
 Dorchester Railway Co.  
 Jones v. Ashpitel  
 Ward v. Dalton  
 Munroe v. Bordier  
 Fouch v. Shordiche  
 Latty v. St. Aubyn

## CUR. ADV. VULT.

Houlting v. Coxe  
 Doe d. Miller v. Claridge  
 Smith v. Marsack  
 Lowden v. Standish  
 Morgan v. Abergavenny  
 Smith v. Kenrick  
 Murray v. Hall  
 Phillips v. Lewis

Lond.—Lewis v. Cambell  
 „ Walker v. Giles  
 „ Bayley v. Wilkins  
 „ Somerville v. Haw-  
 kins  
 „ Jones v. Broadhurst  
 Herts—Doe d. Gutteridge v.  
 Sowerby  
 „ Hankin v. Smith  
 Kent—Sisco v. Curling  
 „ White v. South-eastern  
 Railway Co.  
 Surrey—Pennell v. Stephens  
 „ Mayhew v. Meyrick  
 „ Same v. Same  
 „ Turner v. Merywea-  
 ther  
 Essex—Wright v. Colls  
 Somerset—Doe (Kingleake) v.  
 Beviss  
 „ Lee v. Lester  
 Cornwall—Peter v. Daniel  
 TRINITY TERM, 1848.  
 Midd.—Sawyer v. Langford  
 „ Thorogood v. Bryan  
 Lond.—Finch v. Candy  
 „ Maxey v. Thomas  
 „ Rathbone v. Clarke  
 „ Green v. Slack  
 „ Groom v. Watson  
 „ Smith v. Thompson

Besset v. De Witte  
 Graham v. Cox  
 Wetherell v. Julius  
 Field v. Walker  
 Empson v. Knowles  
 Sands v. Clarke  
 Wilson v. Bevan  
 Birch v. Rees  
 Sinauer v. Great Western  
 Railway Co.  
 Same v. Same  
 Wilson v. Bevan  
 Burgess v. Skeggs  
 Hill v. Kempshall  
 Wood v. Governor and Co. of  
 Copper Miners of England  
 Smith v. London, Brighton,  
 and South-coast Railway Co.  
 Richards & an. v. Egan  
 Tate v. Hitchings  
 Robinson v. Marquis of Bristol  
 (Sp. C.)  
 Devaux v. Conolly  
 Paterson v. Davis  
 Bolekow v. Oliver  
 Kinnersley v. Knott

## APPEAL FROM REVISING BARRISTERS.

No. County. Appellant. Respondent.  
 7... Worcestershire..... Palmer .. Allen.

## Court of Exchequer.

## SITTINGS—MICHAELMAS TERM, 1848.

		<i>Banc.</i>	<i>Nisi Prius.</i>
Thursday .. Nov. 2	{ Peremptory Paper after Motions }		
Friday .....	3 Ditto before Motions		Midd. 1st Sitting
Saturday .....	4 .....		
Monday .....	6 .....		
Tuesday .....	7 .....		
Wednesday .....	8 Special Cases		
Thursday .....	9 Lord Mayor sworn		
Friday .....	10 Demurrers		London 1st Sitting
Saturday .....	11 Crown Cases		Midd. 2nd Sitting
Monday .....	13 { Special Cases. Sheriffs nominated }		
Tuesday .....	14 Errors		
Wednesday .....	15 Demurrers		
Thursday .....	16 .....		
Friday .....	17 Special Cases		London 2nd Sitting
Saturday .....	18 .....		
Monday .....	20 Demurrers		Midd. 3rd Sitting
Tuesday .....	21 .....		
Wednesday .....	22 .....		
Thursday .....	23 .....		
Friday .....	24 .....		
Saturday .....	25 .....		

## NEW TRIAL PAPER.

FOR JUDGMENT.	
Midd.—Morley v. Attenbo- rough	Lincoln—Codd v. Casey
Lond.—Burnside v. Dayrell	Derby—West v. Fritche
<i>Moved Hilary Term, 1848.</i>	Warw.—Smith v. Davenport
Lond.—Willey v. Parratt	„ Barrett v. Jeremy
„ Daines v. Hartley	„ Higgins v. Hopkins
<i>Moved Easter Term, 1848.</i>	„ Forrester v. Smith
Lond.—Landon v. Bewley	„ Stanton v. Knight
	„ Cox v. Midland Rail- way Co.
	„ Davis v. Same
	„ Silk v. Same
FOR ARGUMENT.	Stafford—Dobbs v. Penn
<i>Moved Mich. Term, 1847.</i>	„ Stevenson v. Buck- ton
Lond.—Burnside v. Dayrell	Hereford—Price v. Woodhouse
<i>Moved Hilary Term, 1848.</i>	Gloster—Cannock v. Jones
Lond.—Herring v. Hudson	Swansea—Beaufort v. Mayor
„ Kitchingman v. Skeel	&c. of Swansea
<i>Moved Easter Term, 1848.</i>	<i>Moved after the 4th day o</i> <i>Easter Term, 1848.</i>
Midd.—Long v. Rennie	Midd.—Arnold v. Ryan
Lond.—Sage v. Robinson	„ Glen v. Dungey
Liv'pool—Standish v. Ross	<i>Moved Trinity Term, 1848.</i>
Sussex—Doun v. Smith	Midd.—Gayland v. Morris
Taunton—Cooke v. Sealey	„ Greville v. Rutzen
„ Brown v. Notley	„ Dent v. Jackson
Hertford—Chrenspenger v.	Lond.—Campbell v. Pepper
Anderson	
Surrey—Hosking v. Phillips	

## PEREMPTORY PAPER.

To be called on the first Day of the Term after the Motions,  
 and to be proceeded with the next Day, if necessary, before  
 the Motions.

Norton v. Robinson Thomas v. Jones  
 Thorpe v. Flowden Fowler v. Rhodes

## SPECIAL PAPER.

## SPECIAL CASES.

FOR JUDGMENT.	
Graham v. Allsop (heard May 8, 1848)	Addenbrooke v. Botfield
Toynbee v. Brown (heard May 13, 1848)	Frith v. Cazenove
Beilby v. Shepherd (heard May 16, 1848)	Hopkinson v. Puncher
	Wood v. Waud
	Cooper v. Norfolk Railway Co.
FOR ARGUMENT.	Williams v. Griffith
Lamprell v. The Guardians of the Billerica Union	Parvis v. Traill
	Bamford v. Iles

## DEBTERS.

## FOR JUDGMENT.

Miller v. Hay  
Pitman v. Woodbury

## FOR ARGUMENT.

Jones v. Morris  
Haigh v. Jagger  
Giles v. Hutt  
Dawson v. Dawson  
Norton v. Walker  
Howard v. Oakes  
Wilkes v. Cutler  
Graham v. Deane

Lewellin v. Bowen  
Tatton v. Hammersley  
The London, Brighton, and  
South-coast Railway Co. v.  
Goodwin  
Moore v. The Metropolitan  
Sewage Manure Co.  
Tasker v. Bullman  
Castell v. Kirkland  
Frampton v. Habgood  
Dawson v. Wrench  
Curlewis v. Clark

## London Gazette.

TUESDAY, OCTOBER 31.

## BANKRUPTS.

**ELIZABETH LING**, Norwich, brush maker, Nov. 13 at half-past 11, and Dec. 12 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Tillett & Co., Norwich; Storey, Featherstone-buildings.—Fiat dated Oct. 30.

**RICHARD GINGER CLODE**, Windsor, Berkshire, corn and coal merchant, dealer and chapman, Nov. 6 at 11, and Dec. 11 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Lawrence & Pews, Old Jewry-chambers, London.—Fiat dated Oct. 26.

**JAMES NORTON**, late of Johnstone and Paisley, Renfrewshire, and now of Norwich, manufacturer, dealer and chapman, (trading at Johnstone and Paisley, with John Ford Hanneford, under the firm of Norton & Hanneford), Nov. 8 at 11, and Dec. 7 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Gilman, Norwich; Storey, Featherstone-buildings, Holborn.—Fiat dated Oct. 26.

**GEORGE CONROD GROSS**, Southampton, ironmonger and coppersmith, (trading under the style or firm of G. C. Gross & Co.), Nov. 9 at 2, and Dec. 14 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Finch & Shepherd, Moorgate-street.—Fiat dated Oct. 20.

**JOHN PETTY**, Winterburn, Gargrave, Yorkshire, farmer and grazier, cattle dealer, dealer and chapman, Nov. 13 and Dec. 4 at 1, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Robinson, Settle; Carriss, Leeds; Raw, Farnival's-inn, London.—Fiat dated Oct. 16.

**EDWARD LYNE**, Liskeard, Cornwall, attorney at law, scrivener, shipowner, dealer in mining shares, dealer and chapman, Nov. 23 and Dec. 21 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Bishop & Pitts, Exeter; Harris, 22, Lincoln's-inn-fields, London.—Fiat dated Oct. 26.

**GEORGE EASTBURN and BENJAMIN MYERS**, Woodhouse Carr, Leeds, Yorkshire, dyers and stovers, Nov. 13 and Dec. 4 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Teals, Leeds; Williamson & Co., Great James-st., London.—Fiat dated Oct. 23.

**NER GARDINER**, Manchester, share broker, dealer and chapman, Nov. 10 and Dec. 1 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Heath, Manchester; Jaques & Co., Ely-place, London.—Fiat dated Oct. 27.

**SAMUEL NEWTON**, Burnley, Lancashire, porter dealer, dealer and chapman, Nov. 13 and Dec. 11 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Hall & Baldwin, Clitheroe; Johnson & Co., Temple, London.—Fiat dated Oct. 18.

**JOHN WATSON BURTON, GEORGE COTMAN, and WILLIAM SMITH**, Manchester, and Leeds, Yorkshire, manufacturers and warehousemen, (trading at Manchester, under the firm of Burton, Cotman, & Co., and at Leeds, under the firm of Burton, Smith, & Co.), Nov. 10 at 12, and Dec. 7 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, Cheapside, London.—Fiat dated Oct. 18.

## MEETINGS.

Wm. Fred. Fenton, West Smithfield, London, lead merchant, Nov. 8 at 12, Court of Bankruptcy, London, last ex.  
David Edwin Colombine, Charlton-chambers, Regent-st.,

Westminster, money scrivener, Nov. 17 at 1, Court of Bankruptcy, London, last ex.—Geo. Ottingham, Church-street, Chelsea, Middlesex, veterinary surgeon, Nov. 10 at half-past 10, Court of Bankruptcy, London, last ex.—John Ellis, Preston, Lancashire, cotton spinner, Nov. 8 at 12, District Court of Bankruptcy, Manchester, last ex.—Thos. Powell, Aston, near Birmingham, miller, Dec. 13 at half-past 10, District Court of Bankruptcy, Birmingham, last ex.—Thos. Rowell, Hartlepool, Durham, merchant, Nov. 8 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—Thomas Poy the younger, Banham, Norfolk, gig maker, Nov. 24 at 12, Court of Bankruptcy, London, and ac.—William Reynolds Rickman, Clement's-lane, London, insurance broker, Nov. 24 at half-past 12, Court of Bankruptcy, London, and ac.—Thos. Kent, Great Brington, Northamptonshire, timber merchant, Nov. 24 at half-past 11, Court of Bankruptcy, London, and ac.—Ralph Ormston, South-street, Manchester-square, Middlesex, cheesemonger, Nov. 24 at 12, Court of Bankruptcy, London, and ac.—Wm. Chases, Brydges-st., Covent-garden, Middlesex, pawnbroker, Nov. 24 at 11, Court of Bankruptcy, London, and ac.—John Handcock, Bury Saint Edmund's, Suffolk, pawnbroker, Nov. 24 at half-past 11, Court of Bankruptcy, London, and ac.—W. Clay, Chapside, London, warehouseman, Nov. 24 at 11, Court of Bankruptcy, London, and ac.—Ed. Hagen and Henry Hagen, Mill-st., Bournemouth, Sarvey, merchants, Nov. 24 at half-past 11, Court of Bankruptcy, London, and ac.—Wm. Tunia, Charing-cross, Middlesex, carpet warehouseman, Nov. 24 at half-past 12, Court of Bankruptcy, London, and ac.—Rob. Wilson, Slough, Buckinghamshire, surgeon, Nov. 24 at 1, Court of Bankruptcy, London, and ac.—Een. S. Seale, Queen's-place, Kensington, Surrey, dealer in surgical instruments, Nov. 24 at 1, Court of Bankruptcy, London, and ac.—Henry Hutchens, Portsea, Southampton, timber merchant, Nov. 24 at 12, Court of Bankruptcy, London, and ac.—F. Wyles, Gloucester, grocer, Nov. 23 at 11, District Court of Bankruptcy, Bristol, and ac.; Nov. 27 at 11, div.—John Dillon, Hereford, ironmonger, Nov. 22 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.—J. Clark, Rich. Mitchell, Joseph Phillips, and Thos. Smith, Leicester, bankers, Nov. 24 at 11, District Court of Bankruptcy, Nottingham, and ac. sep. est. of Jos. Phillips and T. Smith.—Chas. Turner, West Royd-hill, Pudsey, Yorkshire, clothier, Nov. 27 at 11, District Court of Bankruptcy, Leeds, and ac.—Chas. Howe, Plymouth, Devonshire, draper, Nov. 23 at 11, District Court of Bankruptcy, Exeter, and ac.; Nov. 29 at 11, div.—Wm. Hes. North, Liverpool, grocer, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, and ac.—Georg E. Schultz and Henry Ward Carr, Liverpool, stock brokers, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, and ac.—Jos. Kirkham, Liverpool, builder, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, and ac.—Geo. Chas. Cuth. Liverpool, corn merchant, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, and ac.—Thos. Williams, Lingfield, Anglesey, draper, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, and ac.—John Roberts and W. H. Roberts, Liverpool, ironmongers, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, and ac.—Fred. Berner, West Kirby and Birkenhead, Cheshire, tea dealer, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, and ac.—W. D. Sneyfield, Liverpool, draper, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, and ac.—Wm. Hulme and T. Braggard, Liverpool, rope manufacturers, Nov. 21 at 11, District Court of Bankruptcy, Liverpool, and ac.; Nov. 27 at 11, div.—Fred. Merrall, Halifax, Yorkshire, grocer, Nov. 23 at 11, District Court of Bankruptcy, Leeds, and ac.—G. Herbert and Thos. Wrightson, Yorkshire, woollen drapers, Nov. 23 at 11, District Court of Bankruptcy, Leeds, and ac.—James Roberts, Liverpool, ironmonger, Nov. 23 at 11, District Court of Bankruptcy, Liverpool, and ac.—John Stockdale, Liverpool, soap manufacturer, Nov. 23 at 11, District Court of Bankruptcy, Liverpool, and ac.—Wm. Whitworth, Manchester, and Nicholas Whitworth, Drogheda, Ireland, cotton factors, Nov. 23 at 11, District Court of Bankruptcy, Manchester, and ac. joint est.; Nov. 24 at 11, div. sep. est. of N. Whitworth.—Thos. Burton, Commercial-road, Lambeth, Surrey, builder, Nov. 21 at 11, Court of Bankruptcy, London, div.—John Bentley, Saint John-street-road, Clerkenwell, Middlesex, linen draper, Nov. 21 at 1, Court of Bankruptcy, London, fin. div.—John Buchanan and Francis Ede, Calcutta, East Indies, merchants, Nov. 21 at half-past 1,

court of Bankruptcy, London, div.—*Henry Manshead*, High Holborn, Middlesex, dealer in lace, Nov. 23 at 12, Court of bankruptcy, London, div.—*Fred. Chaplin* and *W. H. Chaplin*, Bishop's Stortford, Hertfordshire, tanners, Nov. 23 at 11, Court of Bankruptcy, London, div.—*Francis Adamson*, Bond-nurt, Walbrook, London, merchant, Nov. 23 at 1, Court of bankruptcy, London, div.—*Jas. Oldham*, Wood-st., London,ilk warehouseman, Nov. 23 at half-past 12, Court of Bankruptcy, London, div.—*William Burchett*, Whitechapel-road, Middlesex, chemist, Nov. 22 at 12, Court of Bankruptcy, London, div.—*Wm. T. Richard*, Regent-st., Mile-end-road, Middlesex, manufacturing chemist, Nov. 23 at half-past 1, Court of Bankruptcy, London, div.—*Jas. Betts*, Winchester, Southampton, upholsterer, Nov. 23 at 12, Court of Bankruptcy, London, div.—*John Pless*, Store-street, Bedford-square, Middlesex, timber merchant, Nov. 24 at 11, Court of bankruptcy, London, div.—*Thos. Wm. T. Dowers*, Took's-court, Curator-st., Chancery-lane, Middlesex, law stationer, Nov. 24 at half-past 11, Court of Bankruptcy, London, div.—*John G. Webb*, Rosemond-buildings, Islington, Middlesex, mineral water manufacturer, Nov. 24 at 12, Court of Bankruptcy, London, div.—*Thos. Bishop*, Kilsale, and Dawley, Shropshire, iron master, Nov. 28 at 11, District Court of bankruptcy, Birmingham, and so. and div.—*Wm. Stokes* and *Jas. Stokes*, Liverpool, merchants, Nov. 23 at 11, District Court of Bankruptcy, Liverpool, div.—*John Levey*, Cheltenham, Gloucestershire, librarian, Nov. 23 at 12, District Court of Bankruptcy, Bristol, div.—*T. Benbow*, Llanidloes, Montgomeryshire, draper, Nov. 23 at 12, District Court of bankruptcy, Manchester, div.—*T. G. Ferguson*, *H. Taylor*, and *G. Fred. Mundley*, Manchester, commission merchants, Nov. 22 at 11, District Court of Bankruptcy, Manchester, iv. joint est. and sep. est. of *Thos. G. Ferguson* and *Geo. F. landley*.—*George Shadlow* and *Jas. Bradshaw*, Stone, Staffordshire, shoe manufacturers, Nov. 22 at half-past 10, District Court of Bankruptcy, Birmingham, div. sep. est. of *Jas Bradshaw*.

## CERTIFICATES.

to be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Thos. W. Martin*, Oxford, tailor, Nov. 23 at 11, Court of bankruptcy, London.—*James Brodie Gordon*, Church-row, Limehouse, Middlesex, cooper, Nov. 21 at half-past 11, Court of Bankruptcy, London.—*Abraham Prime*, Cambridge, andoston, Lincolnshire, coach proprietor, Nov. 22 at half-past 1, Court of Bankruptcy, London.—*James Dowe*, Newbury, Berkshire, corn dealer, Nov. 22 at 12, Court of Bankruptcy, London.—*Wm. Tomlin*, Charing-cross, Middlesex, carpet warehouseman, Nov. 24 at half-past 12, Court of Bankruptcy, London.—*Sophia Halantz*, St. James's-st., Middlesex, dealer in ready-made linen, Nov. 24 at 11, Court of Bankruptcy, London.—*Wm. Bradshaw*, Birmingham, builder, Nov. 22 at half-past 10, District Court of Bankruptcy, Birmingham.—*Jos. Massey*, Burslem, Staffordshire, grocer, Nov. 22 at half-past 10, District Court of Bankruptcy, Birmingham.

to be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Nov. 21.

*John Binch*, Nottingham, grocer.—*John Lucas*, Cardiff, Glamorganshire, general shopkeeper.—*Jas. Woodhill*, Bristol, weller.—*Wm. R. Baxter*, West Bourne, Sussex, surgeon.—*Robert Kersey*, Hadleigh, Suffolk, saddler.—*Edward Jones*,ristol, tobacco manufacturer.—*Rich. White*, Thorney-croft, Sunderland, Durham, merchant.—*Hannah Ward*, Newte-market, London, carcass butcher.—*Th. Hill*, Tremadoc, Carnarvonshire, manufacturer of slate goods.—*Francis James Evans*, Liverpool, stock broker.

## SCOTCH SEQUESTRATION.

*Edward McCallum*, Edinburgh, stock broker.

## INSOLVENT DEBTORS

who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Serena Phillips*, Stourton Caundle, Dorsetshire, farmer, Nov. 8 at 10, County Court of Somersetshire, at Yeovil.—*M. Madren*, Amlwch, Anglesey, painter, Nov. 20 at 10, County Court of Anglesey, at Llangefni.—*James Young*, Ingewinford, Staffordshire, in no business, Nov. 30 at 9,

County Court of Worcestershire, at Stourbridge.—*Benjamin Heptonstall*, Monk Bretton, near Barnsley, Yorkshire, grocer, Nov. 17 at 10, County Court of Yorkshire, at Barnsley.—*Hen. O. Collard*, Liverpool, commission agent, Nov. 6 at 10, Liverpool District County Court, at Liverpool.—*Edward Herbert*, Gilvach, Crickhowell, Brecknockshire, out of business, Nov. 17 at 10, County Court of Brecknockshire, at Crickhowell.—*Thos. Renison*, Durham, innkeeper, Nov. 23 at 10, County Court of Durham, at Durham.—*W. Wallace*, Weardale, Durham, grocer, Nov. 23 at 10, County Court of Durham, at Durham.—*Francis Flintoff*, Darlington, Durham, clerk and warehouseman, Nov. 15 at 10, County Court of Durham, at Darlington.—*Jas. Watson*, Stockton-upon-Tees, Durham, plumber, Nov. 14 at 10, County Court of Durham, at Stockton.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Nov. 14 at 11, before the CHIEF COMMISSIONER.

*Francis Clow*, Stafford-st., Bond-st., Middlesex, stationer.—*James Reid*, Crowley-place, Lambeth, Surrey, draper.—*Isaac Marfel*, Walsby-place, Hackney-road, Middlesex, letter carrier.—*Robt. T. Eastick*, Mansion-house-place, High-st., Camberwell, Surrey, saddler.—*George Cameron*, Shepherd's-market, May-fair, Hanover-sq., Middlesex, house painter.—*Th. Woodward*, School-house, Commercial-st., Whitechapel, Middlesex, general dealer.—*Alfred W. Rouse*, Drummond-street, St. Pancras, Middlesex, assistant to a chemist.—*John Merchant*, High-st., Aldgate, London, shoe maker.—*Samuel George Beamish*, Lascelles-place, Broad-street, Bloomsbury, Middlesex, not in business.—*William Pickering*, Upper Bryanstone-st., Edgeware-road, Marylebone, Middlesex, carpenter.

Nov. 14 at 11, before Mr. Commissioner HARRIS.

*Maurice Steiman*, Beaumont-st., Marylebone, Middlesex, gentleman.—*Mary Ann Harding*, spinner, Camera-square, Chelsea, Middlesex, not following any occupation.—*William King* the younger, George-street, Tottenham-court-road, Middlesex, out of business.—*Wm. W. Browning*, City-road, Middlesex, tailor.—*George Dadd*, Great Pearl-st., Spitalfields, Middlesex, cabinet maker.—*Edw. Holben*, Elstree, Hertfordshire, out of business.—*David Hurvy*, Arundel-grove, Bick-road, King'sland, Middlesex, servant to a builder.—*Samuel Saunders*, West-street North, Spa-road, Bournemouth, Surrey, out of business.—*Alfred Stannard*, Langley-pl., Commercial-road, Whitechapel, Middlesex, trimming seller.

Nov. 15 at 10, before Mr. Commissioner LAW.

*Charles Clayton*, High-street, Woolwich, Kent, cutler.

Nov. 15 at 10, before Mr. Commissioner PHILLIPS.

*S. Simon*, Nicholas-street, New North-road, Hoxton, Middlesex, leather japanner.—*John B. Foster*, Loughton, Essex, farmer.—*John T. Wallden*, Rufford's-buildings, High-street, Islington, Middlesex, butcher.—*Joseph Lockyer*, Lucas-st., Commercial-road East, Middlesex, master mariner.—*William Knowelden*, Great Guildford-street, Southwark, Surrey, practical engineer.—*John James Brawn*, Redman's-row, Mile-end, Stepney, Middlesex, commercial clerk.—*George Cooper*, Leatherhead, Surrey, plumber.—*Wm. P. ars*, New Bridge-street, Blackfriars, London, general dealer.

Nov. 16 at 11, before the CHIEF COMMISSIONER.

*Chas. M. L. Cousins*, King-street, Kingsland-road, Middlesex, clerk to a stock broker.

Saturday, Oct. 28.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Nicholas Barter* the younger, Totnes, Devonshire, baker, No. 70,146 C.; *H. Lindon*, assignee.—*John Lane*, Totnes, Devonshire, baker, No. 70,147 C.; *H. Lindon*, assignee.—*John Parkin*, Sheffield, Yorkshire, grocer, No. 69,926 C.; *Charles Eyre*, assignee.

Saturday, Oct. 28.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions.)

*Thos. H. Osborn*, St. Alban's, Hertfordshire, straw trimming manufacturer: in the Debtors Prison for London and Middlesex.—*Joseph H. Browne*, Bedford-row, Middlesex, barrister at law: in the Queen's Prison.—*Charles Gregory*, Henrietta-passage, Henrietta-street, Cavendish-square, Middlesex, furniture broker: in the Queen's Prison.—*J. Wilson*, Gloucester-street, Vauxhall-walk, Lambeth, Surrey, dustman; in the Gaol of Horsemonger-lane.—*Thomas Morris* the elder, Poland-street, Oxford-street, Middlesex, wharfinger: in the Debtors Prison for London and Middlesex.—*Alex. Bowen Hopkins*, Cornwall-road, New-cut, Lambeth, Surrey, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*Charles Newton*, Curzon-street, May-fair, Middlesex, secretary to the New Smithfield Cattle Market and Abattoirs Company: in the Debtors Prison for London and Middlesex.—*I. W. J. Baggs*, Acton-street, Gray's-inn-road, Middlesex, civil engineer: in the Queen's Prison.—*R. Redford*, Pavey-place, Gravel-lane, Southwark, Surrey, carman: in the Gaol of Horsemonger-lane.—*Saml. Saunders*, Bermondsey-street, Southwark, Surrey, bone dealer: in the Gaol of Horsemonger-lane.—*W. Finch*, Carlisle-street, Lambeth, Surrey, retailer of beer: in the Queen's Prison.—*J. Galkercote*, Portpool-lane, Gray's-inn-lane, Middlesex, compositor: in the Debtors Prison for London and Middlesex.—*James Wegner*, Caledonian-st., Battle-bridge, Middlesex, warehouseman: in the Debtors Prison for London and Middlesex.—*Thos. Langford*, Great Portland-street, Oxford-street, Middlesex, stock and share dealer: in the Queen's Prison.—*J. G. Brown*, Newcastle-upon-Tyne, assistant druggist: in the Gaol of Newcastle-upon-Tyne.—*A. B. Hastings*, King's Lynn, Norfolk, tea dealer: in the Gaol of Norwich.—*Christopher Heaps*, Back Salford, Clithergie, Lancashire, labourer: in the Gaol of Lancaster.—*Wm. Hernby*, Bolton-le-Moore, Lancashire, mechanic: in the Gaol of Lancaster.—*Thomas Brian Johnson*, Leeds, Yorkshire, coach preceptor: in the Gaol of York.—*Morgan Watkins*, Pontypool, Monmouthshire, licensed victualler: in the Gaol of Monmouth.—*David Davies*, Tynaur, Llysafen, Carnarvonshire, out of business: in the Gaol of Carnarvon.—*Wm. Hoese*, Caerliddinaw, Llandweig, Carnarvonshire, quarry labourer: in the Gaol of Carnarvon.—*Wm. Key*, Manchester, provision dealer: in the Gaol of Lancaster.—*George Andrews*, Liverpool, accountant: in the Gaol of Lancaster.—*John Haywood*, Preston, Lancashire, weaver: in the Gaol of Lancaster.—*Edw. Smith*, Liverpool, commission agent: in the Gaol of Lancaster.—*G. Busslew* the younger, Hornbach, Essex, architect: in the Gaol of Peterworth.—*Thos. Kent* the younger, Bury St. Edmond's, Suffolk, cabinet maker: in the Gaol of Bury St. Edmond's.—*Mary Rowles*, Saul, Gloucestershire, and Hartland-rd., Camden-town, Middlesex, out of business: in the Gaol of Gloucester.—*Richard Marsden*, Halifax, Yorkshire, woollen spinner: in the Gaol of Halifax.—*John A. Brown*, Braintree, Essex, cabinet maker: in the Gaol of Springfield.—*Timothy Pritchard*, Condevor, near Shrewsbury, Shropshire, farm labourer: in the Gaol of Shrewsbury.—*George Ward*, Warrington, Warwickshire, grazier: in the Gaol of Warwick.—*Stephen Woodward*, Waterhead-mill, near Oldham, Lancashire, licensed victualler: in the Gaol of Lancaster.

(On Creditor's Petition.)

*John Copland*, Great Dunham, Norfolk, miller: in the Gaol of Norwich.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Nov. 14 at 10, before Mr. Commissioner PHILLIPS.

*Chas. J. Levick*, Poultry, London, general agent.—*John Keene*, London-street, Fitzroy-square, Middlesex, tailor.—*Mary Anst*, Thomas-street, Oakley-street, Lambeth, Surrey, widow, out of business.—*John Huchison*, High-st., White-chapel, Middlesex, baker.

Nov. 15 at 10, before Mr. Commissioner LAW.

*John Agg*, Wine-office-chand., Fleet-street, London, book-binder.—*Robt. K. Sanderson*, Chandos-street, Trafalgar-sq., Charing-cross, Middlesex, tailor.—*Thomas Abell*, James-Hackney-road, Middlesex, straw hat manufacturer.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Northumberland, at NEWCASTLE-UPON-TYNE, Oct. 15 at 3.

*John Geo. Brown*, Newcastle-upon-Tyne, grocer.

At the County Court of Somersetshire, at TAUNTON, Nov. 16.

*John E. Baker*, North Cary, Castle Cary, gardener.

FRIDAY, Nov. 3.

BANKRUPTS.

**JOSHUA RHODES**, late of Peterborough-villas, Falmouth, but now of Queen's-row, Fimlico, Middlesex, builder, Nov. 10 and Dec. 15 at half-past 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Jackson, 9, New-inn, Strand.—Fiat dated Oct. 30.

**CHARLES PEACH DOWNMAN**, Birchinn-lane, London, gunpowder and guano merchant, dealer and chapman, Nov. 10 and Dec. 11 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Lawrence & Plev, Old Jewry-chambers, London.—Fiat dated Nov. 2.

**GABRIEL BENDA**, Camomile-st., London, importer of foreign goods, dealer and chapman, (also a partner in the firm of Benda, Widow, & Sons, of Furth, in Bavaria), Nov. 17 at 2, and Dec. 19 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Spyer, Broad-street-buildings, London.—Fiat dated Oct. 30.

**JOHN HIGNELL**, Colchester, Essex, grocer, dealer and chapman, Nov. 14 at half-past 12, and Dec. 12 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Messrs. Linklater, Charlotte-row, Mansion-house.—Fiat dated Oct. 30.

**JASPER TAYLOR**, Noble-st., St. Martin's-le-Grand, London, licensed victualler, Nov. 16 at 12, and Dec. 9 at half-past 11; Court of Bankruptcy, London: Off. Ass. Green; Sols. Dimmock & Burbeg, Clement's-lane.—Fiat dated Nov. 2.

**SAMUEL DURANT**, Deptford, Kent, draper, dealer and chapman, Nov. 14 at 4, and Dec. 15 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Sale & Turner, Aldermanbury.—Fiat dated Oct. 27.

**GEORGE BANKS**, Lymington, Hampshire, builder, dealer and chapman, Nov. 16 at half-past 11, and Dec. 9 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Westmacott, John-street, Bedford-row.—Fiat dated Nov. 8.

**HORACE DARKEN**, Norwich, builder, dealer and chapman, Nov. 23 at half-past 1, and Dec. 26 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Jay & Pilgrim, Norwich; Jay, 27, Bucklersbury.—Fiat dated Nov. 2.

**ISAAC BATTIE**, Erith, Kent, licensed victualler, dealer and chapman, Nov. 15 at 12, and Dec. 13 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Lawrence & Plev, Old Jewry-chambers.—Fiat dated Oct. 30.

**MARK ROBERT COCKBURN WIGHTMAN**, Patern-lane, London, linen factor, dealer and chapman, Nov. 15 at half-past 12, and Dec. 13 at half-past 11; Court of Bankruptcy, London: Off. Ass. Bell; Sols. Lawrence & Plev, Old Jewry-chambers.—Fiat dated Oct. 30.

**JAMES DOWSON**, Colchester, Essex, licensed victualler, dealer and chapman, Nov. 8 and Dec. 13 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Abell, Colchester; Bull, Ely-place.—Fiat dated Oct. 30.

**GEORGE ANDREWS CAWSE**, Claremont-terrace, Prince of Wales-road, Hampstead-road, Middlesex, builder, Nov. 16 at 2, and Dec. 14 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Whiteway & Bullock, Lincoln's-inn-fields.—Fiat dated Oct. 30.

**JOHN PODMORE**, Taunton, Wiltshire, Staffordshire, grocer and provision dealer, dealer and chapman, Nov. 14 and Dec. 12 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Cooper, Taunton; Smith, Birmingham.—Fiat dated Oct. 30.

**GEORGE BROWNE**, Teyning, Gloucestershire, wharfinger, dealer and chapman, Nov. 17 and Dec. 15 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Accorn; Sols. Chandler & Co., Tewkesbury; Houghton & Co., Gray's-inn.—Fiat dated Oct. 26.

**GEORGE FREDERICK BONNER**, Cheltenham, Gloucestershire, upholsterer and cabinet maker, dealer and chapman, Nov. 20 at half-past 12, and Dec. 18 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Packwood, Cheltenham; Lindo, King's Arms-yard, London.—Fiat dated Oct. 26.

**GEORGE CROCKER**, Yeovil, Somersetshire, ironmonger, dealer and chapman, Nov. 23 and Dec. 21 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Slade & Vining, Yeovil; Terrell, Exeter; Traherne & White, London.—Fiat dated Oct. 26.

**HUGH KENNEDY**, Taunton, Somersetshire, draper and tea dealer, Nov. 16 and Dec. 21 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Channing, Taunton; Turner, Exeter; Gregory & Co., Bedford-row, London.—Fiat dated Oct. 30.

**FRANCIS COOK MATTHEWS**, Great Driffield, Yorkshire, manufacturing and agricultural chemist, chemist and druggist, dealer and chapman, (late a partner in the firm of Kagenbusch, Dent, Matthews, & Co.), Nov. 14 and Dec. 4 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Carrick; Sols. Bulmer, Leeds; Williamson & Co., Gray's-inn, London.—Fiat dated Sept. 2.

**SAMUEL WORTH**, Sheffield, Yorkshire, architect, surveyor, banker, dealer and chapman, Nov. 18 and Dec. 9 at 12, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Wilson & Co., Sheffield; Hartley, Southampton-st., London.—Fiat dated Oct. 23.

**JOHN STRINGER**, Kingston-upon-Hull, draper, dealer and chapman, Nov. 15 and 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carrick; Sols. Sale & Co., Manchester; Shackles & Son, Hull; Reed & Co., Friday-st., London.—Fiat dated Oct. 11.

**JOHN GREENSHIELDS and MATTHEW STRANG**, Liverpool, merchants, dealers and chapmen, (carrying on business in co-partnership with Alexander Duranty, at present beyond seas on a voyage to South America, under the firm of William Rose & Co.), Nov. 20 and Dec. 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Lloyd, Liverpool; Trinder & Eyre, John-street, Bedford-row, London.—Fiat dated Oct. 30.

**ROBERT LISTER**, Belper, Derbyshire, draper and grocer, dealer and chapman, Nov. 16 and Dec. 7 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Read & Co., Friday-street, Cheapside, London.—Fiat dated Oct. 27.

**WILLIAM ARCHIMIDES HOLDEN**, Preston, Lancashire, tobacconist, Nov. 14 and Dec. 5 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Blackhurst & Son, Preston; Mayhew, 26, Carey-street, Lincoln's-inn, London.—Fiat dated Oct. 26.

## MEETINGS.

*Alex. McDonald*, Newcastle-upon-Tyne, confectioner, Nov. 14 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John Rhodes*, Clegg-hall, and *James Rhodes*, Rochdale, Lancashire, cotton spinners, Nov. 16 at 12, District Court of Bankruptcy, Manchester, last ex.—*John Barrett*, Harrison-st., Gray's-inn-road, Middlesex, licensed victualler, Nov. 25 at half-past 11, Court of Bankruptcy, London, and ac.—*Lion Samuel*, Bury-st., St. Mary-axe, London, silversmith, Nov. 24 at 11, Court of Bankruptcy, London, and ac.—*Thos. Woodfield*, Little Ebury-street, Pimlico, Middlesex, lumber, Nov. 25 at 11, Court of Bankruptcy, London, and ac.—*Sam. Bayly*, Rolkestone, Kent, cheesemonger, Nov. 27 at 11, Court of Bankruptcy, London, and ac.—*John Miller*, Oxford-st., Middlesex, bookseller, Nov. 28 at 11, Court of Bankruptcy, London, and ac.—*John Hawken*, Duke-street, Lincoln's-inn-fields, Middlesex, builder, Nov. 28 at half-past 1, Court of Bankruptcy, London, and ac.—*Sam. B. Fry*, Bristol, warehouseman, Nov. 27 at half-past 11, District Court of Bankruptcy, Bristol, and ac.—*Samuel Dethick* and *Thos. Rich. Kay*, Newton-leath, near Manchester, common sewers, Nov. 27 at 12, District Court of Bankruptcy, Manchester, and ac.; Nov. 28 at 12, div. sep. est. of *Samuel Dethick*; Nov. 28 at 12, and ac.; Nov. 29 at 12, div. int. est.—*James Harper*, Dudley, Worcestershire, and of Falsall, Tipton, and Hulton, Staffordshire, mercer, Nov. 27 at 12, District Court of Bankruptcy, Manchester, and ac.; Dec. 4 at 12, div.—*Thos. Browne*, Amble-house, Northumberland, ship owner, Nov. 27 at 12, District Court of

Bankruptcy, Newcastle-upon-Tyne, and ac.—*Jas. J. Ferens* and *Robinson Ferens*, Durham, drapers, Nov. 27 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Nov. 28 at half-past 10, div.—*John Forster*, Shafto, Hartburn, Northumberland, banker, Nov. 28 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*John Scott*, Newcastle-upon-Tyne, fruiterer, Nov. 28 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*James Dove*, Darlington, Durham, tanner, Nov. 28 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Wm. Robinson*, Tuxford, Nottinghamshire, publican, Nov. 25 at half-past 12, District Court of Bankruptcy, Sheffield, and ac.—*Jas. Walter Buss*, Bilston, Staffordshire, innkeeper, Nov. 25 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.—*Wm. Wayte*, Basford, Nottinghamshire, iron founder, Nov. 25 at half-past 12, District Court of Bankruptcy, Sheffield, and ac.—*Robt. Newbould*, East Retford, Nottinghamshire, draper, Nov. 25 at half-past 12, District Court of Bankruptcy, Sheffield, and ac.—*Thos. Blankarn*, Chancery-lane, Middlesex, law book-seller, Nov. 24 at 2, Court of Bankruptcy, London, div.—*Robert Holmes Marshall*, Plymouth, Devonshire, draper, Nov. 24 at 1, Court of Bankruptcy, London, fin. div.—*Arthur Mowbray*, *George L. Hollingsworth*, *J. Wetherell*, *W. Shields*, *W. Bolton*, and *R. Stokes*, Durham, and Darlington, and Thirsk, Yorkshire, and Lothbury, London, bankers, Nov. 24 at 2, Court of Bankruptcy, London, fin. div.—*T. Holmes*, Belgrave-street South, Pimlico, and Hereford-st., Brompton, Middlesex, builder, Nov. 24 at 11, Court of Bankruptcy, London, div.—*E. Edwards*, Lowndes-street, and Saint George's-place, Knightsbridge, Middlesex, hostler, Nov. 24 at 12, Court of Bankruptcy, London, fin. div.—*E. Hopewell* and *A. Thacker*, Leadenhall-st., London, outfitters, Nov. 24 at half-past 11, Court of Bankruptcy, London, div.—*James Rob. Oliver*, Blackheath, Kent, master mariner, Nov. 24 at half-past 12, Court of Bankruptcy, London, div.—*George Williams Dean*, High-street, Southwark, Surrey, jeweller, Nov. 30 at 12, Court of Bankruptcy, London, div.—*Thos. W. Green*, High Holborn, Middlesex, straw bonnet manufacturer, Nov. 24 at half-past 2, Court of Bankruptcy, London, div.—*Robert Hughes*, Liverpool, laceman, Nov. 28 at 11, District Court of Bankruptcy, Liverpool, div.—*Fred. Berner*, West Kirby, and Birkenhead, Cheshire, tea dealer, Nov. 29 at 11, District Court of Bankruptcy, Liverpool, div.—*Wm. D. Searfield*, Liverpool, shawmian, Nov. 28 at 11, District Court of Bankruptcy, Liverpool, div.—*John Roberts* and *Wm. H. Roberts*, Liverpool, ironmongers, Nov. 28 at 21, District Court of Bankruptcy, Liverpool, div.—*John Stockdale*, Liverpool, soap manufacturer, Nov. 27 at 11, District Court of Bankruptcy, Liverpool, div.—*William Whitworth*, Manchester, and *Nicholas Whitworth*, Drogheda, Ireland, iron factors, Nov. 24 at 11, District Court of Bankruptcy, Manchester, div. sep. est. *W. Whitworth*, (and not *Nicholas Whitworth*, as advertised in the Gazette of Tuesday last).

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Joseph Clarke*, Ligonpond-street, Middlesex, builder, Nov. 27 at 12, Court of Bankruptcy, London.—*John Miller*, Oxford-street, Middlesex, bookseller, Nov. 28 at 11, Court of Bankruptcy, London.—*Henry Carpenter*, Cranbourn-street, Leicester-square, Middlesex, wax chandler, Nov. 25 at 12, Court of Bankruptcy, London.—*John Barrett*, Harrison-st., Gray's-inn-road, Middlesex, licensed victualler, Nov. 25 at half-past 11, Court of Bankruptcy, London.—*Thos. Browne*, Amble-house, Northumberland, ship owner, Nov. 27 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Geo. Schofield*, Rastrick, Halifax, Yorkshire, manufacturer, Nov. 27 at 11, District Court of Bankruptcy, Leeds.—*Robert G. Benson* and *Nath. Kinnman*, Leeds, Yorkshire, linen drapers, Nov. 27 at 12, District Court of Bankruptcy, Leeds.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Nov. 24.

*Henry Boydell*, Liverpool, and Birkenhead, Cheshire, timber merchant.—*Wm. Babb*, Tarristock, Devonshire, plumber.—*Wm. Dyne*, Rochester-terrace, High-street, Stoke Newington, Middlesex, corn dealer.—*Fras. H. Rendall*, Torquay, Devonshire, builder.—*Edw. Hall*, Manchester, packer, and Staleybridge, Ashton-under-Lyne, Lancashire, innkeeper.—

*John Burton*, Tannaton, Somersetshire, coach proprietor.—*Thomas Jobling*, High Conside, Durham, draper.—*Charles Wend*, New Bond-st., Middlesex, cook.—*Robt. H. Watson*, Eldon-place, Walnut Tree-walk, Vauxhall, Surrey, manufacturing chemist.

## SCOTCH SEQUESTRATIONS.

*Joe. Grievs*, Edinburgh, fisher.—*John Ogilvy*, Aberdeen, baker.—*Little, Heslop & Co.*, New Cumnock, Ayrshire, contractors.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Wm. Woolliston*, Birmingham, pearl button maker, Nov. 24 at 10, County Court of Warwickshire, at Birmingham.—*Henrietta Carler*, Newark-upon-Trent, Nottinghamshire, assistant milliner, Dec. 8 at 12, County Court of Nottinghamshire, at Newark.—*Geo. Simco*, Emberton, Buckinghamshire, blacksmith, Nov. 28 at 12, County Court of Buckinghamshire, at Newport Pagnell.—*John C. Allardyce*, Newcastle-upon-Tyne, paper ruler, Nov. 20 at 10, County Court of Durham, at Gateshead.—*Geo. Davison*, Gateshead, Durham, publican, Nov. 20 at 10, County Court of Durham, at Gateshead.—*Wm. Smith*, Gateshead, Durham, out of business, Nov. 20 at 10, County Court of Durham, at Gateshead.—*W. Young*, Blaydon, Durham, dealer in gunpowder, Nov. 20 at 10, County Court of Durham, at Gateshead.—*Mary Hill*, Sidmouth, Devonshire, milliner, Nov. 15 at 10, County Court of Devonshire, at Honiton.—*James Gould*, Luppitt, Devonshire, servant, Nov. 15 at 10, County Court of Devonshire, at Honiton.—*John M. Smeltem*, Winton, Durham, grocer, Nov. 20 at 10, County Court of Durham, at Gateshead.—*James Stephenson*, Halifax, Yorkshire, tailor, Nov. 22 at 10, County Court of Lancashire, at Bury.—*Benjamin Hanson*, Birmingham, manufacturer's clerk, Nov. 24 at 10, County Court of Warwickshire, at Birmingham.—*William Powell*, Balsall-leath, Worcestershire, cordwainer, Nov. 24 at 10, County Court of Warwickshire, at Birmingham.—*B. Sharpe*, Huddersfield, Yorkshire, confectioner, Nov. 23 at 10, County Court of Yorkshire, at Huddersfield.—*J. B. Naylor*, Keighley, Yorkshire, bookkeeper, Nov. 30 at 11, County Court of Yorkshire, at Keighley.—*Joseph Bothomeley*, Newport, Monmouthshire, attorney's clerk, Nov. 22 at 10, County Court of Monmouthshire, at Newport.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Nov. 17 at 10, before Mr. Commissioner LAW.*

*John Porter*, Ebury-street, Fimlico, Middlesex, artist.

*Nov. 20 at 10, before Mr. Commissioner LAW.*

*Wm. Willshire*, New Park-street, Southwark, Surrey.—*George Weathers*, High-street, Camden-town, Middlesex, surgeon.

*Nov. 20 at 10, before Mr. Commissioner PHILLIPS.*

*John Collins*, South Conduit-street, Bethnal-green-road, Middlesex, cabinet maker.—*Edward Justine* the elder, Clifton-road, Asylum-road, New Peckham, Surrey, printer.—*Edward Justine* the younger, Clifton-road, Asylum-road, New Peckham, Surrey, printer.—*Stephen Clark*, Robert-st., Newcut, Lambeth, Surrey, out of business.—*Hector W. Barnes*, Pudding-lane, London, out of business.—*John E. O'Beirne*, York-road, Lambeth, Surrey, clerk to the Commissioners of the Income Tax.—*Reuben John Bishop*, Strand, Middlesex, lodging-house keeper.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Nov. 17 at 11, before Mr. Commissioner HARRIS.*

*Joseph Akers*, Lascelles-place, Bloomsbury, and Newcastle-street, Strand, Middlesex, plumber.—*Robt. Keddell*, Chatham, Kent, baker.—*W. M. Collings*, Isleworth, Middlesex, miller.—*Jas. Norton*, Robert-st., King's-road, Chelsea, Middlesex, out of business.—*Thos. H. Osborn*, Saint Alban's, Hertfordshire, straw trimming manufacturer.

*Nov. 20 at 11, before Mr. Commissioner HARRIS.*  
*Edward Wesser*, Paternoster-row, Union-st., Spitalfields, Middlesex, out of business.

*Nov. 20 at 10, before Mr. Commissioner LAW.*

*Sam. Saunders*, Bermondsey-st., Southwark, Surrey, bone dealer.—*Jos. H. Browne*, Bedford-row, Middlesex, barrister at law.—*Alex. B. Hopkins*, Cornwall-road, New-cut, Lambeth, Surrey, out of business.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Warwickshire, at WARWICK,*  
*Nov 28 at 12.*

*George Ward*, Warringham, grazier.

*At the County Court of Hampshire, at SOUTHAMPTON,*  
*Nov. 20 at 10.*

*Robert Tucker*, Southampton, bricklayer.

*At the County Court of Staffordshire, at STAFFORD, Nov.*  
*20 at 12.*

*Joe. Baker*, Wednesbury, colliery clerk.

## INSOLVENT DEBTORS' DIVIDENDS.

*Abraham Gabay Franklin*, Manchester, optician: 1s. 2½d. in the pound.—*Robt. Lydall*, London-st., Chalk-road, Isington, Middlesex, grocer: 1s. 2d. in the pound.—*J. Richards*, Mount-st., Grosvenor-sq., Middlesex, china dealer: 1s. 4d. in the pound.—*Sam. Thos. Roan*, Stafford-st., New Peckham, Surrey, superannuated clerk in the East India-house: 1s. 6d. in the pound.—*Sarah Dodson*, Nottingham, lodging-house keeper: 9½d. in the pound.—*Archibald Campbell*, John-st. Cambridge-st., Mile-end-road, Middlesex, lieutenant in the Navy: 2s. 7½d. (making 20s. in the pound).—*Robt. Pendleton*, Lower Tranmere, Wirral, Cheshire, stone mason: 3s. 5d. in the pound.—*Jas. Barnard*, Sittingbourne, Kent, watch maker: 1s. 1½d. in the pound.—*Robt. W. Vale*, Vauxhall-walk, Lambeth, Surrey, clothier: 1s. 4½d. in the pound.—*Thomas Geo. Thomason*, Shaftesbury-st., New North-road, Horton, Middlesex, engraver: 5s. 3d. in the pound.—*Stephen Fyden*, Old Ford-lane, Old Ford, Bow, Middlesex, tide waiter: 7s. in the pound.—*Geo. Woods*, Mount-place, Whitechapel-road, Middlesex, tailor: 6½d. in the pound.—*Wm. J. Chetwynd*, Newington-causeway, Surrey, clerk in the General Post Office: 5½d. in the pound.—*L. Wm. Ashby*, Goswell-st., Middlesex, baker: 7½d. in the pound.—*Anthony Carter*, Colchester, Essex, cabinet maker: 9½d. in the pound.—*Wm. Watson*, Commercial-place, Kentish-town, Middlesex, ironmonger: 1s. 1d. in the pound.—*L. T. Powis*, Crimscoth-st., Barnsey, Surrey, city fruit mer: 1s. 2½d. in the pound.—*James Warren*, Windsor-street, City-road, Middlesex, piano-fort manufacturer: 2s. 1½d. in the pound.—*John Barron*, Watton, Hertfordshire, baker: 4s. 6d. in the pound.—*Mary Idle*, Patricroft, near Manchester, fishmonger: 4s. 7½d. in the pound.—*W. Roberts*, Three Colt-st., Limehouse, Middlesex, potatoe dealer: 9½d. in the pound.—*Solomon Isaacs*, Heary-street, Pentonville, Middlesex, bottle merchant: 1s. 8½d. in the pound.—*John A. Ramage*, Clarence-street, Rotherhithe, Surrey, publican's assistant: 3s. 8d. in the pound.—*William Mitchell*, Penistone, near Barnsley, Yorkshire, clothier: 1s. 7d. in the pound.—*W. Newman*, Ramsgate, Kent, tailor: 1s. 8d. in the pound.—*Jos. Lambert*, Tipton, Staffordshire, licensed victualler: 5s. 3d. in the pound.—*Sam. Goujon*, Luton, Bedfordshire, straw plait bleacher: 1s. 11½d. in the pound.—*Th. Hart*, West-square, Lambeth, Surrey, late comptroller in the Customs: 11½d. in the pound.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 3, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstons in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 41, Great Coram Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex. Saturday, November 4, 1848.

# The Jurist

No. 618—Vol. XII.

NOVEMBER 11, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.	Crown Cases Reserved..	{ ROBERT R. PEARCE, Esq. of Gray's Inn, Barrister at Law.

LONDON, NOVEMBER 11, 1848.

THE question which caused so much excitement and anxiety at the beginning of this term on the equity side of Westminster Hall, with reference to the locale of the future sittings of the Court of Chancery, is understood to be left open by the Lord Chancellor and the other Judges of the Court, as to the sittings following the vacation sittings between Hilary and Easter Terms; it being determined, that, for this term and the next, and the vacation sittings appertaining to them, the Court of Chancery sits at Lincoln's Inn.

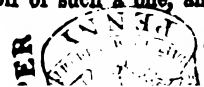
We propose, here, shortly to examine the grounds for the different plans which have been suggested, not assuming that the convenience of the junior Bar alone should be consulted, nor taking it for granted that it will not receive due consideration at the hands of the learned head of the Profession.

The plan most generally contended for of late years has been, that the sittings should be permanently held at Lincoln's Inn; the next is, that the sittings should be permanently at Westminster; the third, and that which seems most likely to be carried into effect, that the sittings should during the recess of Parliament be at Lincoln's Inn, and that during the sitting of Parliament they should be at Westminster, as of old, in term, and in vacation at Lincoln's Inn.

The arguments, derived exclusively from considerations of practical convenience in the transaction of business, are unquestionably in favour of this plan. All the offices are in the locality of Lincoln's Inn; so are all the chambers of counsel; so is a very large proportion of the offices of solicitors practising in Chancery. At any rate, those offices are almost without exception nearer to Lincoln's Inn than to Westminster. There cannot be a doubt that the time and comfort of the majority of those who are professionally engaged in

Chancery business are consulted, by the concentration of all these elements of its transaction in a circle of small radius. All the facts bearing on this part of the question, and all the arguments deducible from them, are, however, so well known, that we shall not dwell upon them. But with regard to the particular question of the convenience of the Equity Bar, there has been considerable generality, and, as a consequence, considerable mystification in the statements and arguments put forth. With regard to Queen's counsel, we apprehend it must be to them a matter of great indifference whether the sittings are held at Lincoln's Inn or at Westminster. Their duties, while the Court is sitting, are entirely in Court. They can, when not actually engaged, read briefs and cases as well in Court as any where else. At any rate, they *must* be in Court; and their chamber business is not more stopped by the Court sitting in one place than in another.

With the junior counsel the case is different; but when it is asserted generally, that the convenience of the junior Bar is increased by the sittings being held at Lincoln's Inn; or, rather, when it is asserted, that by the sittings being held at Westminster, the junior Bar is greatly damaged, we apprehend the assertion is not accurate. The junior Bar is divided into three principal classes. The first, very small in number, consists of less than a dozen men, who are overwhelmed with business,—taken into court almost as continually as Queen's counsel, and loaded with an immense quantity of drawing besides. Gentlemen thus situated are scarcely more inconvenienced by the sittings being held at Westminster than are Queen's counsel, because, let the Court sit where it will, they never can contrive to get a single half hour of quiet in their chambers during the sitting of the Court. Let any one watch the course of any of the great juniors of the day, or recollect the time when he was the pupil of such a one, and say



whether this position is not strictly correct. The second, a much larger class, consists of those who have a very considerable business in advising upon and drawing pleadings, combined with a moderate share of business in court. To these and to those only there is a real and considerable inconvenience consequent upon attending the courts at Westminster; for, to the third and largest class, composed of those who have very little business of any kind, and a certain abundance of time in chambers, it cannot in the least matter where the business, in which they take scarcely any part, is transacted.

The convenience, then, of the junior Bar, as connected with this question, means the convenience of only a moderate number of its members; at the same time it means the convenience of a body to whom a very large and important portion of all the business of the suitors is entrusted; of a body, therefore, whose convenience is not easily to be separated from that of the litigant public.

On grounds, then, of convenience with reference to the merely practical question of the transaction of business with the least waste of time, it seems probable that the permanent sittings of the Courts of Equity at Lincoln's Inn would be the most advantageous. But there are other considerations besides the mere apparent convenience of either the junior Bar, or of the solicitors practising in Chancery. From time whereof the memory of man runneth not to the contrary, the equity as well as the law sittings have been held in term at Westminster Hall. The law sittings must still continue to be there held; and there is a prestige,—an odour of the sanctity of times past,—hanging about the sittings in the Old Hall of Westminster, which is not altogether without its value, at least in a country where there are still traditions venerable and venerated.

Westminster Hall is, in the public mind, more known, more consecrated as the arena of forensic exhibition of talent, than any other place; and the entire removal therefrom of a branch of the Bar, is not unaccompanied with danger of a withdrawal from the public gaze—most ruinous to its interests, and to the interest of those whom it represents. The attendance, too, at Westminster of the Equity Bar, though there is, in fact, but little intercourse between it and the Bar attending the Courts of Common Law, still tends to maintain a community of interest in idea and feeling, if not in actual business and practice, between the two branches of the Bar. So long as we attend at Westminster, we are a part of the Bar of England; the Equity men fraternize, if we may use the language of our republican neighbours, with the men of the Common Law. But, if we of the Equity Bar should be wholly confined to Lincoln's Inn, there will be a total separation; we shall be a semi-ecclesiastical Bar—doomed to an existence semi-monastic in the eyes of the public, and hence deprived of a portion of our influence and a portion of our usefulness. These may be reasons depending for their validity on matters of imagination and tradition; but while the world still reverences traditions, it may be unwise to disconnect from them, institutions depending partly for their power and influence upon the public respect.

The union of practical convenience and of those advantages which depend upon prestige and upon the preservation of the unity of the Bar, seems most likely to be attained by the plan, of which the first part has been executed by the Chancellor, viz. the sitting of the Equity Courts at Lincoln's Inn during the winter terms and vacations; and partly at Westminster and partly at Lincoln's Inn, as of old, during the remainder of the year. If this plan should be adopted, there will be, probably, a gain to the public, in the expedition of business during a part of the year; a reconciliation of the various interests, actually or supposed

to be conflicting, of the Courts, the senior and junior Bar, and the suitors and their solicitors; and the securing to the Equity Bar of the advantage resulting from its being relieved from some practical inconvenience, without condemning it to the obscurity of Lincoln's Inn, and sinking it in the oblivion which almost always falls upon a detached and exclusive body of professional men.

### CROWN CASES RESERVED.

The new Court of Appeal in Criminal Cases, under 11 & 12 Vict. c. 78, the object of which is to provide a better mode than that hitherto in use of deciding any difficult Question of Law which may arise in any Court of Oyer and Terminer and Gaol Delivery, and to enable Courts of Quarter Sessions to reserve Questions of Law, will sit for the first time this day. The 3rd section of the statute provides, that the jurisdiction and authorities conferred upon the judges by this act, may be exercised by a quorum of five of the justices of either Bench and Barons of the Exchequer, of whom the Lord Chief Justice of the Court of Queen's Bench, the Lord Chief Justice of the Court of Common Pleas, or the Lord Chief Baron of the Exchequer, shall be one. The Court will, this term, consist of the Lord Chief Baron, Mr. Baron Alderson, Mr. Justice Maule, Mr. Justice Creswell, and Mr. Justice Erle. According to the former practice, Crown Cases Reserved were argued before a majority of the judges. By the stat. 11 & 12 Vict. c. 78, Courts of Quarter Sessions are, for the first time, empowered to reserve questions of law for the consideration of the judges; but in all cases it is left to the discretion of the judge, or commissioner, or justices of the peace, before whom the case on which the question has arisen, may have been tried, whether the point shall be reserved or not. One of the most important alterations in the practice effected by the new act is the provision in the 3rd section, that, in future, the Judgments shall be delivered in open court, after hearing counsel, or the parties, in like manner as the judgments of the Superior Courts of Common Law at Westminster or Dublin are now delivered.

### COURT OF QUEEN'S BENCH.

Nov. 7.—The Special Paper and Demurrer Paper will not be taken during the term.

The New Trial Paper will be taken on Mondays and Thursdays after motions; and on Tuesdays and Fridays the New Trial Paper will be taken instead of the Special Paper.

By the Court.

### London Gazette.

TUESDAY, NOVEMBER 7.

#### BANKRUPTS.

JOSEPH KING, North Audley-st., Grosvenor-square, Middlesex, coach builder, Nov. 15 and Dec. 19 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Day, 1, Queen-street, May-fair.—Fiat dated Nov. 2.

MESHACH SHEEN, Lower marsh, Lambeth, Surrey, potato merchant, dealer and chapman, Nov. 14 and Dec. 15 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Swan, 9, Gray's-inn-place.—Fiat dated Oct. 30.

JOHN CRAMER CHAPPELL, late of George-st., Hanover-square, but now of Great Marlborough-street, Middlesex, surgeon, apothecary, dealer and chapman, Nov. 15 at 11, and Dec. 14 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Chappell, 25, Golden-square.—Fiat dated Nov. 6.

JOSEPH IVON WINSTANLEY, King William-street, London, hosier, dealer and chapman, Nov. 17 at 2, and Dec. 19 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Vincent, 8, Castle-st., Holborn. Fiat dated Aug. 21.

- GEORGE AINGER**, Green-street, Grosvenor-sq., Middlesex, hotel keeper, Nov. 23 and Dec. 19 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Pain & Heatherly, Basinghall-street, City.—Fiat dated Nov. 6.
- WALTER WILSON**, late of Henrietta-st., Brunswick-sq., but now of Tavistock-place, Tavistock-square, Middlesex, apothecary, dealer and chapman, Nov. 17 and Dec. 19 at half-past 2, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Chidley, Guildhall-chambers, Basinghall-st.—Fiat dated Nov. 6.
- JAMES HOLLICK DAVIS**, Windmill-street, Haymarket, and now or late of Frith Manor Farm, Hendon, Middlesex, livery-stable keeper, farmer, hay and straw salesman, dealer and chapman, Nov. 15 and Dec. 19 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Holmer, jun., 120, Cheapside, London.—Fiat dated Nov. 6.
- CARNABY THOMAS ANSDELL**, Barnet, Middlesex, coach proprietor, dealer and chapman, Nov. 13 at 11, and Dec. 12 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Jay, Bucklersbury.—Fiat dated Nov. 2.
- JOHN WALTON**, Coventry, baker and retail brewer, dealer and chapman, Nov. 18 and Dec. 9 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Motteram & Co., Birmingham.—Fiat dated Nov. 2.
- THOMAS WRIGHT**, Hanley, Staffordshire, tailor and draper, dealer and chapman, Nov. 22 and Dec. 9 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Williams, Hanley.—Fiat dated Nov. 2.
- THOMAS ROBERT JENKS**, Birmingham, jeweller, dealer and chapman, Nov. 21 at Dec. 12 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Bloxham, Birmingham.—Fiat dated Nov. 2.
- ANDREW SMITH**, Shrewsbury, Shropshire, dealer in marine stores, Nov. 21 and Dec. 12 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Motteram & Co., Birmingham.—Fiat dated Nov. 2.
- JOSEPH KIRK**, Cauntton, Nottinghamshire, licensed victualler, dealer and chapman, Nov. 17 and Dec. 15 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Bowley, Nottingham.—Fiat dated Oct. 26.
- EDWARD TAYLOR**, Perthyre-mill, Rockfield, Monmouthshire, miller, dealer and chapman, Nov. 21 and Dec. 12 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Baker, Abergavenny.—Fiat dated Oct. 30.
- JAMES WAIT**, Bristol, stock and share broker, dealer and chapman, Nov. 20 and Dec. 19 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Brittan, Bristol; Lammis, John-st., London.—Fiat dated Nov. 3.
- CHARLES ALLEN**, Saint Ives, Cornwall, ironmonger, blacksmith, and dealer and chapman, Nov. 16 and Dec. 21 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Tresidder, St. Ives, Cornwall; Bishop & Pitts, Exeter; Pries & Bolton, 1, New-square, Lincoln's-inn, London.—Fiat dated Oct. 30.
- WILLIAM NORTH**, York, jeweller, goldsmith, silversmith, and watchmaker, Nov. 20 and Dec. 11 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Shackleton, Leeds; Elcom, Chatham-place, Blackfriars, London.—Fiat dated Oct. 23.
- HENRY SMITH and JOHN SMITH**, Sheffield, Yorkshire, common brewers, dealers and chapmen, Nov. 18 and Dec. 16 at half-past 12, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Fretton, Sheffield; Smith & Weightman, Sheffield; Fidley, Temple, London.—Fiat dated Oct. 30.
- JAMES THOMPSON**, Leeds, Yorkshire, tea dealer and grocer, dealer and chapman, Nov. 24 and Dec. 15 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Naylor, Leeds; Sadlow, Bedford-row, London.—Fiat dated Nov. 2.
- WILLIAM MOORE HORSFALL**, Huddersfield, Yorkshire, out of business, (lately carrying on business at the same place as a coal merchant and commission agent, dealer and chapman), Nov. 24 and Dec. 16 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Rooke, Leeds; Fidley, Temple, London.—Fiat dated Oct. 30.
- GEORGE HUGHES**, Liverpool, hatter, dealer and chapman, Nov. 17 and Dec. 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Woodburn, Liverpool; Keighley & Co., Chancery-lane, London.—Fiat dated Nov. 2.
- ROBERT LEWIS EVANS**, Liverpool, butcher, dealer and chapman, Nov. 17 and Dec. 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Robinson, Liverpool; Vincent, Temple, London.—Fiat dated Oct. 17.
- JOSEPH BERESFORD**, Birkenhead, Cheshire, flour dealer and baker, Nov. 17 and Dec. 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Brown, Liverpool; Empson, Bucklersbury, London.—Fiat dated Nov. 3.
- ADAM ARMSTRONG**, Salford, Lancashire, ironmonger, Nov. 20 and Dec. 13 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Smythe & Burton, Manchester; Beddome & Co., Nicholas-lane, London.—Fiat dated Oct. 30.

## MEETINGS.

- Benjamin Hart Thorold*, Harmston, Lincolnshire, and Harlesden-green, Willesden, Middlesex, dealer and chapman, Nov. 21 at 2, Court of Bankruptcy, London, pr. d.—*Alan. Turney*, Addington-square, Camberwell, Surrey, brewer, Nov. 21 at half-past 1, Court of Bankruptcy, London, ch. ass.—*Chas. Ed. Newcomen*, Austin-friars, London, and Calcutta, East Indies, merchant, Nov. 17 at 1, Court of Bankruptcy, London, last ex.—*Jos. Liddiatt*, Selaley-place, Whitehead-grove, Chelsea, Middlesex, builder, Nov. 16 at 11, Court of Bankruptcy, London, last ex.—*Christopher Robson*, Newcastle-upon-Tyne, grocer, Nov. 28 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Joseph Bannister*, Lockwood, Almondbury, Yorkshire, thread manufacturer, Nov. 20 at 11, Commercial-buildings, Leeds, last ex.—*Geo. Fred. Widdell*, Edgware-road, Paddington, Middlesex, stationer, Nov. 29 at 11, Court of Bankruptcy, London, and ac.—*Wm. Burt*, Ryde and Ventnor, Isle of Wight, Southampton, bookseller, Dec. 1 at 12, Court of Bankruptcy, London, and ac.—*James Carter*, Swaffham Bulbeck, Cambridgeshire, grocer, Dec. 1 at 12, Court of Bankruptcy, London, and ac.—*Wm. Star*, Lynn, Norfolk, carrier, Dec. 1 at 11, Court of Bankruptcy, London, and ac.—*John Innesood*, Albion-grove West, Hemmingsford-road, Islington, Middlesex, builder, Dec. 1 at half-past 11, Court of Bankruptcy, London, and ac.—*Chas. Cousins*, Shepherd's-place, Leam-mews, Grosvenor-square, Middlesex, corn merchant, Dec. 1 at half-past 11, Court of Bankruptcy, London, and ac.—*Anne Coley Hughes Ormsby*, Church-street, Hackney, Middlesex, butcher, Dec. 1 at 11, Court of Bankruptcy, London, and ac.—*Samuel Wood Fowgusson*, Norwich, wine merchant, Nov. 30 at 12, Court of Bankruptcy, London, and ac.—*Lewis Franklin*, Well-st., Wellclose-square, London, rag merchant, Nov. 30 at 11, Court of Bankruptcy, London, and ac.—*Richard Nelson Rees*, Clerkenwell-green, Middlesex, licensed victualler, Nov. 30 at half-past 11, Court of Bankruptcy, London, and ac.—*Robert Tertill*, High Holborn, Middlesex, saddler, Dec. 1 at half-past 12, Court of Bankruptcy, London, and ac. and div.—*Isaac Willis*, Lower Grosvenor-st., Hanover-square, Middlesex, music seller, Dec. 1 at half-past 12, Court of Bankruptcy, London, and ac. and div.—*Fred. Davis*, Luton, Bedfordshire, merchant, Nov. 28 at half-past 12, Court of Bankruptcy, London, and ac.—*Robert Wall*, Great Yarmouth, Norfolk, linen draper, Dec. 7 at 1, Court of Bankruptcy, London, and ac. and div.—*John Hodgkinson*, Laurence-lane, Cheapside, London, warehouseman, Dec. 6 at half-past 11, Court of Bankruptcy, London, and ac.—*John Lysdon*, New Dock, Llanelli, Carmarthenshire, ship builder, Dec. 1 at 11, District Court of Bankruptcy, Bristol, and ac.—*Reginald Wm. Bligh*, Plymouth, Devonshire, hoisier, Nov. 29 at 11, District Court of Bankruptcy, Exeter, and ac.; Nov. 30 at 1, div.—*John Coupland* and *Fred. Duncan*, Liverpool, merchants, Nov. 29 at 11, District Court of Bankruptcy, Liverpool, and ac.; Dec. 1 at 1, div. sep. est. of *John Coupland*.—*James Howard*, Liverpool, grocer, Dec. 1 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Ed. Alanson*, Liverpool, wine merchant, Dec. 1 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Jas. Robson Duncan*, Liverpool, woollen draper, Dec. 1 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Wm. Menry*, Liverpool, merchant, Dec. 1 at 11, District Court of Bankruptcy, Liverpool, and ac.—*John Maddock*, Liverpool, tallow chandler, Dec. 1 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Jas. Taylor*, Almondbury, Yorkshire, clothier, Nov. 30 at 11, District Court of Bankruptcy, Leeds, and ac.—*Jos. Swift* and *Tom North Swift*,

Huddersfield, Yorkshire, chemists, Nov. 30 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Robert George, Parker-st., Drury-lane, Middlesex, stage-coach maker, Nov. 24 at half-past 1, Court of Bankruptcy, London, fin. div.—Wm. Bowles, Thos. Ogden, and George Wyndham, New Sarum, Wiltshire, and James Barrow, Shaftesbury, Dorsetshire, bankers, Nov. 24 at half-past 12, Court of Bankruptcy, London, fin. div.—John Clark and Fred. Ed. Laing Clark, Pudding-lane, London, ship and insurance brokers, Nov. 29 at 12, Court of Bankruptcy, London, div.—William Ellis Gould, Finsbury-place South, London, carver, Nov. 28 at 11, Court of Bankruptcy, London, fin. div.—Wm. Tiley, Reading, Berkshire, common brewer, Nov. 28 at half-past 11, Court of Bankruptcy, London, div.—Wm. Remington, Rowland Stephenson, David Robert Remington, and Jos. Petty Twiss, Lombard-st., London, bankers, Nov. 28 at half-past 12, Court of Bankruptcy, London, fin. div.—Jacob Hanford, Ventnor, Newchurch, Isle of Wight, Southampton, upholsterer, Nov. 28 at 12, Court of Bankruptcy, London, fin. div.—Jos. Notting, Poole, Dorsetshire, carrier, Nov. 30 at half-past 12, Court of Bankruptcy, London, div.—Chas. Tomlinson and Wm. Lock, Henry-street East, Portland-town, Middlesex, plumbers, Nov. 30 at 12, Court of Bankruptcy, London, div. sep. est. of W. Lock.—Thos. Tullidge, Beaulieu, Hampshire, common brewer, Nov. 28 at half-past 2, Court of Bankruptcy, London, div.—Thos. Young, Canterbury, Kent, leather seller, Nov. 28 at 2, Court of Bankruptcy, London, div.—Anthony George Wright Biddulph, John Wright, Hen. Robinson, and Edmund Wm. Jerningham, Henrietta-st., Covent-garden, Middlesex, bankers, Nov. 30 at 1, Court of Bankruptcy, London, div. sep. est. of Edmund Wm. Jerningham.—Geo. Heath and Geo. Denn, Canterbury, Kent, drapers, Nov. 30 at half-past 12, Court of Bankruptcy, London, fin. div.—Geo. Tattersall, Davies-street, Berkeley-square, Middlesex, saddler, Nov. 30 at 12, Court of Bankruptcy, London, fin. div.—Rob. Ker Aitchison, Great Windmill-st., Haymarket, Middlesex, wine merchant, Nov. 30 at 11, Court of Bankruptcy, London, fin. div.—Thos. Pierson, Pickering, Yorkshire, money scrivener, Nov. 30 at half-past 11, Court of Bankruptcy, London, div.—Charles Hall, Hereford, linen draper, Dec. 4 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac. and div.—Thos. Baskerville, Liverpool, licensed victualler, Nov. 29 at 11, District Court of Bankruptcy, Liverpool, div.—James Dove, Darlington, tanner, and Sunderland, Durham, leather seller, Nov. 30 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—John Scott, Newcastle-upon-Tyne, fruiterer, Nov. 30 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—John Forster, Shafto, Hartburn, Northumberland, banker, Nov. 30 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—Thomas Twisserson, Todholes, Cumberlandshire, lime burner, Nov. 30 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—Geo. Hornsby, Leabury, Northumberlandshire, builder, Nov. 30 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—Geo. Herbert and Thos. Wrightson, York, woollen drapers, Nov. 30 at 11, District Court of Bankruptcy, Leeds, div.—Daniel Taylor Perrott, Bristol, grocer, Nov. 30 at 11, District Court of Bankruptcy, Bristol, div.—Thomas Plumley the younger, Bristol, grocer, Nov. 30 at 11, District Court of Bankruptcy, Bristol, div.—Joseph Y. Betts, Cardiff, Glamorganshire, grocer, Nov. 30 at 11, District Court of Bankruptcy, Bristol, div.—William Swain, Cheltenham, Gloucestershire, builder, Nov. 28 at 11, District Court of Bankruptcy, Bristol, div.—John Deakin, Liverpool, spirit merchant, Dec. 5 at 11, District Court of Bankruptcy, Liverpool, div.*

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

Edward Pearson, Norwich, modeller, Nov. 30 at 11, Court of Bankruptcy, London.—Rich. Gay, Dover, Kent, mustard manufacturer, Nov. 30 at 12, Court of Bankruptcy, London.—Wm. G. Churches, Basinghall-st., London, Blackwell Hall factor, Nov. 30 at 2, Court of Bankruptcy, London.—Rich. H. Morgan, Mansfield-pl., Kentish-town, Middlesex, licensed victualler, Nov. 30 at 2, Court of Bankruptcy, London.—Edw. Hagen and Hen. Hagen, Mill-st., Bermondsey, Surrey, merchants, Nov. 30 at 1, Court of Bankruptcy, London.—John Clark and Fred. E. L. Clark, Pudding-lane, London,

ship brokers, Nov. 29 at 12, Court of Bankruptcy, London.—James S. Gorely, Buckland, near Dover, Kent, brickmaker, Nov. 29 at 1, Court of Bankruptcy, London.—John Hodgkinson, Laurence-lane, Cheapside, London, warehouseman, Dec. 6 at half-past 11, Court of Bankruptcy, London.—Alex. Rowe, Plymouth, Devonshire, grocer, Dec. 6 at 11, District Court of Bankruptcy, Exeter.—John Jackson the elder, Stockport, Cheshire, tailor, Nov. 30 at 11, District Court of Bankruptcy, Manchester.—Wm. Price, Preston, Lancashire, innkeeper, Dec. 1 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Nov. 28.*

Sam. Waters, Luton, Bedfordshire, baker.—John Morgan the elder and John Morgan the younger, Hereford, and Glasbury, Radnorshire, wooldapler.—Richard Grimby, Banbury, Oxfordshire, wine merchant.—Jos. Rhoades, Mitcham, Surrey, grocer.—Wm. Williams, Colchester, Essex, hat maker.—W. Ashley, Liverpool, underwriter.—Chas. Morton, Pentonville-hill, Middlesex, licensed victualler.—Wm. Todd, Whitehaven, Cumberlandshire, ironmonger.—Richard Martin, Tavistock, Devonshire, tanner.—James Reid, Hanover-court, Long-acre, and Raneleigh-mews and Raneleigh-st., Pimlico, Middlesex, builder.—John Ellis and Chas. Ellis, Warner-road, Camberwell, Surrey, builders.—Thomas Sam. De Veear, Gravesend, Kent, out of business.

#### SCOTCH SEQUESTRATIONS.

Peter Martin, Glasgow, goldsmith.—Archibald Davidson, Glasgow, warehouseman.—Dev. Anderson, Kirkcaldy, fisher.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

Wm. Rose, Carolgate, East Retford, Nottinghamshire, innkeeper, Dec. 6 at 11, County Court of Nottinghamshire, at East Retford.—John Payne, Street, Somersetshire, tailor, Dec. 1 at 10, County Court of Somersetshire, at Wells.—Wm. Culpsh, Kirkdale, Liverpool, blacksmith, Nov. 13 at 10, Liverpool District County Court, at Liverpool.—George Roberts, Cheltenham, Gloucestershire, innkeeper, Nov. 22 at 10, County Court of Gloucestershire, at Cheltenham.—Edw. B. Sparke, Exeter, tailor, Nov. 17 at 10, County Court of Devonshire, at Exeter.—J. Lowry, Manchester, boot maker, Nov. 17 at 1, County Court of Lancashire, at Manchester.—Wm. Greaves, Leeds, Yorkshire, commission agent, Nov. 22 at 10, County Court of Yorkshire, at Leeds.—Chas. Wright, West Retford, Nottinghamshire, jobber, Dec. 6 at 11, County Court of Nottinghamshire, at East Retford.—John W. Hensley, Ramsgate, Kent, tailor, Nov. 24 at 10, County Court of Kent, at Ramsgate.—Rich. Stockley, Ramsgate, Kent, cabinet maker, Nov. 24 at 10, County Court of Kent, at Ramsgate.—Geo. F. Webb, Margate, Kent, seller of drapery goods, Nov. 25 at 10, County Court of Kent, at Margate.—James Lewis the younger, Ashford, Kent, out of business, Nov. 17 at 10, County Court of Kent, at Ashford.—Nathaniel Shade, Halesworth, Suffolk, boot maker, Nov. 15 at 2, County Court of Suffolk, at Halesworth.—Jos. Terrington, Brandon, Suffolk, waterman, Nov. 18 at 10, County Court of Norfolk, at Tretford.—John Broomhead the elder, Liverpool, butcher, Nov. 13 at 10, Liverpool District County Court, at Liverpool.—Wm. Higginson, Liverpool, out of business, Nov. 13 at 10, Liverpool District County Court, at Liverpool.—Th. Tulbel, Gislingham, Suffolk, coal merchant, Nov. 13 at 2, County Court of Suffolk, at Eye.—Edw. Robinson, Manchester, silk dyer, Nov. 17 at 1, County Court of Lancashire, at Manchester.—James Thomas, Jameston, Manorbier, Pembrokeshire, farmer, Nov. 13 at 10, County Court of Pembrokeshire, at Pembrokeshire.—Thomas James Young, New High-town, near Haltwhistle, Northumberlandshire, clerk to a spirit merchant, Nov. 18 at 11, County Court of Northumberland, at Haltwhistle.—Rev. Henry A. Paull, Derby, clerk, Nov. 18 at 11, County Court of Derbyshire, at Derby.—Wm. Whitehead, Wellington, Shropshire, charter master, Nov. 18 at 10, County Court of Shropshire, at Madeley.—Roger Palmer, Cullcombe, Lamerton, Devonshire, farmer, Nov. 18 at 10, County Court of Devonshire, at Tavistock.—Robert Morrall, Old Park, Malinslee, Dawley, Shropshire, pudler, Nov. 18 at 10, County Court of Shropshire, at Madeley.

the following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Nov. 21 at 11, before the CHIEF COMMISSIONER.  
John James Purchase, Curzon-street, May-fair, Middlesex, ture-frame maker.—John Chert, Dean-street, Soho, Middlesex, tailor.—Geo. Clark, Murray-st., City-road, Middlesex, it of business.

Nov. 21 at 11, before Mr. Commissioner HARRIS.  
Geo. J. T. Marriott, New-street, Dorset-square, Marylene, Middlesex, clerk in the Ordnance-office.—David Carter, Richmond, Surrey, upholsterer.—C. J. A. Peter, West-st., lobe-fields, Mile-end Old-town, Stepney, Middlesex, watch-orement maker.—John Wood, Lower-marsh, Lambeth, Surrey, butcher.—Gilbert O. Duncan, Earl-street, Edgeware-ad, Middlesex, railway clerk.—Geo. A. S. Allcorn, Stanpe-street, Clare-market, Middlesex, truss maker.—Thos. ck, Bealephon-st., Long-lane, Bermondsey, Surrey, fruit-er.—John Charles Todd, Hanway-street, Oxford-st., Mid-ces, French stay maker.—Thos. Russell, Hounslow, Mid-ces, market gardener.

Nov. 21 at 10, before Mr. Commissioner PHILLIPS.  
George Pye, Langley-street, Long-acre, Middlesex, coach-ster.—Wm. French, Bath-street, Cambridge-road, Middle-ter, master baker.—Wm. Thos. Thompson, Goldsmith-row, ackney-road, Shoreditch, Middlesex, grocer.—Chas. Wm. D. Mason, Rahere-street, Clerkenwell, Middlesex, men-ger in the General Post-office.—Wm. F. Jordan, Milton-rect, Euston-square, Middlesex, writer for the press.—Edw. riffin, Princes road, Lambeth, Surrey, and Newgate-mar-rt, London, butcher.

Nov. 22 at 10, before Mr. Commissioner PHILLIPS.  
Richard Lampert, Old-street, Stepney, Middlesex, out of isiness.

Nov. 23 at 10, before Mr. Commissioner LAW.  
John Nathan, Middlesex-street, Aldgate, London, butcher.

Saturday, Nov. 4.  
The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lin-coln's Inn-fields, on giving the Number of the Case.

Wm. Dalton, Oldham, Lancashire, clogger, No. 70,191 C.; Jw. Street and M. Troughton, assignees.—Thomas Hilton, hills-hill, Tonge, near Middleton, Lancashire, retail dealer in, No. 70,162 C.; Wm. H. Myers and Wm. Whitehead, signees.—H. Williams the younger, Dover, Kent, grocer, o. 69,345 C.; Henry Williams, assignee.—John Mallalieu, aws, near Upper-mill, Saddleworth, Yorkshire, manufac-er, No. 69,817 C.; Samuel Mallalieu, assignee.—Wm. L. omas, Totness, Devonshire, baker, No. 70,148 C.; Hing-son London, assignee.—James Cooke, Manchester, grocer, o. 70,022 C.; Samuel Bainbridge, assignee.—J. Sharples, verpool, joiner, No. 70,012 C.; Thomas M. Troughton, signee.—Wm. Foreyth, Stanton, near Morpeth, Northum-land, tile maker, No. 69,819 C.; Benj. Bullock, assignee. Rebecca Abell, James's-place, Hackney-road, Middlesex, instant to a straw-hat maker, No. 60,087 T.; Fred. Barford, signee.—Major Booth, Radcliffe, near Bury, Lancashire, out business, No. 70,184 C.; Ellis Bowker, assignee.—Saml. shbrook, Ardligh, Essex, labourer, No. 69,995 C.; John Bedwell, assignee.—Joseph Neale, Manchester, butcher, o. 69,769 C.; John Toon and Rich. Brown, assignees.

Saturday, Nov. 4.  
Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions.)

Benj. Crook, Slough, Buckinghamshire, carpenter: in the een's Prison.—Wm. Baron de Knyff, Jermyn-st., Middle-, not in any business: in the Queen's Prison.—William unt, Hampton-terrace, Hampstead-road, Middlesex, po-alesman: in the Debtors Prison for London and Middle-.-John Hassel, John-street, Oxford-street, Middlesex, y maker: in the Debtors Prison for London and Middlesex. Wm. Martin, King-street, Camden-town, Middlesex, plas-er: in the Debtors Prison for London and Middlesex.—e M'Donall, Edward-street, Portman-square, Middlesex, rding-house keeper: in the Debtors Prison for London

and Middlesex.—John Smith, New Brentford, Middlesex, fellmonger: in the Debtors Prison for London and Middle-.-John James Bowen, Great Dover-street, Newington, Surrey, pewterer: in the Gaol of Horsemonger-lane.—Thos. Instone, High-street, Peckham, Surrey, saddler: in the Queen's Prison.—Wm. Savage the elder, Rye-lane, Peckham, Sur-ey, attorney at law: in the Queen's Prison.—David Boast, Bridge-st., Westminster-bridge-road, Lambeth, Surrey, sur-geon: in the Queen's Prison.—R. Harris, Barrington-road, Brixton, Surrey, woollen factor: in the Queen's Prison.—A. Prince, Allen-terrace, Kensington, Middlesex, manufacturing chemist: in the Queen's Prison.—Samuel Tubby, Suffolk-place, Snow's-fields, Bermondsey, Surrey, appraiser: in the Gaol of Horsemonger-lane.—John Davall the younger, Tot-tenham-terrace, White Hart-lane, Tottenham, Middlesex, stock and share agent: in the Debtors Prison for London and Middlesex.—Thomas Smith, Euston-square, Middlesex, a re-tired captain in the East India Company's Bengal Establish-ment: in the Queen's Prison.—Wm. Clarke, Sunderland near the Sea, Durham, beer drawer: in the Gaol of Durham.—B. Hughes, Bolsover, Derbyshire, stone mason: in the Gaol of Radford Peverel.—Charles Bodley, Exeter, coal merchant: in the Gaol of Exeter.—John Clark, Melbourne, near Pockling-ton, Yorkshire, blacksmith: in the Gaol of York.—James Mills, York, cotton twist manufacturer: in the Gaol of York.—Daniel Gladwell, Redditch, Worcestershire, letter-press printer: in the Gaol of Coventry.—Edward Owen, Newtown, Montgomeryshire, shopkeeper: in the Gaol of Montgomery.—Edward Tuft, Northampton, statutory mason: in the Gaol of Northampton.—James Hilton, Manchester, stock broker: in the Gaol of Lancaster.—George Stacy, Wrabness, Essex, gentleman: in the Gaol of Chelmsford.—John Ellis the elder, Mount Tabor, Ovendon, near Halifax, Yorkshire, labourer: in the Gaol of Lancaster.—Samuel Riseley, Macclesfield, Cheshire, baker: in the Gaol of Chester.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Nov. 22 at 10, before Mr. Commissioner LAW.  
Abraham Wm. Empp, Ingram-place, Hornsey-road, Hol-loway, Middlesex, smith.—John Hassel, John-street, Oxford-street, Middlesex, stay maker.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Shropshire, at SHREWSBURY, Nov. 21 at 10.

Timothy Pritchard, Condoover, near Shrewsbury, farm la-bourer.

At the County Court of Essex, at CHELMSFORD, Nov. 22 at 12.  
John A. Brown, Braintree, out of business.—Geo. Stacey, Wrabness, gentleman.

At the County Court of Staffordshire, at STAFFORD, Nov. 20 at 12.

James Wardle, Gillow-leath, near Biddulph, shoemaker.

INSOLVENT DESTOR'S DIVIDEND.

Jonathan Gate, Carlisle, joiner, at Mounsey's, Carlisle: 1s. 7d. in the pound.

ERRATUM.—In the Gazette of Tuesday, Oct. 31, 1848, p. 3903, col. 1, in the advertisement of a dividend in the matter of Peter Hansen, of Newcastle, bankrupt, for "one-tenth of a penny in the pound," read "7d. and one-tenth of a penny."

FRIDAY, Nov. 10.

INSOLVENT.

JOHN THORMAN, Grosvenor-street, Camberwell, Surrey, wholesale tea dealer.

BANKRUPTS.

THOMAS JOHN CROGGON, Ingram-court, Fenchurch-street, London, factor and commission agent, Nov. 22 at half-past 1, and Dec. 22 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Tippetts, Pancras-lane.—Fiat dated Nov. 9.

JOHN NICHOLS, Snow-hill, London, ironmonger, Nov. 22 at 1, and Dec. 22 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Todd, Thavies-inn.—Fiat dated Nov. 1.



**WILLIAM BUTLER**, Westbourne-grove North, Paddington, Middlesex, foreman to a builder, (but lately carrying on business at Botolph-lane, London, with John Butler, under the firm of John and William Butler, builders), Nov. 15 at 2, and Dec. 22 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Cross, 28, Surrey-street, Strand.—Fiat dated Nov. 4.

**JOHN WALKER**, Upper Seymour-street, Edgware-road, Paddington, Middlesex, hotel and lodging-house keeper, dealer and chapman, Nov. 20 and Dec. 18 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Moon, Adam-street, Adelphi.—Fiat dated Nov. 8.

**ALEXANDER TURNBULL**, Blue Anchor-road, Bermondsey, Surrey, and Russell-square, Middlesex, farmer, dealer and chapman, Nov. 21 at 2, and Dec. 22 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Tyrrell, Guildhall-yard.—Fiat dated Sept. 7.

**VALENTINE SODEN GODFREY**, Duddington, Northamptonshire, miller, Nov. 24 at 11, and Dec. 22 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Law, Lincoln; Wright & Bonner, New London-street, Fenchurch-street.—Fiat dated Oct. 30.

**ALEXANDER HAIG**, Smith-street, Jubilee-place, Stepney, and Essex-street, Cambridge-road, Mile-end, Middlesex, engineer, dealer and chapman, Nov. 16 at 1, and Dec. 16 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. M'Duff, Castle-street, Holborn.—Fiat dated Nov. 7.

**CHARLES GEORGE GERMAN** the younger, Portsmouth, Southampton, licensed victualler, dealer and chapman, Nov. 22 at 12, and Dec. 21 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. George, Villiers-street, Strand.—Fiat dated Oct. 30.

**WILLIAM SHACKELL**, Regent's-canal, and Hammer-smith, Middlesex, coal tar and naphtha manufacturer, dealer and chapman, Nov. 16 at 12, and Dec. 16 at 11, Court of Bankruptcy, London: Off. Ass. Pollett; Sol. Smith, 5, Chancery-lane.—Fiat dated Nov. 6.

**ROBERT ASHFORTH**, Birmingham, hardwareman, dealer and chapman, Nov. 25 and Dec. 16 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Harrison, Birmingham.—Fiat dated Nov. 2.

**WALTER HALL**, Kingston, Herefordshire, miller and corn factor, Nov. 25 and Dec. 20 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Banks & Son, Kingston; Motteram & Co., Birmingham.—Fiat dated Oct. 27.

**RICHARD WILLIAM M'DONNELL**, Bitton, Gloucestershire, paper manufacturer, Nov. 21 and Dec. 19 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Crosby, Bristol; Jay, Serjeant's-inn.—Fiat dated Nov. 4.

**JAMES DREDGE**, Bath, Somersetshire, now and for many years carrying on business, as a brewer and contractor for the building of bridges, at Norfolk Brewery, in the said county, (and from April, 1847, to September, in the same year, occasionally residing at Weston-super-Mare, and there conducting the erection of a suspension bridge and other works), Nov. 21 and Dec. 19 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Castle & Henderson, Bristol; Surr & Gribble, Lombard-street. Fiat dated Nov. 4.

**WILLIAM NORTON**, Penzance, Cornwall, ironmonger, dealer and chapman, Nov. 28 and Dec. 20 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Brittan & Son, Bristol; Stogdon, Exeter.—Fiat dated Oct. 27.

**HENRY DAWSON WILKINSON**, Sheffield, Yorkshire, silver plater, dealer and chapman, Nov. 25 and Dec. 16 at half-past 12, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Smith & Son, Sheffield; Tattershall, Great James-street, London.—Fiat dated Oct. 30.

**WILLIAM MARTIN**, Birkenhead, Cheshire, innkeeper, dealer and chapman, Nov. 22 and Dec. 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Pemberton, Liverpool; Cornthwaite & Wilson, Old Jewry-chambers, London.—Fiat dated Nov. 7.

**JOSEPH LAWRENCE BUTLER**, Liverpool, coal merchant, Nov. 22 and Dec. 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Anderson, Liverpool; Vincent, King's Bench-walk, London.—Fiat dated Nov. 4.

**WILLIAM VOWLER**, Crediton, Devonshire, auctioneer, Nov. 23 at 1, and Dec. 20 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sol. Drake, Exeter.—Fiat dated Oct. 18.

**JAMES INGRAM**, Liverpool, merchant and commission agent, (trading under the firm of James Ingram & Co.), Nov. 23 and Dec. 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Holden, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated Nov. 7.

**WILLIAM NEWBY**, Manchester, joiner, builder, and cabinet maker, dealer and chapman, Nov. 23 and Dec. 11 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Needham, Manchester; Johnson & Co. Temple, London.—Fiat dated Nov. 7.

**THOMAS ROBSON**, Houghton-le-Spring, Durham, tailor and draper, dealer and chapman, Nov. 21 at 11, and Dec. 19 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. T. & W. Chater, Newcastle-upon-Tyne; Bell & Co., Bow Church-yard.—Fiat dated Nov. 3.

#### MEETINGS.

*Wm. Croxson*, Birkenhead and Poulton-croft-Spital, Cheshire, road maker, Dec. 1 at 11, District Court of Bankruptcy, Liverpool, ch. ass.—*Jos. Hughesdon* and *Alex. Macdonald*, Chundernagore, East India, merchants, Dec. 7 at 12, Court of Bankruptcy, London, last ex. of *A. Mackay*.—*J. Aschall*, Blackburn, Lancashire, and York, draper, Nov. 30 at 11, District Court of Bankruptcy, Manchester, last ex.; Dec. 1 at 12, and ac.; Dec. 8 at 11, div.—*Gervase Stanley*, Blackfriars-road, Surrey, ironmonger, Dec. 2 at half-past 11, Court of Bankruptcy, London, and ac.—*W. Ezenhigh Hemmell*, Uxbridge, Middlesex, seed crusher, Dec. 2 at 11, Court of Bankruptcy, London, and ac.—*Rich. Hen. Morgan*, Mansfield-place, Kentish-town, Middlesex, licensed victualler, Dec. 2 at half-past 11, Court of Bankruptcy, London, and ac.—*Christopher Green*, Beckford-row, Walworth-road, Surrey, corn merchant, Dec. 5 at 12, Court of Bankruptcy, London, and ac.—*Henry Carey Brown*, Winchester, Southampton, builder, Dec. 5 at 2, Court of Bankruptcy, London, and ac.—*Stephen Gilbert Fryman*, Rye, Sussex, wine merchant, Dec. 5 at 2, Court of Bankruptcy, London, and ac.—*Lawrence Williams Ash*, White Lion-st., Pentonville, Middlesex, corn merchant, Dec. 5 at 12, Court of Bankruptcy, London, and ac.—*Wm. Watts*, Ashton-under-Lyne, Lancashire, draper, Dec. 7 at 12, District Court of Bankruptcy, Manchester, and ac.—*Richard Richardson*, Manchester, gloves manufacturer, Dec. 4 at 12, District Court of Bankruptcy, Manchester, and ac.—*Geo. Heekel*, Manchester, straw bonnet dealer, Dec. 5 at 12, District Court of Bankruptcy, Manchester, and ac.—*Wm. Astill*, Lenton, Nottinghamshire, ironmonger, Dec. 2 at half-past 12, District Court of Bankruptcy, Sheffield, and ac.—*T. Hulme* the younger, All Saints, Hereford, grocer, Dec. 6 at 12, District Court of Bankruptcy, Birmingham, and ac.—*Wm. Smith*, Uttoxeter, Staffordshire, mercer, Dec. 4 at 10, District Court of Bankruptcy, Birmingham, and ac.—*Chas. Hen. Peredy*, Tettenhall, Staffordshire, coal dealer, Dec. 4 at 10, District Court of Bankruptcy, Birmingham, and ac.—*Wm. Child*, Chertsey, Surrey, grocer, Dec. 2 at 11, Court of Bankruptcy, London, fin. div.—*Ed. Alanson*, Liverpool, wine merchant, Dec. 5 at 11, District Court of Bankruptcy, Liverpool, div.—*Richard Machell*, Liverpool, merchant, Dec. 5 at 11, District Court of Bankruptcy, Liverpool, div.—*Wm. Maury*, Liverpool, merchant, Dec. 5 at 11, District Court of Bankruptcy, Liverpool, div.—*John Maddock*, Liverpool, tallow chandler, Dec. 5 at 11, District Court of Bankruptcy, Liverpool, div.—*John Harford* and *Wm. Wessner Davies*, Bristol, and Bidevale and Sirhowy, Monmouthshire, iron masters, Dec. 5 at 11, District Court of Bankruptcy, Bristol, div. sep. est. of *Wm. Weaver Davies*.—*Wm. Watts*, Ashton-under-Lyne, Lancashire, draper, Dec. 8 at 12, District Court of Bankruptcy, Manchester, div.—*Robert Newbould*, East Retford, Nottinghamshire, draper, Dec. 2 at half-past 12, District Court of Bankruptcy, Sheffield, div.—*George Slater*, Doncaster, Yorkshire, ironmonger, Dec. 2 at half-past 12, District Court of Bankruptcy, Sheffield, div.—*Wm. Weyte*, Bedford, Nottinghamshire, iron founder, Dec. 2 at half-past 12, District Court of Bankruptcy, Sheffield, div.—*James Baker*, Staunton-upon-Wye, Herefordshire, victualler, Dec. 6 at 12, District Court of Bankruptcy, Birmingham, div.



## CERTIFICATES.

is allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Thos. Keating*, St. Paul's Church-yard, London, druggist, ec. 5 at 11, Court of Bankruptcy, London.—*L. Wm. Ash*, White Lion-street, Pentonville, Middlesex, corn merchant, ec. 5 at 12, Court of Bankruptcy, London.—*F. L. Bawsons*, roydon, Surrey, stearine manufacturer, Dec. 2 at 11, Court of Bankruptcy, London.—*Charles Willis*, King-street-terrace, New North-road, Islington, Middlesex, licensed victualler, ec. 2 at 1, Court of Bankruptcy, London.—*Wm. Draper*, Asingtoke, Southampton, coach maker, Dec. 4 at half-past 2, Court of Bankruptcy, London.—*Wm. H. Pitt*, York-lace, Pentonville, Middlesex, engineer, Dec. 4 at 12, Court of Bankruptcy, London.—*J. Holt*, Bury, Lancashire, tailor, ec. 5 at 12, District Court of Bankruptcy, Manchester.—*Filiam Woodward*, Newcastle-under-Lyme, Staffordshire, lumber, Dec. 4 at half-past 10, District Court of Bankruptcy, Birmingham.—*Wm. Watson*, Golden-valley, Codnor-park, Derbyshire, innkeeper, Dec. 8 at 12, District Court of Bankruptcy, Nottingham.—*Edward Ellis*, Wednesbury, Staffordshire, builder, Dec. 2 at 12, District Court of Bankruptcy, Birmingham.

to be allowed by the Vice-Chancellor of the High Court of Chancery, sitting in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 1.

*James Blake*, West Cowes, Isle of Wight, Southampton, alder.—*Henry Burrell*, Bull and Mouth-street, London, edging-house keeper.—*Jas. Roberts*, Liverpool, ironmonger.—*A. Humphreys*, Liverpool, shoemaker.—*Wm. Buckley*, Lollingrove, Saddleworth, Yorkshire, woollen cloth manufacturer.—*Henry Pace*, St. John's-square, Clerkenwell, Middlesex, and Loughton, Essex, watch manufacturer.—*John J. Hinch*, Newcastle-upon-Tyne, leather dresser.—*J. P. Baldy*, Devonport, Devonshire, surgeon.—*G. H. Hemworth* and *Robt. Eckhult*, Manor-street, King's-road, Chelsea, Middlesex, founders.—*Wm. Ray*, Roll's-buildings, Fetter-lane, Middlesex, coal dealer.—*Margaret Hassell*, Manchester, milliner.—*James Williamson*, Glasgow, Lancashire, innkeeper.—*Edward Jull*, Croydon, Surrey, farrier.—*Thos. Freemanite*, Bedford New-road, Clapham-rise, Surrey, builder.—*David Jecons*, Ipton, Staffordshire, grocer.—*Wm. Quincey*, Old-st., St. Luke's, Middlesex, tin plate worker.—*Wm. Saul*, Brook-st., Gloucester-road, Bayswater, Middlesex, furnishing iron-onger.—*George Webster*, Hedge-row, Islington, Middlesex, mixed victualler.

## PARTNERSHIP DISSOLVED.

*John L. Watten* and *Arthur Ellis*, Conduit-street, Hanover-square, Middlesex, solicitors.

## SCOTCH SEQUESTRATIONS.

*Steven & Jamieson*, Glasgow, commission merchants.—*Cracken & Chalmers*, Glasgow, manufacturers.—*Archibald Brodie*, Glasgow, carver.

## DECLARATION OF INSOLVENCY.

*George Ibb*, East-street, Red Lion-square, Middlesex, letter-press printer, Nov. 22 at 11, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John S. Manning*, Ipswich, Suffolk, coach maker, Nov. 22 at 10, County Court of Suffolk, at Ipswich.—*S. Clancarthy*, Wolverhampton, Staffordshire, hawker of tea, Nov. 27 at 1, County Court of Staffordshire, at Wolverhampton.—*Edward Reday*, Smethwick, Staffordshire, cordwainer, Nov. 22 at 1, County Court of Staffordshire, at Oldbury.—*M. Collins*, at Stonehouse, Devonshire, milliner, Dec. 12 at 11, County Court of Devonshire, at Plymouth.—*Joseph Laycock*, Adnham, Yorkshire, chair maker, Nov. 24 at 11, County Court of Yorkshire, at Skipton.—*Hannah Bell*, Carlton, Gedling, Nottinghamshire, dealer in bread, Dec. 7 at 9, County Court of Nottinghamshire, at Nottingham.—*George Shrive*, Elton, Nottinghamshire, farmer, Nov. 29 at 11, County Court of Nottinghamshire, at Oundle.—*Robert Clark* the younger, London, Suffolk, plumber, Nov. 28 at 2, County Court of Middlesex, at Cambridge.—*Saml. Matthews*, Plymouth, Devonshire, brewer, Dec. 12 at 11, County Court of Devon-

shire, at Plymouth.—*James Street*, Nantwich, Cheshire, publican, Dec. 28 at 11, County Court of Cheshire, at Nantwich.—*Lewis Heraklbow*, Birkenhead, Cheshire, architect, Nov. 17 at 10, County Court of Cheshire, at Birkenhead.—*James News*, Ipswich, Suffolk, butcher, Nov. 22 at 10, County Court of Suffolk, at Ipswich.—*Daniel Joiner*, Ipswich, Suffolk, mariner, Nov. 22 at 10, County Court of Suffolk, at Ipswich.—*James Taylor*, Lower Broughton, Lancashire, woollen merchant, Nov. 22 at 12, County Court of Lancashire, at Salford.—*Robt. Stott*, Wardleworth, Rochdale, Lancashire, farmer, Nov. 23 at 12, County Court of Lancashire, at Rochdale.—*James Morgan*, Panteague, Monmouthshire, quarryman, Nov. 28 at 10, County Court of Monmouthshire, at Pontypool.—*James Walter*, Cambridge, architect, Nov. 28 at 2, County Court of Cambridgeshire, at Cambridge.—*Thomas Turner*, Rochdale, Lancashire, shopkeeper, Nov. 23 at 12, County Court of Lancashire, at Rochdale.—*Edw. Steed*, St. Ives, Huntingdonshire, retailer of beer, Nov. 24 at 10, County Court of Huntingdonshire, at Huntingdon.—*Thos. Wood*, Blooms-grove, Nottinghamshire, cowkeeper, Dec. 7 at 9, County Court of Nottinghamshire, at Nottingham.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Nov. 27 at 10, before Mr. Commissioner PHILLIPS.

*Alfred Woodgate*, Europa-place, Bridge-road, Battersea, Surrey, following no trade.—*Wm. Marlborough*, Rushton-street, Ivy-place, Hoxton, Middlesex, turner.—*Edw. Cawley*, High-road, Knightsbridge, Middlesex, upholsterer.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Nov. 24 at 11, before Mr. Commissioner HARRIS.

*W. Gault*, Hampton-terrace, Hampstead-road, Middlesex, potatoe salesman.—*James Wagner*, Caledonia-street, Battle-bridge, Middlesex, warehouseman to a soap maker.—*John Peetless*, York-place, Albany-road, Camberwell, Surrey, out of business.

Nov. 24 at 10, before Mr. Commissioner PHILLIPS.

*Gerard Ellis*, Upper Ebury-street, Fimlico, Middlesex, carpenter.—*John Jacob*, Leman-st., Goodman's-fields, Middlesex, blacksmith.—*Isaac Suggett*, High Holborn, Middlesex, lamp manufacturer.

Nov. 27 at 11, before the CHIEF COMMISSIONER.

*James John Daw*, East-st., Walworth, Surrey, and Hand-court, Upper Thames-st., London, vellum binder.—*William White*, Belitha-terrace, Barnsbury-park, Islington, Middlesex, baker.—*David Treherne*, Ludgate-hill, London, waiter.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Cambridgeshire, at CAMBRIDGE, Nov. 28 at 2.

*James Rust*, Soham, corn merchant.

At the County Court of Sussex, at PETWORTH, Dec. 1.

*Charles Burslow* the younger, Horsham, architect.

At the County Court of Nottinghamshire, at NOTTINGHAM, Dec. 7.

*Benjamin Hughes*, Bolsover, stone mason.

At the County Court of Lancashire, at LANCASTER, Nov. 25 at 10.

*George Andrews*, Liverpool, merchant.—*James Parkinson* the younger, Preston, carrier.—*Jos. Bradbury*, Oldham, cotton waste dealer.—*Aos Bradbury*, Oldham, cotton waste dealer.—*Isaac Grace*, Liverpool, cowkeeper.—*J. Broadbent* the elder, Oldham, cotton spinner.—*Thos. Roskell*, Preston, out of business.—*Michael Moynak*, Liverpool, stevedore.—*Dan. Slater*, Salford, licensed victualler.—*Thos. Bell*, Manchester, twine maker.—*E. Oyden*, Oldham, out of business.—*John Chapman*, Billinge, Higher End, near Wigan, farmer.

At the County Court of Yorkshire, at HALIFAX, Nov. 27 at 10.

*Richard Marden*, Halifax, woollen manufacturer.

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40	1	10	4	1	13	6	3	5	8
50	2	3	10	2	13	11	4	7	8
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# The Jurist

No. 619—VOL. XII.

NOVEMBER 18, 1848.

PRICE 1s.

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LONDON, NOVEMBER 18, 1848.

Our attention has been called, by a Correspondent, to a case in the 3rd volume of Jones & Latouche, 556, *Walmsley v. Walmsley*, of which the marginal note is as follows:—"A surviving partner, who had the possession of the partnership books, wilfully and fraudulently refused to produce them, for the purpose of having the partnership accounts taken, under a decree of the Court of Chancery, for that purpose. The Master, in the absence of other evidence, charged a sum of 10l. per cent. per annum on the capital stock, as the net gains made by the partners during the partnership, and debited the surviving partner with a moiety thereof. Held, that he was justified in doing so, and the Court decreed accordingly." This decision may appear, at first sight, a little arbitrary, but, we apprehend, that it is strictly consistent both with principle and authority. It must be observed, that the Master reported that the defendant (who was resident in England) declined to produce before him the books, which contained the account of the partnership transactions and dealings, though he gave him every opportunity of coming in and producing said books, and required him to produce them, and repeatedly, with the consent of the plaintiff, referred the proceedings in the cause, in order to induce the defendant to bring in and lodge said books in his office, in order to enable him to take said accounts; and he found, that defendant had wilfully and fraudulently withheld said books, although it was admitted, before the Master, that the defendant had the possession of the books, and could produce same, and although he was advised by his solicitor, acting for him in this matter, to produce same."

Of course, the report not being excepted to, the facts appearing upon it must be taken to be true; and, assuming them to be true, a grosser case of attempt to

deprive a plaintiff of the means of knowing how his account is to be taken can scarcely be conceived.

Partners are, in a sense, trustees for each other; everything one partner knows relating to the joint business, and which may be for the benefit of that business, he is, clearly, bound to communicate. Every shilling of profit that he makes with the partnership funds he clearly holds as trustee for the firm. He is, therefore, with reference to his liability to account, on the footing of a trustee. If he could deal with the partnership funds, possess himself, exclusively, of the means of knowing what profits had resulted from such dealing, and then, by happening to be in a position practically to refuse the production of such means of knowledge, could insist, that, unless his opponent could produce evidence of the profits, he was merely to be charged with common interest, the jurisdiction of equity would, indeed, become a mere mockery, and, instead of checking, would open the door, to its very utmost width, to fraud.

There is, also, authority in support of the decision in *Walmsley v. Walmsley*, though none was cited in that case. In *Walker v. Woodward*, (1 Russ. 107), a much weaker case against the party charged, it appeared, by the answer, that the defendant Woodward had carried on business with the intestate's effects, and had made considerable profits; but he said he could not set forth the particular profits arising out of such use of the intestate's estate, as he had not kept any books, and had blended the transaction with his other concerns. The Court, on this, charged him with 5l. per cent., with annual rests, and interest on those rests—in effect, therefore, with compound interest. Here there was, at the most, implied fraud; and the defendant clearly had not, on the facts stated, the means of saying what his profits had been. But the principle was taken to be clear, that, not shewing what profits he had made, he



must pay something more than bare interest. It may be said, that, in *Walsley v. Walsley*, there was no admission and no evidence of any profits. But there was evidence that the defendant had the books, and knew exactly whether there had been any and what profits; and it would be idle to suppose, that, if there had been no profits, he would have withheld the books. It was to be presumed, therefore, against him, that there had been profits; and, that fact being presumed, the case is within *Walker v. Woodward*. The principle of *Walsley v. Walsley* seems, however, to go somewhat further, and to be of the same kind as that which was applied in *Lord Chedworth v. Edwards*, (8 Ves. 46), viz. that, if a person, holding a fiduciary character, will not inform the Court what is his own and what the cestui que trust's, the Court will assume the utmost that can be assumed in favour of the cestui que trust, without being very nice whether, in doing so, it is not treating, as belonging to the cestui que trust, that which may turn out to be the trustee's; and it is obvious, that, unless it did so, it would be powerless to repress fraud. In the case referred to, of *Lord Chedworth v. Edwards*, the defendant, the steward of the plaintiff, had received the plaintiff's rents for a long time, paying him from time to time certain sums, and mixing the remainder with his own and investing the whole in stock. Though it was clear that part of the stock belonged to the defendant, yet Lord Eldon restrained the defendant from transferring any part of it until he informed the Court what part was the plaintiff's. "The case," said his Lordship, "though new, stands upon a principle that will support it: only till he informs me what is his master's." A like principle was acted upon in *White v. Lady Lincoln* (8 Ves. 363). In that case, a confidential agent, who had neglected to keep such accounts of his dealings as would enable his employer to ascertain the true state of the account between them, so that there was no evidence which way the balance lay, was not allowed to charge for business done as a solicitor: in other words, because he, whose business it was to inform the Court, could not do so, and that, by his own neglect of duty, he was, in effect, fined to the extent of claims on the face of them, and, in the absence of any evidence to the contrary, justly due.

The result of all these cases is, we apprehend, clearly to establish, that the Court exercises a jurisdiction to compel an accounting party indirectly to account, by assuming the account against him (if he will not inform the Court) to the utmost extent of the possible rights of the party entitled to the account; and will not permit a party, who knows or ought to know what he has done with the property of another, to go free on paying mere interest on the balances that have been in his hands.

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of the Common Pleas, has appointed the following gentlemen to be Perpetual Commissioners for taking the Acknowledgments of Deeds to be executed by Married Women:—Henry Whitmarsh, of Rye, Sussex, in and for the county of Sussex; John Clarke Chaplin, of Birmingham, in and for the county of Warwick, also in and for the counties of Stafford and Worcester; Thomas Coombe the younger, of Dorchester, in the county of Dorset, in and for the county of Dorset.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 185).

Where the applicant appears to have a clear legal right to demand performance of the act required, and no valid excuse presents itself for refusing, the Court will frequently grant a rule absolute for a mandamus in the first instance: thus, if the application be to swear, or to admit to an office. (*Res v. The Archdeacon of Lichfield and Coventry*, 5 Nev. & M. 42; *Ex parte Penruddock*, 1 Harr. & W. 347; *Reg. v. The Churchwardens of Manchester*, 7 Dowl. P. C. 707). If it were to restore one who had been removed, they, perhaps, would grant a rule to shew cause only in the first instance, because there might be a good cause of removal. (Bull. N. P. 199). Upon a motion for a mandamus to the warden of the Vintners' Company to swear in J. J., one of the court of assistants, the affidavit stated that the deponent was informed by some of the court of assistants that he was elected, but as there was no positive affidavit of an election, the Court granted a rule to shew cause only; but said, if there had been a positive affidavit of election, they would have granted the writ in the first instance. (*Case of the Vintners' Company*, Bull. N. P. 200). If the application be to inspect the court rolls of a manor, the rule will be absolute in the first instance upon an affidavit of demand and refusal by the lord or steward of the manor. (Reg. Gen., H. T., 2 Will. 4, 1 Dowl. P. C. 197). It appears to have been the practice of the Court to grant such rules in some cases, even before the recent regulation. (*Res v. Shelly*, 3 T. R. 141; see *Hodson v. Parker*, E., 27 Geo. 2, C. B.; *Talbot v. Villalaz*, M., 23 Geo. 3, B. R.). So, the rule will be absolute in the first instance to inspect corporation books, where a quo warranto is depending; (*Res v. Trevanion*, 2 Clinty, 366); also to justices to allow a poor-rate; (*Reg. v. Lord Godolphin*, 13 Law Journ., M. C., 57); to the overseers to pay a sum of money to the order of the guardians of an union for the quota of their parish to the maintenance of the poor. (*Res v. St. Andrew's, Holborn*, 1 Adol. & Ell. 281). So, where a gaoler refused to deliver up to the executors, upon request, the body of a debtor in execution who had died in prison, until the amount of certain detainers were paid, the Court directed a mandamus to issue peremptory in the first instance, saying, "We cannot think that the gaoler has any lien whatever upon the dead body, or any ground of right to detain it. If any real or proper ground for the detention can be shewn, the party may retain it, and he will not be considered in contempt." (*Ex parte The Lord of the Manor of Wakefield*, 11 Law Journ., Q. B., 41; S. C., 1 G. & D. 566). So, where an infant was deserted at the door of the Foundling Hospital, the Court granted a mandamus in the first instance to the overseers of the poor of the parish, constituted by a local act, commanding them to receive the child. (*Ex parte The Foundling Hospital*, 5 Dow, 722).

By the act to amend the Act for the Regulation of Municipal Corporations in England and Wales, (6 & 7 Vict. c. 89, s. 5), it is enacted, that, from and after the passing of that act, in all cases of intended application to the Court of Queen's Bench, either for a mandamus to proceed to an election of any corporate officer or officers in any of the boroughs named in Schedule A.

and B. of the Municipal Corporation Act, (5 & 6 Will. 4, c. 76), or for any information in the nature of a quo warranto against any person claiming to be a corporate officer of and in any of the said boroughs, it shall be lawful for the party intending to make such application to give notice in writing thereof to the party to be affected thereby, at any time not less than ten days before the day in the said notice specified for making such application; in which notice shall be set forth the name and description of the party by whom such application will be made, together with a statement of the grounds thereof, and at the same time to deliver with such notice a copy of the affidavits whereby the application will be supported; and thereupon it shall be lawful for the said last-mentioned party to shew cause in the first instance against such application, and, if no sufficient cause be shewn, it shall be lawful for the said Court of Queen's Bench, on proof of the due service of such notice and statement, and of the delivery of a copy of such affidavits as may be used, for the purpose of supporting such application, to make the rule for such mandamus or information absolute, if the said Court shall so think fit, in the first instance; and also, if they shall so think fit, to direct that any writ of mandamus thereby ordered to be issued shall be peremptory in the first instance.

It is often of importance to parties, where the writ is granted by the Court in the first instance, that no delay should take place; under such circumstances, therefore, it would be desirable to have the writ of mandamus previously drawn, ingrossed, and inrolled ready for delivery by the clerk in court. (Gude's Crown Office Practice, 182). It may be as well here to mention that the Court will not grant one rule for two or more writs of mandamus. (*Reg. v. The Mayor of Bridgnorth*, 10 Adol. & Ell. 66). Nor will they grant one mandamus to restore several persons to office. (*Anon.*, 2 Salk. 436). Or to admit all persons having a right to their freedom who should appear to demand it. (*Reg. v. The Mayor of Kingston-upon-Hull*, 1 Stra. 578). There must be a separate mandamus for each individual; but if the effect of a mandamus to do a certain act is to perfect the right of several persons, this is no objection. (*Reg. v. Lord Mordacade*, 1 W. Bl. 60). Nor is it any objection that one mandamus issues to compel the grant of two warrants of distress for two rates against the same individual. (*Reg. v. Ellis and Another*, 12 Law Journ., N. S., Q. B., M. C., 96).

Whenever it appears doubtful whether the party applying has a clear right to be admitted or sworn to the office which he seeks to compel, or that any question as to the validity of the election is likely to arise, or that the party against whom the Court is called upon to exercise its summary jurisdiction may, by possibility, have good cause to shew for his refusal to perform the act complained of, the Court will grant a rule to shew cause only in the first instance, in order to give the opposite party an opportunity of returning to the Court his reasons for refusing. Therefore, in an application to insert the name of a burgess on the burgess-roll of a borough, the Court will not grant a rule in the first instance for a peremptory mandamus, the stat. 7 Will. 4 & 1 Vict. c. 78, s. 24, enabling the Court to inquire into the applicant's title "previous to ordering the name to be inserted," it would seem renders it imperative on the Court to do so before granting the writ. (*Reg. v. Ege*, 9 Adol. & Ell. 670; *Reg. v. Harwich*, 8 Adol. & Ell. 919). Otherwise, if a peremptory mandamus were awarded in the first instance, it might be to insert the name of a person who had not a vestige of claim to be placed on the burgess-roll, the consequence of which would be, to cause an endless source of litigation. So, if the application be to compel the trustees of a turnpike-road to pay damages awarded against them, the rule will be to shew cause only in the first

instance. (*Reg. v. Dunsbury*, 4 Jur. 28). So, to examine witnesses in India. (13 Geo. 3, c. 68, s. 45; 1 Will. 4, c. 22, s. 1). The rule for a mandamus is nisi in the first instance. (*Doe d. Greaves v. Pattison*, 3 Dow, 35). Where the Court grants a rule to shew cause, though, upon shewing cause, it appear doubtful whether the party have a right or not, yet the Court will issue a mandamus in order that the right may be tried upon the return. (*Reg. v. Bland*, Bull. N. P. 200). But the Court will not grant a mandamus to a person to exercise a jurisdiction when it is doubtful whether he has power to exercise it or not. (Bull. N. P. 200). And where the party applying seeks to be restored to an office or place of profit from which he has been removed, it may be laid down as a general rule, that the Court almost invariably grants a rule to shew cause in the first instance, because a power of a motion may be vested in the removing party, or the applicant may have committed some act which renders it requisite, in which case it is but just that the parties should have an opportunity of justifying their conduct in the first instance. (Bull. N. P. 199).

(To be continued.)

## REGULA GENERALIS.

MICHAELMAS TERM.—12 VICTORIA, 1848.

It is ORDERED, That, for the future, if a motion for a New Trial be postponed beyond the first four days of term, the attorney who has instructed counsel to make the motion, shall give notice of it to the attorney of the opposite party, otherwise judgment signed on behalf of the opposite party shall be deemed regular.

(Signed),

DENMAN.	T. COLTMAN.
THOS. WILDE.	R. M. ROLFE.
FRED. POLLOCK.	WM. WIGHTMAN.
J. PARKER.	W. ERLE.
E. H. ALDERSON.	T. J. PLATT.
J. T. COLLIERIDGE.	E. VAUGHAN WILLIAMS.

Read in Court of Queen's Bench, 14th Nov. 1848.

Read in Court of Common Pleas, 16th Nov. 1848.

Read in Court of Exchequer, 14th Nov. 1848.

## COURT OF QUEEN'S BENCH.

MICHAELMAS TERM.—12 VICTORIA.—Nov. 16.

This Court will, on Monday the 27th, and Tuesday the 28th days of November instant, and on Monday the 4th, Tuesday the 5th, Wednesday the 6th, Thursday the 7th, Friday the 8th, and Saturday the 9th days of December next, hold Sittings, and will proceed in disposing of the business in the Special Paper, New Trial Paper, and Crown Paper, and will also hold a Sitting on Monday the 18th day of December next, and give judgment in cases previously argued.

BY THE COURT.

The Queen has been pleased to nominate, constitute, and appoint Henry Halford Vaughan, Esq., M. A., Barrister at Law, to be Professor of Modern History in the University of Oxford, in the room of the Rev. Doctor John Antony Cramer, deceased.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Thomas Bernard Baddeley, of Newport, Shropshire; William Danbony, of Cirencester, Gloucestershire.

# LIST OF SHERIFFS NOMINATED BY THE LORDS OF THE COUNCIL FOR 1849.

**Bedfordshire**—Humphrey Brandreth, Esq., Houghton Regis.  
Sir Charles Gillies Payne, Bart., Blunham.  
Richard Thomas Gilpin, Esq., Hockliffe Grange.

**Berkshire**—Robert Gibson, Esq., Sandhurst Lodge.  
Robert Alfrey, Esq., Wokefield Park.  
John Samuel Bowles, Esq., Milton Hill.

**Buckinghamshire**—John Kaye, Esq., Fulmer.  
William Selby Lowndes, Esq., Whaddon Hall.  
Sir R. Frankland Russell, Bart., Chequers Court.

**Camb. & Hunt.**—The Hon. Algernon Herbert, Ickleton.  
William Henry Cheere, Esq., Papworth.  
Ebenezer Foster, Esq., Trumpington.

**Cheshire**—Thomas William Tatton, Esq., Whithenahaw.  
Sir Arthur Ingram Aston, Bart., Aston.  
Thomas Marsland, Esq., Henbury.

**Cornwall**—Sir Samuel Thomas Spry, Knt., Tregovis.  
Humphry Wiliams, Esq., Carnanton.  
William Daubus, Esq., Killiou.

**Cumberland**—A. Fleming Hudleston, Esq., Hutton John.  
Thomas Salkeld, Esq., Holm Hill.  
George Head Head, Esq., Rickerby House.

**Derbyshire**—Jedediah Strutt, Esq., Belper.  
Robert Arkwright, Esq., Sutton.  
Francis Bradshaw, Esq., Barton Blount.

**Devonshire**—Sir Ralph Lopes, Bart., Maristowe.  
Montague E. Newcombe Parker, Esq., Whiteway.  
William Arundel Yeo, Esq., Tremington.

**Dorsetshire**—Henry Ralph Willett, Esq., Morley House.  
Henry John Reuben Earl of Portarlington, Milton Abbas.  
William Parry Okeden, Esq., Tumworth.

**Durham**—John Eden, Esq., Beamish Park.  
Frederick Acklom Milbank, Esq., Hart.  
Robert Hildyard, Esq., Horsley.

**Essex**—Charles Preston, Esq., Luthers Sewardstone.  
Onley Savill Onley, Esq., Stisted Hall.  
Charles Ducane, Esq., Braxted Lodge.

**Gloucestershire**—William Philip Price, Esq., Tibberton Court.  
Thomas Anthony Stoughton, Esq., Owlpen.  
John Scandrell Harford, Esq., Tamfretton.

**Herefordshire**—Thomas Hill, Esq., Felton.  
William Barneyby, Esq., Clater.  
James Cheese, Esq., Huntington.

**Hertfordshire**—Abel Smith, Esq., Woodhall Park.  
Fulke Southwell Greville, Esq., North Mimms Park.  
Henry Rogers, Esq., Stagenhoe Park.

**Kent**—William Masters Smith, Esq., Camer.  
Matthew Bell, Esq., Bourne House.  
Ford Wilson, Esq., Tonbridge Wells.

**Leicestershire**—John Goodacre, Esq., Lutterworth.  
Thomas Stokes, Esq., New Parks.  
Sir Cornwallis Rickettes, Bart., Beaumont Leys.

**Lincolnshire**—James Whiting Yorke, Esq., Walmgate.  
Henry Fane, Esq., Fulbeck Hall.  
Sir Charles Henry John Anderson, Bart., Lea.

**Monmouthshire**—John Arthur Jones, Esq., Llanarth Court.  
Thomas Wakeman, Esq., the Graig.  
James Greenfield, Esq., Brynderwyn.

**Norfolk**—William Mason, Esq., Necton.  
Edward Roger Pratt, Esq., Ryston.  
Sir Willoughby Jones, Bart., Sculthorpe.

**Northamptonshire**—Henry Neville, Esq., Walcot.  
William Bruce Stoford, Esq., Drayton House.  
Sir Charles Edmund Isham, Bart., Lamport Hall.

**Northumberland**—W. H. Cadogan, Esq., Brinkburn Priory.  
Sir Walter Calverley Trevelyan, Bart., Wallington.  
John Hodgson Hinde, Esq., Stellinghall.

**Nottinghamshire**—Granville Harcourt Vernon, Esq., Grove.  
Edward Strutt, Esq., Kingstone Hall.  
John Franklin, Esq., Gonalson.

**Oxfordshire**—Samuel Wear Gardiner, Esq., Coombe Lodge, Whitechurch.  
Henry Hall, Esq., Barton.  
William Crawshaw, Esq., Caversham Park.

**Rutlandshire**—John Thomas Springthorpe, Esq., Manton.  
The Honourable William Middleton Noel, Ketton.  
George Finch, Esq., Burley.

**Shropshire**—Panton Corbett, Esq., Lognor Hall.  
Ralph Merrick Locke, Esq., Longford.  
John Michael Severne, Esq., Wallop Hall.

**Somersetshire**—George William Blathwayte, Esq., Porlock.  
Langley St. Albyn, Esq., Alfoxton.  
Thomas Tutton Kenyston, Esq., Uphill.

**Staffordshire**—Charles Arkwright, Esq., Dunstall.  
Josiah Spode, Esq., Armitage Park.  
Philip Barnes Broade, Esq., Fenton Manor House.

**Southampton**—William Garnier, Esq., Rookesbury Wickham.  
W. Kingsmill, Esq., Tedmington House, Kingsclere.  
Joseph Martineau, Esq., Basing Park.

**Suffolk**—Sir Thomas Gage, Bart., Hengrave Hall.  
The Right Hon. John Lord Heniker, Stonham.  
Frederick Barne, Esq., Dunwich.

**Surrey**—Wm. Francis Gamul Farmer, Esq., Nonsuch Park.  
William John Evelyn, Esq., Wootton House.  
John Sparkes, Esq., Goaden House, Shalford.

**Sussex**—R. Shuttleworth Streetfield, Esq., Rocks, Uckfield.  
George Campion Courthope, Esq., Whiligh.  
David Lyon, Esq., Goring.

**Warwickshire**—Sir Theophilus Biddulph, Bart., Birdingbury.  
The Right Honourable Heneage Finch, commonly called Lord Guernsey, Offchurch.  
Darwin Galton, Esq., Edstone.

**Wiltshire**—Robert Parry Nisbett, Esq., Southbroom House.  
Graham Moore M. Esmeade, Esq., Monkton House.  
John Grove, Esq., Fern House.

**Worcestershire**—John G. Watkins, Esq., Woodfield House.  
John Dent, Esq., Walcot.  
John Russell Cooke, Esq., Woodhampton.

**Yorkshire**—Oct. H. C. V. V. Harcourt, Esq., Swinton Park.  
Sir John Henry Lowther, Bart., Swillington, Leeds.  
Andrew Montagu, Esq., Melton on the Hill, and Doncaster.

## WALES.

**Anglesey**—Richard Griffith, Esq., Bodowryisaf.  
Stephen Rooze, Esq., Tan y lan.  
Thomas Bulkeley Owen, Esq., Neuadd Coedma.

**Breconshire**—William Pearce, Esq., Ffrwdgrech.  
Paul Mildmay Pell, Esq., Treymaw.  
David Watkins Lloyd, Esq., Llandilo.

**Carmarvonshire**—William Henry Foley, Esq., Bryn Err.  
Samuel Owen Priestley, Esq., Trefan.  
Isaac Walker, Esq., Hendregadredd.

**Carmarthenshire**—Wm. Campbell Davies, Esq., Neuaddfar.  
W. Rice Howell Powell, Esq., Maesgwynne.  
Timothy Powell, Esq., Penycod.

**Cardiganshire**—Thomas Davies Lloyd, Esq., Bronwydd.  
Henry Hoghton, Esq., Hafod.  
Delme Seymour Davies, Esq., Highmead.

**Denbighshire**—Thomas Griffith, Esq., Trevallyn Hall.  
John Burton, Esq., Mineva Hall, Wrexham.  
Thomas Hughes, Esq., Astrad Hall, Denbigh.

**Flintshire**—John Whitehall Dod, Esq., Cloverley.  
Philip Lake Godsall, Esq., Iscoyd Park.  
Wilson Jones, Esq., Hartsheath Park.

**Glamorganshire**—Rowland Fothergill, Esq., Hensol Castle.  
Sir George Tyler, Knt., Cottrell.  
R. Boteler, Esq., Llandough Castle and Maesmawr.

**Montgomeryshire**—George Meares, Esq., Dollys.  
Robert Gardner, Esq., Plas y Court.  
John Davies Corrie, Esq., Dissarth.

**Merionethshire**—Robert Davies Jones, Esq., Cyfronydd.  
John Bird, Esq., Plas yn Dinas.  
Edward Griffiths, Esq., Gwastadwyn.

**Pembrokeshire**—Seymour Philipps Allen, Esq., Cresselly.  
James Mark Child, Esq., Begelly.  
William Richards, Esq., Tenby.

**Radnorshire**—John Williams, Esq., Skreen House.  
Edward Middleton Evans, Esq., Llywbaried.  
Wm. Woodburn, Esq., Coedgwan Hall.

## London Gazettes.

TUESDAY, NOVEMBER 14.

## BANKRUPTS.

**ABRAHAM BUTTERFIELD**, Hitchin, Hertfordshire, builder, trader, dealer and chapman, Nov. 21 at half-past 12, and Dec. 22 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Messrs. Linklaters, Charterhouse, Mansion-house, London.—Fiat dated Nov. 8.

**JAMES BROWN**, Cold Harbour-lane, East Brixton, Surrey, builder and beer-shop keeper, dealer and chapman, Nov. 22 at 2, and Dec. 22 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Haines, 8, Parliament-street.—Fiat dated Nov. 10.

**HENRY NEWSON**, Norwich, grocer, dealer and chapman, Nov. 21 and Dec. 18 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Brooke, New Boswell-court, for Mr. Wortley, Norwich.—Fiat dated Nov. 10.

**WILLIAM BROWNING**, Whitstable, Kent, grocer, dealer and chapman, Nov. 20 at half-past 1, and Dec. 21 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Cullen, High-street, Poplar.—Fiat dated Nov. 6.

**JAMES BURGESS ADAMS**, now of Burdett-place, Old Kent-road, Surrey, and late of Horsmonden, Kent, miller, dealer and chapman, Nov. 22 at half-past 2, and Dec. 22 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Clark, 7, Crescent-place, New Bridge-st., Blackfriars.—Fiat dated Nov. 9.

**WILLIAM COLLARD**, Ramsgate, Kent, bread baker, dealer and chapman, Nov. 21 at 11, and Dec. 22 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Buchanan, Basinghall-street, London.—Fiat dated Nov. 11.

**HENRY BUCKLAND**, Charles-street, Manchester-square, Middlesex, cabinet maker, dealer and chapman, Nov. 25 at half-past 12, and Dec. 16 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. Wood & Fraser, Dean-street, Soho.—Fiat dated Nov. 11.

**THOMAS ROSE the younger**, Dorking, Surrey, grocer and poulterer, Nov. 23 at 11, and Dec. 28 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Sturmy & Simpson, Wellington-street, London-bridge.—Fiat dated Nov. 10.

**WILLIAM ARGENT**, Abbey-street, Bethnal-green-road, Middlesex, hearth rug manufacturer, dealer and chapman, Nov. 23 at half-past 2, and Dec. 22 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Dickson & Overbury, Frederick's-place, Old Jewry.—Fiat dated Nov. 10.

**WILLIAM BROOKS**, Great Queen-street, Lincoln's-inn-fields, Middlesex, carver and gilder, Nov. 22 at 1, and Dec. 27 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Darby, Chancery-lane.—Fiat dated Nov. 11.

**WILLIAM STEPHENS**, Leigh, Worcestershire, blacksmith, dealer and chapman, Nov. 18 and Dec. 21 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Corles, Worcester; Mottram & Co., Birmingham.—Fiat dated Oct. 30.

**FREDERICK BROWN**, now of Tunstall, lately of Burslem, Staffordshire, tanner, currier, auctioneer, dealer and chapman, Nov. 29 and Dec. 21 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Smith, Birmingham; Davenport, Tunstall, Staffordshire.—Fiat dated Nov. 9.

**CHARLES JAMES HANMER**, Upper Lawn, Shropshire, cattle dealer, Nov. 28 and Dec. 19 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Mottram & Co., Birmingham.—Fiat dated Nov. 8.

**PETER KAGENBUSCH and WILLIAM YERBURY DENT**, Leeds, Yorkshire, manufacturing and agricultural chemists, dealers and chapmen, Nov. 24 and Dec. 15 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Richardson, Leeds; Payne & Co., Leeds; Wiglesworth & Co., Gray's-inn, London.—Fiat dated Nov. 2.

**MATTHEW SIBSON**, the Grove, near Wrexham, Denbighshire, cattle and sheep dealer and schoolmaster, dealer and chapman, Nov. 22 and Dec. 15 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Hughes, Wrexham; Evans & Son, Liverpool; Philpot, Montague-street, London.—Fiat dated Nov. 11.

**JAMES JEPSON**, Driffield, Yorkshire, draper, grocer, dealer and chapman, Nov. 29 and Dec. 20 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carrick; Sols. Courtenay, Leeds; Sole & Turner, Aldermanbury, London.—Fiat dated Nov. 7.

**BENJAMIN ROBINSON**, Lane, Huddersfield, Yorkshire, dyer, dealer and chapman, Dec. 1 and 29 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Laycock, Huddersfield; Bond & Barwick, Leeds; Lever, King's-road, London.—Fiat dated Oct. 27.

**JOSEPH FEENY**, Liverpool, hotel keeper and victualler, Nov. 27 and Dec. 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Fisher & Stone, Liverpool; Cornthwaite & Wilson, Old Jewry-chambers, London.—Fiat dated Nov. 7.

**HENRY GLYNN**, Liverpool, broker, dealer and chapman, Nov. 27 and Dec. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Duncan & Radcliffe, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Nov. 9.

**WILLIAM BOWER**, Wilmslow, Cheshire, cotton spinner, dealer and chapman, Nov. 27 and Dec. 20 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, 46, Lincoln's-inn-fields, London.—Fiat dated Nov. 7.

## MEETINGS.

*D. G. Porter*, Great Tower-street, London, wine merchant, Nov. 23 at 2, Court of Bankruptcy, London, last ex.—*John Robertson*, Grove-place, North Brixton, Surrey, baker, Dec. 6 at 12, Court of Bankruptcy, London, last ex.—*Robt. James Popplewell*, Southampton, outfitter, Dec. 7 at 2, Court of Bankruptcy, London, and ac.—*Joseph Vaile*, High Holborn, Middlesex, auctioneer, Dec. 14 at 2, Court of Bankruptcy, London, and ac.—*Henry M. Bowden*, Lime-street, Leadenhall-street, London, general merchant, Dec. 12 at 12, Court of Bankruptcy, London, and ac.—*Paul Strasson and Thomas B. Young*, Louth, Lincolnshire, chemists, Dec. 6 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac. and div.—*Joseph Gomersall*, Cleckheaton, Yorkshire, corn miller, Dec. 11 at 11, District Court of Bankruptcy, Leeds, and ac.; Dec. 12 at 11, div.—*Wm. East Holmes and Wm. Butcher*, Lichfield, coach builders, Dec. 13 at 12, District Court of Bankruptcy, Birmingham, and ac.; Dec. 16 at 12, fin. div. joint and sep. est. of *W. E. Holmes*.—*Joseph Lowe and T. F. R. Shaw*, Birmingham, factors, Dec. 6 at 12, District Court of Bankruptcy, Birmingham, and ac.; Dec. 9 at 12, div.—*Charles Cooper*, Willenhall, Staffordshire, grocer, Dec. 6 at 12, District Court of Bankruptcy, Birmingham, and ac.; Dec. 9 at 12, div.—*Dyer Berry Smith and Jos. Wheeler Smith*, Alton, Staffordshire, paper manufacturers, Dec. 6 at 12, District Court of Bankruptcy, Birmingham, and ac.—*W. Black*, Leominster, Herefordshire, grocer, Dec. 6 at 12, District Court of Bankruptcy, Birmingham, and ac.—*John Anderson and Wm. Garrow*, Liverpool, merchants, Dec. 8 at 11, District Court of Bankruptcy, Liverpool, and ac.; Dec. 12 at 11, div.—*Robert Kay*, Tottington Lower-end, Lancashire, corn dealer, Dec. 7 at 11, District Court of Bankruptcy, Manchester, and ac.; Dec. 15 at 12, div.—*George Cowdill*, Pilkington, Prestwich cum Oldham, Lancashire, calico printer, Dec. 5 at 12, District Court of Bankruptcy, Manchester, and ac.—*Thos. Bowser*, Morpeth, Northumberland, linen draper, Dec. 7 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Dec. 8 at 11, fin. div.—*Richard Sayer*, Brough, Westmoreland, shoemaker, Dec. 8 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Robinson Westray*, Stockport, Cheshire, grocer, Dec. 8 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Robert Lamb*, Stockton, Durham, iron merchant, Dec. 8 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Matthew Stephenson*, Aycliffe, Durham, common brewer, Dec. 7 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Dec. 8 at 12, div.—*Mary Gilbert*, Lawrence-lane, London, innkeeper, Dec. 5 at 12, Court of Bankruptcy, London, fin. div.—*J. D. Herrick*, Colchester, Essex, grocer, Dec. 5 at half-past 12, Court of Bankruptcy, London, fin. div.—*John Fayer and W. Fayer*, Natford-place, Edgeware-road, Marylebone, Middlesex, cabinet makers, Dec. 5 at half-past 11, Court of Bankruptcy, London, div.—*William Gorton*, St. Peter's-chambers, Cornhill, London, merchant, Dec. 5 at 11, Court of Bankruptcy,



London, fin. div.—*Christopher Hall*, Piccadilly, Middlesex, upholsterer, Dec. 8 at 11, Court of Bankruptcy, London, div.—*William Clunes*, Brydges-street, Covent-garden, Middlesex, pawnbroker, Dec. 8 at 11, Court of Bankruptcy, London, div.—*Jabez Viney*, Battersea, Surrey, miller, Dec. 6 at half-past 12, Court of Bankruptcy, London, div.—*Wm. Hemsworth*, Primrose-street, Bishopsgate-street, wine merchant, Dec. 6 at 1, Court of Bankruptcy, London, div.—*William Debney*, Mistle, Essex, victualler, Dec. 8 at 1, Court of Bankruptcy, London, div.—*John Spafford*, Chatham, Kent, linen draper, Dec. 8 at 2, Court of Bankruptcy, London, div.—*Thomas Fox*, *George Rippon*, *Christopher A. Wawn*, and *William Lishman*, West Cornforth, and Thrallington, near West Cornforth, Durham, lime burners, Dec. 8 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div. sep. est. of *W. Lishman*.—*John Hooper Davies*, Merthyr Tydfil, Glamorganshire, grocer, Dec. 5 at 11, District Court of Bankruptcy, Bristol, div.—*John Daniel Hill*, Horncastle, Lincolnshire, seed merchant, Dec. 6 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, div.—*James Taylor*, Almondbury, Yorkshire, clothier, Dec. 7 at 11, District Court of Bankruptcy, Leeds, div.—*Joseph Swift* and *Tom North Swift*, Huddersfield, Yorkshire, chemists, Dec. 7 at 11, District Court of Bankruptcy, Leeds, div.—*Geo. Hesket*, Manchester, straw bonnet dealer, Dec. 12 at 12, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*James Betts*, Winchester, Southampton, upholsterer, Dec. 8 at 11, Court of Bankruptcy, London.—*Edward Sommers*, Motcomb-street, Belgrave-square, Middlesex, baker, Dec. 8 at 1, Court of Bankruptcy, London.—*Jos. Holdsworth*, White-chapel-road, Middlesex, carpenter, Dec. 8 at 12, Court of Bankruptcy, London.—*Matthew Death*, Hadleigh, Suffolk, boot maker, Dec. 8 at 12, Court of Bankruptcy, London.—*Joseph Harper*, Chancery-lane, Middlesex, commission agent, Dec. 6 at 11, Court of Bankruptcy, London.—*Matthew Stephenson*, Aycliffe, Durham, common brewer, Dec. 8 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Strong*, *th*'s arm, Walsall, Staffordshire, retail brewer, Dec. 6 at 12, District Court of Bankruptcy, Birmingham.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 5.*

*Charles Murgatroyd*, Lawrence-lane, Chapside, London, warehouseman.—*Thomas Stacey*, Eckington, Derbyshire, coal master.—*John Saunders* and *Edwin Turrell*, Fleet-street, London, publishers.—*John Speller*, High-street, Shoreditch, Middlesex, cheesemonger.—*Michael Foletti*, Bateman's-row, Shoreditch, Middlesex, looking-glass manufacturer.—*Mary Riley*, Sheffield, Yorkshire, tobacconist.—*Matilda S. Osley* and *Margaret Osley*, Norfolk-crescent, Hyde-park, Middlesex, lodging-house keepers.—*John Wingrave*, Coventry, Warwickshire, silk dyer.—*David Heathcote Morgan*, Peckham-walk, Old Kent-road, Surrey, coal merchant.

#### PARTNERSHIP DISSOLVED.

*Hanslip Palmer* and *Robert Arthur Ward*, Upwell, Cambridgeshire, attorneys at law.

#### SCOTCH SEQUESTRATIONS.

*Henry J. M'Arthur*, Paisley, manufacturer.—*Thomas Beveridge*, Craighead of Carnbo, Kinross, farmer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Sam. Linegar*, Birmingham, metal-button maker, Nov. 24 at 10, County Court of Warwickshire, at Birmingham.—*Julius Allday*, Birmingham, out of business, Dec. 9 at 11, County Court of Warwickshire, at Birmingham.—*Samuel Jakeman*, Birmingham, tobacconist, Nov. 24 at 10, County Court of Warwickshire, at Birmingham.—*John Drake*, Long Lawford, Warwickshire, tailor, Nov. 27 at 10, County Court of Warwickshire, at Rugby.—*James Rymer*, Ramsgate, Kent, surgeon, Nov. 24 at 10, County Court of Kent, at Ramsgate.—*Alfred Abraham Rowe*, Margate, Kent, boot maker, Nov.

25 at 10, County Court of Kent, at Margate.—*Standiland Shepherdson*, Great Driffield, Yorkshire, fishmonger, Nov. 25 at 10, County Court of Yorkshire, at Great Driffield.—*Nathan Dunkerley*, Gee-cross, Cheshire, hatter, Nov. 22 at 11, County Court of Cheshire, at Hyde.—*John Wade*, Bowling, near Bradford, Yorkshire, small shopkeeper, Dec. 1 at 11, County Court of Yorkshire, at Bradford.—*Wm. Cusman*, Bowling, Bradford, Yorkshire, grocer, Dec. 1 at 11, County Court of Yorkshire, at Bradford.—*Joseph Marshall*, Rastrick, Halifax, Yorkshire, manufacturer, Nov. 27 at 10, County Court of Yorkshire, at Halifax.—*Ed. Richardson*, Hill-cross, Coventry, Warwickshire, watch manufacturer, Nov. 29 at 2, County Court of Warwickshire, at Coventry.—*Albert Weston*, Sedlescomb, Sussex, corn dealer, Dec. 4 at 1, County Court of Sussex, at Hastings.—*George Hame Sharp*, Horfield, Gloucestershire, Dec. 18 at 11, County Court of Gloucestershire, at Bristol.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Nov. 27 at 10, before Mr. Commissioner PHILLIPS.*

*John Wm. Blanch*, Plumstead, Kent, smith.—*James Baye*, Great Smith-st., Westminster, Middlesex, tailor.

*Nov. 28 at 11, before the CHIEF COMMISSIONER.*

*Francis Davis Taylor*, Ward's-row, Bethnal-green-road, Middlesex, baker.—*Michael Doss*, Levens-terrace, Starch-green, Shepherd's-bush, Middlesex, out of business.—*William Cooke Gill*, Miller-place, Park-road, Dalston, Middlesex, in no business.—*Elizabeth Tidswell*, Great Cambridge-street, Hackney-road, Middlesex, grocer.

*Nov. 28 at 11, before Mr. Commissioner HARRIS.*

*Wm. Ed. Burman*, High-st., Whitechapel, Middlesex, hatter.—*Jas. Lees*, Garden-row, London-road, Southwark, Surrey, painter.—*P. O. Pyke*, Roberts-row, Walham-green, Fulham Middlesex, hair dresser's assistant.—*R. F. Wilson*, Hunter-st., Brunswick-square, Middlesex, foreman to a watch manufacturer.—*Isaac Burman*, Charles-st. East, Hampstead, Middlesex, clerk in the Exchequer of Pleas Office.—*Osmond Lewis*, Clayton-place, William-st., Caledonian-road, Islington, Middlesex, secretary to the Great Western and Falmouth Junction Railway Company.—*Henry Allden*, Charlotte-row, Walworth, Surrey, tailor.—*Wm. Blackwell*, Marnide, Edmonton, Middlesex, cattle dealer.—*Jos. Brown*, Arlington-st., Camden-town, Middlesex, portrait engraver.

#### Adjourned.

*Wm. Goddard*, Princes-square, Kennington-road, Surrey, clerk to a wool warehouseman.

*Nov. 29 at 10, before Mr. Commissioner PHILLIPS.*

*David Saunders*, Tenter-st., Tenter-ground, Middlesex, chandler's-shop keeper.

*Nov. 30 at 11, before the CHIEF COMMISSIONER.*

*George Read* the younger, Strand, Middlesex.—*Duncan Bowman*, Fore-st., Cripplegate, London, tailor.—*Richard Twiss*, Foley-st., Portland-place, Marylebone, Middlesex, attorney at law.

*Nov. 30 at 10, before Mr. Commissioner LAW.*

*Joseph Henry Spicer*, Fitzroy-terrace, Kentish-town, Middlesex, architect.—*Cornelius Davies*, High-st., Poplar, Middlesex, hatter.—*Wm. Fischer*, Oxford-st., Middlesex, pastrycook.—*John Robert Thomson*, Richmond-road, Dalston, Middlesex, curate of Dalston.—*John Francis Child*, Queen's Head-row, Newington, Surrey, milliner.—*Hen. Hisslop Smith*, Laurie-terrace, St. George's-road, Lambeth, Surrey, private tutor.

*Saturday, Nov. 11.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Cause.*

*Benjamin Mills*, Kingston-upon-Hull, tailor, No. 68,963 C.; *Matthew Hepworth*, Wm. Cutt, and Wm. Longfield, assignees.—*Robert Maxwell*, Liverpool, innkeeper, No. 70,165 C.; *Thos. Reeves*, assignee.—*Wm. Robert Bertrand Sen-*

W, Wimpols-st., Cavendish-square, Middlesex, confectioner, No. 59,869 T.; Stephen Jones, assignee.—*John Bird*, Liverpool, butcher, No. 69,981 C.; Thomas Speed, assignee.—*J. ryguson*, Brighton, Sussex, retailer of beer, No. 70,183 C.; m. Wigney, assignee.—*J. Bennett*, Salford, Clitheroe, Lancashire, provision dealer, No. 70,212 C.; Wm. Bailey, assignee.—*Moses Abitbol*, Manchester-buildings, Parliament-st., Middlesex, commission-agent, No. 59,942 T.; William Martin Wilkinson, assignee.—*John Leakey*, Taunton, Somersetshire, out of business, No. 69,811 C.; Samuel Gooding, assignee.—*Timothy Smith*, Dudley, Worcestershire, field acksmith, No. 69,867 C.; Wm. Cleaton, assignee.—*Wm. Wansliciff*, Hamill, near Burslem, Staffordshire, weighing-machine keeper, No. 69,827 C.; Gustavus Rogers Wilmot, signee.

Saturday, Nov. 11.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions.)

*Jos. Cooper*, Hounslow-heat, Windmill, Hounslow-heat, Middlesex, miller: in the Debtors Prison for London and Middlesex.—*John Morton*, Clare-st., Clare-market, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*Henry Bennett*, Lascelles-place, High-street, Loomsbury, Middlesex, general agent: in the Queen's Prison.—*John M. Tittle* the younger, Arundel-street, Pantion-sq., Symmarket, Middlesex, lieutenant 1st West India Regiment: the Queen's Prison.—*Edw. O. Toulmin*, Tachbrook-street, elgrave-road, Pimlico, Middlesex, professor of music: in the Queen's Prison.—*James Sergeant*, Chester-pl., Kennington-road, Surrey, in no business: in the Queen's Prison.—*Chas. pton*, High-st., Southwark, Surrey, farmer: in the Gaol of orsemonger-lane.—*Geo. Young*, Belitha-villas, Barnsbury-ark, Islington, Middlesex, clerk to a glass and lead merchant: in the Debtors Prison for London and Middlesex.—*Charles S. emiell*, St. John-street, Middlesex, tinman: in the Debtors Prison for London and Middlesex.—*John Davall* the elder, Walton-place, Pickering-st., Islington, Middlesex, collector: in the Debtors Prison for London and Middlesex.—*George Hornhill*, Lillington-street, Vauxhall-bridge-road, Pimlico, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Benjamin Williams*, Adde-hill, Doctors Commons, and Birchfields-yard, Cock-lane, London, dairyman: in the Debtors Prison for London and Middlesex.—*Joseph Caves*, Mount-pleasant, Clerkenwell, Middlesex, wheel-right: in the Debtors Prison for London and Middlesex.—*Ed. Read*, Hatcham-park, New-cross, Old Kent-road, Surrey, commission agent: in the Queen's Prison.—*William Gilkes*, Tigginton, Oxfordshire, grocer: in the Gaol of Oxford.—*Wm. Brown*, Manchester, licensed victualler: in the Gaol of Lancaster.—*Thos. Ford*, Liverpool, provision dealer: in the Gaol of Lancaster.—*Isaac Grace*, Liverpool, cowkeeper: in the Gaol of Lancaster.—*Ephraim Ogden*, Chamber-lane, near Oldham, Lancashire, engineer: in the Gaol of Lancaster.—*James Broadbent* the elder, Waterhead-mill, near Oldham, Lancashire, provision dealer: in the Gaol of Lancaster.—*Th. Bell*, Manchester, rope maker: in the Gaol of Lancaster.—*Wm. Kirkby*, Salford, Lancashire, painter: in the Gaol of Lancaster.—*Wm. Kermode*, Liverpool, timber merchant: in the Gaol of Lancaster.—*Jos. Parkinson* the younger, Preston, Lancashire, currier: in the Gaol of Lancaster.—*Den. Slater*, Alford, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Edw. Nicholson*, Park-house, Wreay, Cumberland, joiner: in the Gaol of Carlisle.—*Sam. Walker*, Wolvrey, Warwickshire, baker: in the Gaol of Coventry.—*William rakefield*, Heathfield, Sussex, agricultural labourer: in the Gaol of Lewes.—*Dav. Barron*, Newcastle-upon-Tyne, licensed victualler: in the Gaol of Newcastle-upon-Tyne.—*John Chapman*, Billinge Higher-end, near Wigan, Lancashire, farmer: in the Gaol of Lancaster.—*Th. Roskell*, Preston, Lancashire, acksmith: in the Gaol of Lancaster.—*Ann Williams*, Carff, Glamorganshire, publican: in the Gaol of Cardiff.—*Jos. Northington*, Preston, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Peter Rogers*, Liverpool, stevedore: in the Gaol of Lancaster.—*John J. Roberts*, Liverpool, book-seper: in the Gaol of Lancaster.—*Jas. Whitaker*, Garswood, Makerfield, near St. Helens, Lancashire, coal proprietor: in the Gaol of Lancaster.—*Matthew Duffin*, Oldham, Lancashire, cotton-waste dealer: in the Gaol of Lancaster.—*Chas. vinnshaw*, Manchester, green grocer: in the Gaol of Lan-

caster.—*Geo. Greeves*, Manchester, farmer: in the Gaol of Lancaster.—*Jas. Chas. Kempster*, Dunnington-lodge, York, Yorkshire, attorney's clerk: in the Gaol of York.—*Matthew Bell*, South Shields, Durham, confectioner: in the Gaol of Durham.—*George Hanson* the younger, Leeds, Yorkshire, manager of wire works: in the Gaol of York.—*John Polking-horne*, Plymouth, Devonshire, butcher: in the Gaol of St. Thomas the Apostle.—*Hen. Stribbling*, Totneas, Devonshire, baker: in the Gaol of St. Thomas the Apostle.—*Wm. Upton*, High-st., Southwark, Surrey, butcher: in the Gaol of Horse-monger-lane.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Nov. 30 at 10, before Mr. Commissioner LAW.

*John Shury*, Seymour-place, Wandsworth-road, Surrey, printer.—*John Jas. Bowen*, Great Dover-street, Newington, Surrey, pewterer.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Warwickshire, at COVENTRY, Nov. 29 at 2.

*Samuel Walker*, Wolvrey, baker.—*Daniel Gladwell*, Red-ditch, Worcestershire, printer.

INSOLVENT DEBTOR'S DIVIDEND.

*Wm. D. Gay*, Exeter, glover, Nichols's, 9, Cook's-court, Lincoln's-inn, London: 7d. in the pound.

FRIDAY, Nov. 17.

BANKRUPTS.

**WILLIAM CHIBNALL**, Tothill-street, Westminster, Middlesex, corn dealer, Nov. 27 and Dec. 21 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Roffey, Walcot-place-end, Lambeth.—Fiat dated Oct. 27.

**JOHN DALLINGER**, Wickham-market, Suffolk, broker and auctioneer, Nov. 24 at half-past 11, and Dec. 21 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Pownall, Ipswich; Sole & Turner, Aldermanbury.—Fiat dated Nov. 14.

**JOSEPH HUMPHREYS**, Grove-street, Hackney, Middlesex, furnishing undertaker, dealer and chapman, Nov. 24 at 12, and Dec. 21 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Ashley, 9, Shoreditch.—Fiat dated Nov. 8.

**JAMES FABIAN WILLS**, Portsmouth, Southampton, wharfinger, cement manufacturer, dealer and chapman, Nov. 28 at 11, and Dec. 26 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Binstead, Portsmouth; Smith & Son, 16, Southampton-street, Bloomsbury.—Fiat dated Nov. 9.

**JOHN BENNETT**, Hart-st., Bloomsbury, and High-street, Camden-town, Middlesex, artists' brush manufacturer, dealer and chapman, Dec. 5 at half-past 1, and Dec. 26 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Bradley, 13, Berners-street, Oxford-street.—Fiat dated Nov. 14.

**THOMAS MANSON**, King William-street, and Lloyd's Coffee House, London, underwriter, dealer and chapman, Nov. 25 and Jan. 13 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. C. & J. A. Morgan, Old Jewry.—Fiat dated Nov. 6.

**CHARLES JOSEPH JOHN TURNER** and **WILLIAM ATHERTON**, Bucklersbury, and Old Jewry, London, auctioneers, surveyors, and land agents, dealers and chapmen, Nov. 25 at 1, and Jan. 13 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Buchanan, Basinghall-street.—Fiat dated Nov. 17.

**THOMAS LARKINS WALKER**, **JAMES MOODY WATHEW**, and **EDWARD WILLIAM KELSALL**, Nuneaton, Warwickshire, brick makers, (carrying on business at Stockingford, near Nuneaton, under the style or firm of Walker, Wathew, & Kelsall), Nov. 28 and Jan. 9 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Motteram & Co., Birmingham.—Fiat dated Nov. 13.

**HENRY PRATT**, late of Kempsey, Worcestershire, miller and baker, dealer and chapman, but now of Worcester, clerk, Nov. 28 and Jan. 9 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Collis, Birmingham.—Fiat dated Nov. 9.

**THOMAS WARD**, Smethwick, Staffordshire, railway pin and bolt manufacturer, dealer and chapman, Nov. 29 and Dec. 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Underhill, Birmingham.—Fiat dated Nov. 11.

**JAMES THOMAS**, Newport, Monmouthshire, apothecary, Dec. 5 and Jan. 2 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Crosby, Bristol; Jay, 15, Serjeant's-inn, Fleet-st., London.—Fiat dated Nov. 14.

**GEORGE RADFORD**, Alfreton, Derbyshire, builder, carpenter, dealer and chapman, Nov. 28 and Dec. 20 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Hall, Alfreton; Andrew, Manchester; Abbott, Lincoln's-inn-fields, London.—Fiat dated Nov. 11.

#### MEETINGS.

*Charles Minors Collett*, Hammersmith, Middlesex, attorney, Nov. 29 at 11, Court of Bankruptcy, London, pr. d.—*Thos. Hastings Irwin*, Liverpool, stock broker, Nov. 29 at 11, District Court of Bankruptcy, pr. d.—*Nicholas Broad*, Bristol, tea dealer, Dec. 8 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Wm. Gibbs*, Welford, Gloucestershire, baker, Dec. 8 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*John Ewan Warden* and *Vincent Wanostrucht*, Liverpool, merchants, Dec. 11 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Wm. Hignett*, Liverpool, tobacconist, Dec. 11 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Jas. Dentith*, Liverpool, grocer, Dec. 11 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Peter Walker*, Hindley, Lancashire, cotton spinner, Dec. 11 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*John Leadbeater*, Manchester, commission merchant, Dec. 12 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*John Aug. G. Smith*, Manchester, auctioneer, Dec. 11 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Samuel Gundry* and *Walter Eustace Gundry*, Bridport, Dorsetshire, bankers, Dec. 20 at 11, District Court of Bankruptcy, Exeter, aud. ac.—*Rich. Dale*, High Conside, Durham, draper, Dec. 12 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Anthony Harrison*, Gateshead, Durham, alkali manufacturer, Dec. 12 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Dec. 15 at 1, div.—*James Rutherford*, Stanwix, Cumberlandshire, grocer, Dec. 12 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Joseph Yewdall*, Snape, Yorkshire, currier, Jan. 11 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Edw. Linley* and *Aaron Linley*, Sheffield, Yorkshire, sheep shear manufacturers, Dec. 9 at half-past 12, District Court of Bankruptcy, Sheffield, aud. ac.; Dec. 16 at half-past 12, div.—*John Scott*, Sheffield, Yorkshire, flour dealer, Dec. 9 at half-past 12, District Court of Bankruptcy, Sheffield, aud. ac.; Dec. 16 at half-past 12, div.—*Frederick Limbach*, Kingston-upon-Hull, ship chandler, Dec. 13 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.; Dec. 20 at half-past 10, div.—*George A. Anderson* and *George Kirk*, Middlesborough, Yorkshire, hardwaremen, Dec. 11 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Rich. Ford*, Stafford, scrivener, Dec. 19 at 10, District Court of Bankruptcy, Birmingham, aud. ac.—*John Matthews* and *Charles D. Matthews*, Chipping Norton, Oxfordshire, and Chipping Campden, Gloucestershire, bankers, Dec. 12 at 10, District Court of Bankruptcy, Birmingham, aud. ac.—*William M. Higgins*, Birmingham, laceman, Dec. 19 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*M. L. Bensusan*, *S. L. Bensusan*, *J. L. Bensusan*, and *J. L. Bensusan*, Magdalen-row, Great Prescot-st., Goodman's-fields, Middlesex, merchants, Dec. 8 at 11, Court of Bankruptcy, London, div. sep. est. of *S. L. Bensusan*; at half-past 11, div. sep. est. of *J. L. Bensusan*; at 12, div. sep. est. of *Joshua L. Bensusan*.—*Wm. Fred. Fenton*, West Smithfield, London, lead merchant, Dec. 8 at 1, Court of Bankruptcy, London, div.—*Paul Garbanati*, Newman-st., Oxford-st., Middlesex, carver, Dec. 8 at half-past 1, Court of Bankruptcy, London, div.—*Wm. Cooper*, *Charles Wilson*, and *George Black*, Aldermanbury, London, straw hat manufacturers, Dec. 11 at 1, Court of Bankruptcy, London, div.—*Rich. Hamlin*, Blenheim-street,

Oxford-st., Middlesex, tailor, Dec. 12 at half-past 12, Court of Bankruptcy, London, div.—*Nathaniel Tugnell* and *Sam. Tugnell*, York-st., Middlesex Hospital, Middlesex, melters, Dec. 12 at half-past 11, Court of Bankruptcy, London, div.—*Francis E. Morrish*, Leicester-sq., Westminster, draper, Dec. 11 at 2, Court of Bankruptcy, London, div.—*Charles Marsh Adams* and *Chas. Warren*, Shrewsbury and Market Drayton, Shropshire, bankers, Dec. 14 at 12, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Sasa. Gundry* and *Walter Eustace Gundry*, Bridport, Dorsetshire, bankers, Dec. 21 at 1, District Court of Bankruptcy, Exeter, div.—*John E. Warden* and *V. Wanostrucht*, Liverpool, merchants, Dec. 12 at 11, District Court of Bankruptcy, Liverpool, div.—*Peter Walker*, Hindley, Lancashire, cotton spinner, Dec. 12 at 12, District Court of Bankruptcy, Manchester, fin. div.—*Robert Lamb*, Stockton, Durham, iron merchant, Dec. 12 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—*James Rutherford*, Stanwix, Cumberlandshire, grocer, Dec. 15 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Joseph M. Penman* and *Thos. Penman*, Sunderland, Durham, apothecaries, Dec. 12 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div. sep. est. of *Jos. M. Penman*.—*Henry Penman*, Sunderland, Durham, ironmonger, Dec. 12 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Geo. A. Anderson* and *George Kirk*, Middlesborough, Yorkshire, hardwaremen, Dec. 12 at 12, District Court of Bankruptcy, Leeds, div.—*Mary Riley*, Sheffield, Yorkshire, tobacconist, Dec. 16 at half-past 12, District Court of Bankruptcy, Sheffield, div.—*Wm. Astill*, Lenton, Nottinghamshire, ironmonger, Dec. 9 at half-past 12, District Court of Bankruptcy, Sheffield, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*John Cobb*, Northumberland-street, Strand, Middlesex, boarding-house keeper, Dec. at half-past 1, Court of Bankruptcy, London.—*Robert Redman* and *Edward Redman*, Mark-lane, London, wharfingers, Dec. 9 at 12, Court of Bankruptcy, London.—*Henry Carey Brown*, Winchester, Southampton, builder, Dec. 12 at 11, Court of Bankruptcy, London.—*Robert John Cambridge*, Cheltenham, Gloucestershire, cider dealer, Dec. 8 at 12, District Court of Bankruptcy, Bristol.—*John Render* and *Edward Render*, York, tailors, Dec. 12 at 12, District Court of Bankruptcy, Leeds.—*John Augustus Gustavus Smith*, Manchester, auctioneer, Dec. 11 at 12, District Court of Bankruptcy, Manchester.—*William Wood*, Waddington, Lincolnshire, licensed victualler, Dec. 15 at 11, District Court of Bankruptcy, Nottingham.—*Thomas Redpath*, Leeds, Yorkshire, auctioneer, Dec. 15 at 11, District Court of Bankruptcy, Leeds.—*John Matthews* and *Chas. D. Matthews*, Chipping Norton, Oxfordshire, and Chipping Campden, Gloucestershire, bankers, Dec. 12 at 11, District Court of Bankruptcy, Birmingham.—*John Dillon*, Hereford, ironmonger, Dec. 20 at 12, District Court of Bankruptcy, Birmingham.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 8.*

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## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Scott*, Liverpool, hair dresser, Nov. 27 at 10, Liverpool District County Court, at Liverpool.—*Lewis Cameron*, mycomequick, Stoke Damerel, Devonshire, gentleman, ec. 19 at 11, County Court of Devonshire, at Plymouth.—*Wm. Stoddard*, Brighton, and Keymer, Sussex, farmer, Nov. 2 at 2, County Court of Sussex, at Brighton.—*D. Henton*, oraham, Sussex, farmer, Nov. 28 at 12, County Court of Sussex, at Horsham.—*Henry Harvey*, Brighton, Sussex, hair dresser, Nov. 24 at 2, County Court of Sussex, at Brighton.—*Edward M. Verral*, Brighton, Sussex, attorney's clerk, ov. 24 at 2, County Court of Sussex, at Brighton.—*Wm. First*, Huddersfield, Yorkshire, tailor, Dec. 7 at 10, County court of Yorkshire, at Huddersfield.—*Jas. Thomas*, Bristol, commission agent, Dec. 12 at 11, County Court of Gloucestershire, at Bristol.—*Thos. Davis*, Bristol, cabinet maker, Dec. 3 at 11, County Court of Gloucestershire, at Bristol.—*Wm. Roker*, Bristol, hatter, Dec. 19 at 11, County Court of Gloucestershire, at Bristol.—*William Griener*, Brighton, Sussex, sweeper, Nov. 24 at 2, County Court of Sussex, at Brighton.—*Jos. Kesterton*, Tipton, Staffordshire, victualler, Nov. 24 3, County Court of Worcestershire, at Dudley.—*R. Smith*, Walsall, Staffordshire, retail brewer, Nov. 29 at 3, County court of Staffordshire, at Walsall.—*Thos. Sanders*, Ramsgate, ent, shoe maker, Nov. 24 at 10, County Court of Kent, at Ramsgate.—*Geo. Absolon*, Abingdon, Berkshire, bell hanger, ec. 8 at 10, County Court of Berkshire, at Abingdon.—*W. Mills*, Newport, Isle of Wight, cordwainer, Nov. 30 at 10, county Court of Hampshire, at Newport.—*Richard Pusey*, Witney, Oxfordshire, baker, Nov. 20 at 11, County Court of Oxfordshire, at Witney.—*Wm. Harris*, Ryde, Isle of Wight, lampshire, blacksmith, Nov. 30 at 10, County Court of Hampshire, at Newport.—*James F. Milner*, Kingston-upon-Hull, chemist, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Robert Wright*, Kingston-upon-Hull, office-house keeper, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*T. W. Beaudryman*, Kingston-upon-Hull, merchant's clerk, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Luke Ogden*, Grenoside, Ecclesfield, Yorkshire, out of business, Dec. 6 at 10, County court of Yorkshire, at Sheffield.—*E. Wilkinson*, Kingston-upon-Hull, whiting manufacturer, Dec. 22 at 10, County court of Yorkshire, at Kingston-upon-Hull.—*Wm. Davis*, Kingston-upon-Hull, painter, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*John Farrow*, Kingston-upon-Hull, fruiterer, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*C. Eavis*, Drypool, Kingston-upon-Hull, out of business, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*John Whitton*, Kingston-upon-Hull, late keeper of the Bull and Sun Tap, Dec. 2 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Falter Billton* the younger, Kingston-upon-Hull, assistant to silversmith, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Robert Smith*, Kingston-upon-Hull, censed victualler, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*W. Smith*, Bristol, cabinet maker, ec. 19 at 11, County Court of Gloucestershire, at Bristol.—*Henry Richard Harraden*, Cambridge, printseller, Nov. 28 at 2, County Court of Cambridgeshire, at Cambridge.—*William Jones*, Trumpington, Cambridgeshire, carpenter, Nov. 28 at 2, County Court of Cambridgeshire, at Cambridge.—*William Widdon*, Sheffield, Yorkshire, edge tool maker, Dec. 6 at 10, county Court of Yorkshire, at Sheffield.—*Charles Savage*, Wisbeach, Cambridgeshire, out of business, Nov. 28 at 2, county Court of Cambridgeshire, at Cambridge.—*T. Haigh*, Sheffield, Yorkshire, brass caster, Dec. 6 at 10, County Court of Yorkshire, at Sheffield.—*Alexander Betts*, Sheffield, Yorkshire, hair dresser, Dec. 6 at 10, County Court of Yorkshire, at Sheffield.—*George Lamb*, Sheffield, Yorkshire, furniture maker, Dec. 6 at 10, County Court of Yorkshire, at Sheffield.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Dec. 4 at 11, before Mr. Commissioner PHILLIPS.*

*Thomas Nicholls*, Upper Berkely-street, Portman-square,

Middlesex, lodging-house keeper.—*Luke O'Neill*, John-street, Bermondsey, Sarrey, boot maker.—*Thomas Rufus Purchas*, Archer-street, Windmill-street, Haymarket, Middlesex, foreman to a saddletree maker.—*Samuel Atherstone*, De Beauvoir-square, Kingsland-road, Middlesex, blond lace finisher.

*Dec. 4 at 10, before Mr. Commissioner LAW.*

*William Taday*, Sutton at Hone, Kent, wheelwright.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Dec. 1 at 10, before Mr. Commissioner LAW.*

*William Thomas Knott*, Chadwell-beath, Dagenham, near Romford, Essex, farmer.—*Thomas Langford*, Beech-street, Barbican, London, out of business.

*Dec. 1 at 11, before Mr. Commissioner PHILLIPS.*

*William Hills* the elder, Drewitt-place, Rye-lane, Peckham, Surrey, market gardener.—*Charles Newton*, Curzon-street, May-fair, Middlesex, and Warneford-court, Throgmorton-street, London, secretary to the New Smithfield-market and Abattoirs Company.—*Benjamin Crook*, Slough, Buckinghamshire, carpenter.—*Richard Youl*, North-street, Westminster, Middlesex, surgeon.—*William Finch*, Carlisle-street, Lambeth, Surrey, retailer of beer.

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*Dec. 4 at 11, before Mr. Commissioner HARRIS.*

*John Smith*, New Brentford, Middlesex, fellmonger.

*Dec. 4 at 10, before Mr. Commissioner LAW.*

*David Smale*, Hermitage-street, Wapping, Middlesex, master mariner.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Yorkshire, at KINGSTON-UPON-HULL, Dec. 22 at 10.*

*Jos. Johns*, Kingston-upon-Hull, auctioneer.—*J. Stringer*, Kingston-upon-Hull, draper.—*Colley Bedford* the elder, Kingston-upon-Hull, tailor.

*At the County Court of Devonshire, at the CASTLE of EXETER, Dec. 1 at 10.*

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	£	s.	d.	£	s.	d.	£	s.	d.
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40	1	10	4	1	13	6	3	3	8
50	2	3	10	2	13	11	4	7	3
55	3	0	4	3	13	6	5	5	0
60	4	2	8	5	1	8	6	7	8
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# The Jurist

No. 620—VOL. XII.

NOVEMBER 25, 1848.

PRICE 1s.

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LONDON, NOVEMBER 25, 1848.

SEVERAL of the questions raised by the writ of error in William Smith O'Brien's case involve an inquiry into the effect of laws, which, after having existed in one kingdom, have been subsequently extended to another. This fact gives an additional importance, as well as intricacy, to the case. The common law of England and of Ireland, the operation of Poynings' laws, and the application of English statutes to Ireland before and since the Union, have been discussed in the arguments on this writ of error.

It is well known, that, in the reign of Henry VII, the then existing jurisprudence of England is supposed to have been extended to Ireland by Poynings' laws, (so called from Sir Edward Poynings, who, at that period, was Lord Deputy of Ireland); that, from that time until the Union, the Irish were bound by English statutes only, if expressly included in them; and that, since the Union, Ireland is bound by the laws of the Imperial Parliament, unless it be expressly excluded.

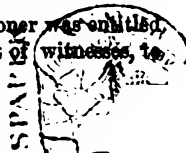
The first objection, raised by the writ of error, relates to the caption of the indictment; and it is contended, that the jurisdiction of the three judges, who presided under the special commission, is not shewn. The form of the caption is, that "at a special commission of oyer and terminer and general gaol delivery, holden in the county of Tipperary, at Clonmel, before the Right Honourable Chief Justice Blackburne, the Right Honourable Chief Justice Doherty, and the Right Honourable Mr. Justice Moore, justices and commissioners of our lady the Queen, nominated and appointed to inquire, to hear and determine, all manners of treasons," &c.; and "that those justices, *with others*, were nominated and appointed in that behalf, by virtue of a commission under letters patent," &c. It is said, that, under this recital, the three justices were not entitled

to preside without the other justices referred to; and the following authorities are adduced in support of this position:—2 Hale, 25, 166; 2 Hawk. 61, 499; Bac. Abr. "Indictment," "Authority," P.; Com. Dig. "Justice of the Peace;" *R. v. Cellars*, (1 Sid. 367); *The Earl of Leicester v. Hill*, (Plowd. 370); *Reg. v. Dowell*, (9 C. & P. 780). On the other hand, it is said that the caption is according to all approved precedents; and that, if it had stopped at the word "treasons," it would have been sufficient. (2 Hawk. 349, "Indictment," s. 125; *King v. Royce*, 4 Burr. 2085).

The second objection is to the sixth count of the indictment, which charges the prisoner with having levied war against [the Queen, "within this realm." It is contended, that the offence is founded on the statute 25 Edw. 3, which did not apply originally to Ireland. (1 Hale P. C. 155; 35 Hen. 8, c. 2); that Poynings' Act, being an act of the Irish Parliament, could not extend an English statute to Ireland, but that, if it could have such effect, it must be regarded as a new Irish statute, making the offence treason, if committed within the realm of Ireland, and then it should be charged as an offence committed in Ireland, or an offence committed in England, but not as an offence committed in "this realm," which means the United Kingdom, there being no statute applicable to such a case.

To this it is answered, that the offence is treason at common law, (3 Inst. 9; 1 Hale P. C. 76), and that the common law of England is the common law of Ireland; but that the indictment is equally good if regarded according to the statute of Edward 3, which, it is said, only declared what was treason at common law.

The next objection is, that the prisoner was entitled to a copy of the indictment and a list of witnesses, to



be delivered at the same time, and ten days before the trial, according to the English law. The grounds on which this argument rests are, that the offence is within stat. 57 Geo. 3, c. 6; that that statute, entitling all persons accused of treason (with a few exceptions) to those benefits, extended originally to Ireland; but, if not, its unrepealed portions have been so extended by the very terms of 11 Vict. c. 12, s. 2.

This objection is raised by a plea in suspension of the trial, to which a demurrer was allowed. To this objection it seems to be urged, that the stat. 57 Geo. 3, and the 36 Geo. 3, c. 7, (perpetuated by it), created new treasons, and apply to those only, and not to the treasons under 25 Edw. 3, within which this case comes; and, at all events, that these statutes of Geo. 3 do not extend to Ireland, either by their original force or by the stat. 11 Vict. c. 12. It is also said, that the plea in suspension is bad, applying only to one count, and yet pleaded to the whole indictment; that, if confined to that count, the Attorney-General might have entered a nolle prosequi to such count; that it sets up mere matter of practice, which should not be pleaded, and shews a reason for postponing the trial only of a part of the indictment.

Other grounds of error are, that the prisoner was allowed only twenty, instead of thirty-five, peremptory challenges; and that the sentence is erroneous, as there is no proper "allocutus" before judgment, the prisoner having been asked "whether he had anything to say wherefore the said justices and commissioners, on the premises aforesaid, ought not to proceed to judgment," instead of having been asked, "if he had anything to say against judgment and execution?" On this last point the following authorities are cited for the prisoner:—*R. v. Geary*, (1 Show. 131; 3 Salk. 358; 3 Burn's Just. 395; Com. Dig. "Indictment," and 1 Chit. Crim. Law, p. 700). In answer, it is said, that a similar question was put to John Frost, and not objected to; and *Sir John Perrot's case*, and other cases in the State Trials, are referred to.

We have thus offered an analysis of the chief grounds of error, and the arguments advanced in support of them; and we shall, probably, return to the subject after the Court shall have given judgment in the case.

#### CROWN OFFICE.—Nov. 24.

Days and places appointed for holding the Special Commissions of Oyer and Terminer and Gaol Delivery:

*County of Chester*—Tuesday, Dec. 5, at the Castle of Chester.

*City of Chester*—The same day, at the Exchange, in the said city.

*County of York*—Saturday, Dec. 9, at the Castle of York.

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**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the High Court of Chancery:—Thomas Browett, of Coventry, Warwickshire; John Wildman Thomas Lea, of Bewdley, Worcestershire; John Shaw, of Tamworth, Warwickshire and Staffordshire; John Jones, of Liverpool.

#### ON THE WRIT OF MANDAMUS.

(Continued from p. 479).

An objection, as to the validity of the proceedings, previously to shewing cause against a rule for a mandamus, must, in general, be made before the merits have been discussed, or the Court will not entertain it. Thus, where, on shewing cause against a rule for a mandamus, an objection was taken as to the sufficiency of the demand and refusal to perform the act required, the Court, after the merits had been discussed, refused to allow it, saying, that it was a point that should have been raised in the first instance. (*Reg. v. The Eastern Counties Railway Company*, 10 Adol. & Ell. 531. See also *Reg. v. Parrott*, M. T., 1839, (not reported), on a quo warranto the same regulation was determined upon by the judges of the Queen's Bench).

Care must be taken that no other parties are called upon by the rule than such as are directly interested in the subject-matter, or such as those who are liable to perform the act, the omission of which is complained of; otherwise the applicant will render himself liable to the costs of the parties so wrongfully brought before the Court. (1 & 2 Will. 4, c. 21, s. 3). Thus, if some of the magistrates, attending at special sessions, take no part in a decision of the sessions, they ought not to be brought before the Court on a rule for a mandamus in respect of that decision. (*Reg. v. The Justices of Wilts*, 8 Dowl. 717). Where a rule, upon the churchwardens and overseers to shew cause why a mandamus should not issue, was directed to them and the twenty principal inhabitants of the parish, it was holden bad; but the Court, on motion, gave leave to amend it. (*Reg. v. Churchwardens of Clerkenwell*, 8 Geo. 1, Bull. N. P. 200). And, on a rule for a mandamus to elect a mayor, a substituting mayor de facto must always be a party to the rule. (*Reg. v. Bankes*, 3 Burr. 1452; S. C., 1 Bl. Rep. 455). The rule must merely require the party to do the act required, without specifying the mode in which he should comply. Thus, if it were for a corporation to pay a sum of money, it must not specify the fund out of which the payment is to be made; (*Reg. v. Ledger and Others*, 1 Q. B. Rep. 616); or in the case of an election of a mayor, the day on which the election is to take place, unless it were specifically enacted by the act of Parliament. (*Reg. v. Mayor of Bridgwater*, 2 Chit. Rep. 256). No unnecessary delay must take place in making the application, otherwise the Court will not entertain the application. (*Reg. v. The Justices of Cambridge*, 1 D. & Ry. 325; *Reg. v. Cockermouth Inland Commissioners*, 1 B. & Adol. 378; *Reg. v. The Stainforth and Headly Canal Company*, 1 M. & S. 32; *Reg. v. The Leeds and Liverpool Canal Company*, 11 Adol. & Ell. 516; *Reg. v. The Justices of the West Riding of Yorkshire*, 2 Adol. & Ell., N. S., 505, 506, n.)

It may be as well here to observe, that an important alteration has been made during the last session of Parliament with respect to justices of the peace, where it is sought to compel them to do any act which, by law, they are bound, by substituting a motion to the Court of Queen's Bench, in lieu of an application for a mandamus, thereby preventing considerable delay and expense. By the 11 & 12 Vict. c. 44, s. 5, it is enacted, "That, in all cases where a justice or justices of the peace shall refuse to do any act relating to the duties of his or their office as such justice or justices, it shall be lawful for the party requiring such act to be done to apply to her Majesty's Court of Queen's Bench, upon an affidavit of the facts, for a rule, calling upon such justice or justices, and also the party to be affected by such act, to shew cause why such act should not be done; and if, after due service of such notice, good cause shall not be shewn against it, the said Court may make the same absolute, with or without, or upon pay-

ment of, costs, as to them shall seem meet; and the said justice or justices, upon being served with such rule absolute, shall obey the same, and shall do the act required; and no action or proceeding whatsoever shall be commenced or prosecuted against such justice or justices for having obeyed such rule, and done such act so thereby required as aforesaid."

The rule, when granted, must be drawn up by the clerk of the rules in the Crown Office, and copies thereof made and served by the solicitor upon the parties mentioned in such rule (see form of rule, post); although it is not necessary either to serve the copies personally, or to shew the original rule at the time of service, it is better, in all cases, to serve the parties themselves, and produce the original rule, if there is no difficulty attending such service. An affidavit of the service must then be made, intitled, and sworn in the same way as pointed out (ante, p. ). The Court must then be moved to make the rule absolute, when, if cause is shewn after argument, the rule will be either granted or refused, as they think fit. If made absolute, it is entered and drawn up by the clerk of the rules in the Crown Office.

The writ of mandamus, as already observed, (ante, Chap. I.), is a command issuing in the Queen's name from the Court of Queen's Bench, and directed to any person, corporation, or inferior court of judicature within the Queen's dominions, requiring them to do some particular thing, therein specified, which appertains to their office and duty.

The writ may be drawn either by counsel, clerk in court, or attorney. It is advisable, where the matter is special, that it be first settled by counsel or a pleader; when settled, let it be ingrossed on parchment, with an indorsement of the name and address of the prosecutor's attorney; get it signed and sealed, and entered with the clerk in court, who will enrol it. (Gude's Crown Office Pract. 183).

The following is the form of the writ, which may be altered according to circumstances:—

"Victoria, by the grace of God, of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith: To A. B., of —, greeting. Whereas we have been given to understand, in our Court before us, at Westminster, that [here set out the subject-matter of complaint, according to the facts]. And whereas we have also been given to understand, in our Court before us, that application hath been made to you, A. B., to [according to the fact]; but that you, the said A. B., have neglected and refused to [set out the facts], to the great damage and prejudice of [prosecutor], as we have been informed from his complaint made to us in this respect: whereupon, he has humbly besought us that a fit and speedy remedy may be applied in this behalf; and we, being willing that due and speedy justice should be done in the premises as it is reasonable, do command you, the said A. B., firmly enjoining you, that, immediately after the receipt of this our writ, you do [set out the matter sought to be enforced], or that you shew cause to the contrary thereof, lest by your default the same complaint should be repeated to us; and how you shall have executed this our writ, make known to us, at Westminster, on — the — day of — next following; then returning to us this our said writ. Witness [Chief Justice], at Westminster, the — day of —, in the — year of our reign."

A peremptory mandamus is in the same form, except that the words "do peremptorily command you" are inserted instead of "do command you;" and the words, "or that you shew cause to the contrary thereof," in italics, are to be omitted.

The Court will not in general permit the joinder of several persons in an application for one or more writs of mandamus, but will leave the parties to apply for separate writs, (*Reg. v. Chester*, 5 Mod. 11); it is irregular to grant a single rule nisi for the issuing of

several writs, (*Reg. v. Bridgnorth*, 10 Adol. & Ell. 70; see *Anon.*, 2 Salk. 436; *Reg. v. Medhurst*, 1 Wils. 283; *Reg. v. Christchurch*, Bull. N. P. 200); therefore one writ of mandamus cannot issue at the instance of two persons, for the enforcement of separate claims, although they have been successors in office in the same office in respect of which the claim arises. (*Ex parte Scott*, 8 Dowl. 328). And in an application for a mandamus to admit or restore, where there are several parties, several writs of mandamus should be applied for, for the election of one is not the election of another, (*Reg. v. Chester*, 5 Mod. 11), and they may have been chosen at different times. (See 2 Salk. 433, 436). A mandamus must be directed to those who are to do the thing commanded, and care must be taken that it is so directed, for an omission in this respect will render it invalid. (*Reg. v. The Mayor of Hereford*, 2 Salk. 701; *Reg. v. Rippon*, Id. 433; S. C., 1 Ld. Raym. 563; *Reg. v. Norwich*, 2 Salk. 436; Com. Dig. "Mandamus," C. 1). This duty is cast upon the person who applies for the writ, who must, at his peril, direct it to the proper presiding officer; for the Court, when they grant the writ, will not specify the person to whom it is to be directed. (*Reg. v. Wigan*, 2 Burr. 782; see *Reg. v. The Commissioners of London Court of Requests*, 7 East, 295; *Reg. v. Ward*, 2 Stra. 893). Where a corporation is to elect, or do any other act, it may be directed to them by their corporate name. (Com. Dig. "Mandamus," C. 1; see *Reg. v. Ledyard and Others*, 1 Q. B. 616; and 5 & 6 Will. 4, c. 76, Sch. A). And if it be directed to those who ought to do the act, though they are only part of the corporation, it is sufficient. (*Abingdon Case*, Carth. 501; *Reg. v. The Mayor of Leeds*, 1 Stra. 640; Com. Dig. "Mandamus," C. 1; 1 Roll. 409; and see *Reg. v. Abingdon*, Ld. Raym. 560). If the writ be directed to the corporation, it has been held good; but if it be directed to those who, by the constitution of the corporation, ought to do the act, without doubt it is good—per Holt, C. J., in *Reg. v. Abingdon*. Since the Corporation Act, it seems that it should be directed in the style of the corporate body. (5 & 6 Will. 4, c. 76, Sch. A.) If the writ be improperly directed, e.g. if the right of election be in the mayor and aldermen, and the mandamus is directed to the mayor, aldermen, and common council, the Court will grant a supersedeas, quia improvide emanavit. (*Reg. v. Norwich*, Stra. 55). And if it be directed to more than ought to be included in it, it seems it would be bad. (*Reg. v. Smith*, 2 M. & S. 598). So, if a writ be directed to A., which commands B. to restore, &c., it will be quashed. (Com. Dig. "Mandamus," C. 1). If a writ be directed to a corporation by a wrong name, they may return this special matter, and rely upon it; but if they answer the exigency of the writ, they admit themselves to be the corporation to whom the writ is directed, and cannot take advantage of the misnomer. (*Reg. v. The Bailiffs of Norwich*, Salk. 434, 435). Although the Court will not specify to whom the writ of mandamus is to be directed, nevertheless, where an application has been made to an officer in his corporate capacity to do an act which, by law, he is bound to do, and whose term of office ceases before the writ of mandamus is applied for, they will direct the writ to issue to the officer generally in his official capacity, as where on an application to insert the name of a Burgess on the burgess-roll, in pursuance of the recent statute (7 Will. 4 & 1 Vict. c. 78, s. 24), the application had been made to the mayor, and, before the expiration of the period in which the applicant could apply to the Court, the mayor died, and another had been elected in his stead, the Court directed the mandamus to the mayor generally; and, on an objection being taken that he was not the party to whom the application had been made, said, that there was always a mayor, and, therefore, the mandamus sought for was to be directed to him generally. (*Reg. v. The Mayor of the Borough of Ege*, 9 Adol. & Ell. 670—Per Denman, C. J.)

(To be continued.)

### Rebels.

*Von Savigny's Treatise on Possession; or, the Jus Possessionis of the Civil Law. Sixth Edition. Translated from the German, by Sir ERSKINE PERRY, Chief Justice of the Supreme Court at Bombay.*

[London, S. Sweet, 1848.]

Sir Erskine Perry has here placed within reach of the English student Von Savigny's celebrated *Treatise on Possession*. The work needs no commendation of ours, even if we did not know enough, as practical English lawyers, to feel diffidence as to venturing any criticism whatever upon a purely technical book on a branch of a system of law of which we have no practical knowledge, although we have read some Roman law in our time, and even heard a course of lectures upon it by a lecturer of learning and ability. However, we may remind Sir Erskine Perry, who would appear to have overlooked the fact, when he (Dedication, iv) cites Dr. Arnold as "a high authority" on the subject of Roman law, that a knowledge of law cannot be acquired either by reading or hearing lectures. In fact, speaking from experience, we consider lectures as not only a very inefficient, but a very disagreeable mode of instruction, and only excusable in cases where the hearers are without either the means of obtaining books or of reading them. The case is very different with regard to the perusal of lectures of superior excellence, such as those of M. Guizot on History, and those of Mr. John Austin on the Province of Jurisprudence. Having heard all the latter and a few of the former, we are here able to speak, with some confidence, of the small advantage derived from the hearing compared with that derived from the reading.

There is one thing that a man may learn from this book of Von Savigny, if he learns nothing else: and that is, to be exceedingly diffident about the use of Roman law terms at all,—a thing which the smatterers in Roman law are much addicted to; and what modern (if we except, perhaps, Von Savigny himself) can be anything but a smatterer in a system of law which has been dead (at least in anything like its integrity) for so many centuries. Von Savigny shews, in the course of this work, that many learned men, who had devoted their lives to the study, did not know what possession meant in the Roman law. Probably the same might be said of the much-used term "jus in re" or "in rem."

Assuming that a knowledge of Roman law may be of some use to an English lawyer, we must be at the same time careful to remind the student, that that knowledge must be at least moderately accurate, and to caution him against being misled by the profuse, yet very superficial, display of it made by such writers as Mr. Justice Story. We have had occasion to examine minutely one or two of Mr. Justice Story's works, and we can most conscientiously declare, that we have never received from them the slightest assistance towards the solution of a difficult legal problem. When Mr. Justice Story meets with any knotty point, he does not untie,—he does not even cut,—the knot; but, skimming over it, in his hop, skip, and jump manner, alights upon some philosopher Square maxim of his small philosophy; and immediately adding, "and with this agrees the Roman law," favours his readers with a page or two from *The Digest*, which, however sound in reason and

pure in Latinity, probably has little or nothing to do with the question discussed. On the subject of these American writers on law, we quote the following observations from Mr. William David Evans's pamphlet on the "Progress of Legal Education:"—

"Of all the evils which have resulted from what a critic calls 'the poverty and narrowness of the English law books,' one of the greatest appears to us to be the currency which it has lately allowed certain American writers to obtain in this country. Commercial intelligence, no doubt, passes from Europe into the United States with wonderful rapidity and precision; but sound judgment of the value of law authorities seems a thing of much slower diffusion. Messrs. Story and Kent (we forget the names of any other transatlantic authors who have been read in England) are certainly very smooth writers, and collect the matter of their treatises from a much wider and more enlarged range than the majority of English commentators and text writers; but their collected masses remind us of nothing in the world so much as that ill-assorted fabric of fine gold, vile brass, and base clay, the image of Nebuchadnezzar's dream,—ignorant, it would seem, that a large portion of legal publications are but the mere contract work of hired labourers for the booksellers, or else, determined upon a complete system of equality and fraternity, they constantly surprise us by an argument, in which, perhaps, the first authority is a high judicial decision; the second, the conclusion of a *Fearne* or a *Mitford*; the third and fourth, the dicta of two gentlemen compilers; the fifth, a misapplied text of Roman law; the sixth, a misunderstood extract from some erroneous and exploded commentator upon it. Desirable as it may be to enlarge the narrowness of our English treatises, we still venture to think, that the first requisite in working out a legal discussion to any sound conclusion, must always be a just discrimination of the value of the authorities made use of; and that a co-accreration of unweighed and unsifted citations is the last and worst instrument. We confess, that on these and similar grounds, these modern importations have always appeared to us so very objectionable, that it was not without some satisfaction that we were some time ago informed, by a learned friend who had happened to be present on the occasion, that an attempt being made, in the court of a very experienced Chancery judge, to cite Mr. Story's work on equity jurisprudence, the learned Vice-Chancellor promptly interposed by observing, that the work might be a very pleasing one for private perusal, but he must beg that it should not be made part of a forensic argument. But the point of all others on which an experienced reader ought to be most carefully cautioned respecting these works is, their use of the civil law,—a feature which, in the almost total neglect of that learning by English writers, has, perhaps, contributed as much as anything to the partial reception of this new crop of legal literature. To any one in any degree acquainted with the Roman law and its commentators, the American use of it must, we think, appear little less than marvellous. The commentators most frequently quoted by Messrs. Kent and Story, are those who have long been quite superseded; and it may safely be asserted, that the principal result of the civil-law citations, with which it has pleased them to ornament their pages, has been to embalm a congeries of exploded errors in a tissue of original misconceptions."

Having mentioned one passage of Mr. Evans's pamphlet, with which we agree, we feel bound to add our protest against his more than flippant, his indecent, st-

\* Some confusion has arisen in respect to the terms "jus in re" and "jus in rem" in this way. By the classical jurists the term "jura in re" is opposed to "dominium," and is merely an abridged expression for "jura in re aliena." But by the successors of the Roman lawyers the meaning of "jus in re" has been extended; as they employ it, "jus in re" being synonymous with "jus in rem," and equivalent to the "dominium" sensu latiore of the classical jurists.

\* "In support of this assertion, see the almost incredible, but by no means isolated, instances pointed out by Mr. Graves, in the article on Roman law in the *Encycl. Metrop.*, vol. 2. p. 748."

tack (pp. 27, 28) upon Mr. John Austin's "Province of Jurisprudence Determined." Mr. Evans will fully understand the extent to which we differ from him on this subject, when we say, that we should find it difficult to name any one book from which we learnt so much, as from that; together with the Tables of Roman Law, which Mr. Austin printed for the use of those who attended his lectures. Those tables were accompanied with notes of considerable length. We have read a good deal of law since we first read those notes. But, having occasion to refer to them the other day, we found that we were fully more impressed than on the first perusal with the extraordinary acuteness and logical power displayed in them; so much so, indeed, that we should say of them, what Mr. Austin has said of this work of Von Savigny, merely substituting "notes" for "books," that they are, "of all notes upon law, the most consummate and masterly" with which we are acquainted. We admit that the style, (of the lectures, not of those notes), in order to attain precision, may often appear to be deficient in conciseness. We admit, also, that there is somewhat too much of that pedant sneer, which seems to beset most easily that section of the pedant tribe, which fancies it can see neither sense nor philosophy save in a dead or a foreign tongue. But, with all this, we pray Mr. Evans to treat, at least with more show of courtesy, a man, who, we venture to assure him, is a giant, compared to those pigmy pedants, who fancy themselves great men, because they are over old Roman lawyers and their modern German commentators.

The following general description of the right of possession, by Mr. John Austin, may be appropriately quoted here, both as giving, in a condensed form, the substance of Von Savigny's views on that subject, and as ending with a brief but significant criticism of Von Savigny's treatise. The reader may then be able to judge for himself, whether Mr. Austin is so absolutely unintelligible as Mr. Evans represents him as being:—

"If one person exercise a right, residing in another person, but without authority from the latter, and without authority from those through whom the latter is entitled, the former acquires, by his unauthorised or adverse exercise, the anomalous right which is called the right of possession.

"This general description of the right of possession, must, however, be taken with the following limitation:—The person who possesses adversely, or who exercises the right of another, without the requisite authority, does not acquire thereby the right of possession, in case the adverse possession began *vi*, or arose through any of the means which fall within the name of *violence*.

"The right of possession must be distinguished from the right of possessing, or (changing the phrase) from the right to possess; for the right of possessing, or the right to possess, is a property or *integral part* of the right of possession itself, and also of numerous rights which widely differ from the latter. In other words, the right of possessing, considered generally, may arise from any of various titles or causes; but the peculiar right of possessing, which is styled the right of possession, is a right of possessing that arises exclusively from the fact of an adverse possession.

"Although it arises from actual possession, the right of possession, which is styled the right of possession, must be distinguished from the rights in rem which arise from occupation or occupancy; for the fact of possessing, which is styled occupation or occupancy, consists in the possession of a something that is *res nullius*. It, the fact of possessing which gives the right of possession, consists in the adverse exercise, by the person who acquires the right, of a right residing in another.

"Consequently, the following description of the right of possession, has all the exactness which accords with extreme brevity. It is that right to possess, (or to use

or exercise a right), which springs from the fact of an adverse possession not beginning through violence.

"As against all, but the person whose right is exercised adversely, the person who acquires the right of possession is clothed with the very right which he affects to exercise. And, as against the person whose right is exercised adversely, he may acquire the very right which he affects to exercise through the title, or mode of acquisition, styled prescription. Or (adopting a current, but inadequate phrase) the right of possession ripens, by prescription, into the right of dominion or property.

"*Note.*—The right of possession, strictly and properly so called, or the right of possession considered as a *substantive* right, is a right that arises exclusively from the fact of an adverse possession. But the term *right of possession*, is not unfrequently employed with an extremely large signification. Taking the term, with this very extensive meaning, the right of possession arises from an actual possession, whether the actual possession be adverse or not. For example: it is said, that the dominus in actual possession has a right of possession, which arises from that actual possession and which is completely independent of his right of dominion. But (as I shall shew in my lectures) the right of possession, considered as a *substantive* right, is a right that arises exclusively from the fact of an adverse possession; the so-called right of possession, which arises from an actual possession, not adverse, being a *property of another right*, or being an *integral part of another right*. For example: it is absurd to ascribe to the dominus in possession a right of possession, independent of his right of dominion; for, if the dominus actually possesses, it is as dominus that he actually possesses. As I shall shew, in my lectures, the term, *right of possession*, acquired the large signification to which I have adverted above, in consequence of an extension of such *possessory remedies*, as, in their origin, were appropriate to parties invested with the right of possession, strictly and properly so called. These possessory remedies, though originally appropriate to such parties, were afterwards extended to any possessors who had been wrongfully disturbed in their actual possessions. In the Roman law, for example, a certain *interdict* (closely analogous to an *action of ejectment*) was originally appropriate to parties invested with the right of possession, strictly and properly so called. But it was extended to the dominus who had been wrongfully evicted from his actual possession. For, by resorting to an *interdict*, grounded on his actual possessions instead of resorting to an action grounded on his right of dominion, he avoided the inconvenient necessity of proving his right of dominion, and had merely to demonstrate his actual possession at the time of the wrongful eviction; just as a party, who is seised or entitled in fee, recovers through an action of ejectment, from an ejector without title, by merely proving his actual possession at the time of the wrongful ejectment. And since the dominus recovered by the *interdict*, on merely proving his actual possession, he recovered, in a certain sense, through his right of possession merely. But yet it were absurd to affirm that he had any right of possessing, independently of his right of dominion; or to liken the right of possessing, which is parcel of the right of dominion, to the substantive right of possessing which arises, solely or exclusively, from the fact of an adverse possession. The above-mentioned extension of possessory remedies, has rendered the right of possession one of the darkest of the topics which the science of jurisprudence presents. But, there is not, intrinsically, any remarkable difficulty in the right of possession, which is strictly and properly so called; that is to say, which arises, solely or exclusively, from the fact of an adverse possession, and which is the basis of acquisition by *usucapion*, and of other acquisition by *prescription*.

"At this point of my course, I shall, therefore, proceed in the following manner:—

"I shall analyse the anomalous and perplexed right, which is styled the right of possession. Performing the analysis, I shall, happily, be able to borrow from a celebrated treatise, by Von Savigny, intitled, 'Das Recht des Besitzes,' or 'De Jure Possessionis,' of all books upon law, the most consummate and masterly; and of all books, which I pretend to know accurately, the least alloyed with error and imperfection."—*Outline of a Course of Lectures on General Jurisprudence, or the Philosophy of Positive Law*, pp. xxxv to xxxviii, [subjoined as an Appendix to "The Province of Jurisprudence Determined."] "

Much might be said on the subject of the name General Jurisprudence,—a term, which has always appeared to us open to some of the objections made by Bishop Berkeley to Locke's general idea of a triangle, which is "neither oblique, nor rectangle, equilateral, nor scalene, *but all and none of these at once.*" But, at present, we can only add, that "A Course of Lectures on Roman Law," would have more accurately designated Mr. Austin's course, than the name cited above.

### Court Papers.

#### Rolls Court.

*Before the Right Hon. the MASTER OF THE ROLLS, at the Rolls.*

Saturday ....	Dec. 2	Motions.
Monday .....	4	
Tuesday .....	5	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Wednesday .....	6	
Thursday .....	7	
Friday .....	8	
Saturday .....	9	Motions.

#### At the Judicial Committee.

Monday .....	11
Tuesday .....	12
Wednesday .....	13
Thursday .....	14
Friday .....	15

#### At the Rolls.

Saturday .....	16	Motions.
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#### At the Judicial Committee.

Monday .....	18
Tuesday .....	19
Wednesday .....	20

#### At the Rolls.

Thursday .....	21	Motions.
Friday .....	22	Petitions in the General Paper.

Short Causes, Consent Causes, and Unopposed Petitions on Saturday the 9th, and Saturday the 16th December, at the sitting of the Court.

*Notice.*—Consent Petitions must be presented, and Copies left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.

### COURT OF COMMON PLEAS.

MICHAELMAS TERM.—12 VICTORIA.—Nov. 22.

This Court will, on Monday the 4th day of December next, hold sittings, and will proceed in disposing of the business now pending in the Paper of New Trials and in the Special Paper, on the same day, and on the 5th, 6th, 7th, and 8th days of the same month; and will also proceed to give judgment in certain of the matters that will then be standing over for the consideration of the Court.

BY THE COURT.  
J. COLTMAN.

### COURT OF EXCHEQUER.

MICHAELMAS TERM.—12 VICTORIA.—Nov. 18.

This Court will hold sittings on Friday the 1st day of December next, and on every succeeding day until and including Friday the 8th day of the same month, (Sunday the 3rd day of December next excepted), and will proceed in disposing of the business then pending in the New Trial Paper, the Demurrer Paper, and the Paper of Special Cases, and also of the motions appointed to come on with causes in the New Trial and Demurrer Papers.

BY THE COURT.

Read in open Court,  
E. Bennett.

### London Gazette.

TUESDAY, NOVEMBER 21.

#### BANKRUPTS.

MARTIN NUNN, Regent's-circus, Oxford-street, Middlesex, child bed linen warehouseman and laceman, dealer and chapman, Dec. 2 at half-past 1, and Jan. 6 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Reed & Co., 59, Friday-st., Cheapside.—Fiat dated Nov. 20.

ROBERT WYNNE, Brentford, Middlesex, grocer, Dec. 5 at 11, and Jan. 2 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Sturmy & Simpson, 8, Wellington-street, London-bridge.—Fiat dated Nov. 18.

SAMUEL MARK HALPHIDE, Chestnut, Hertfordshire, linen draper, dealer and chapman, Nov. 29 and Jan. 5 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Jones, 15, Sise-lane, London.—Fiat dated Nov. 13.

JOHN BUTLER, Botolph-lane, London, builder, (and lately carrying on business at 43, Botolph-lane, London, with William Butler, under the firm and description of John and William Butler, builders), Nov. 29 at half-past 1, and Jan. 5 at 1, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Cross, 28, Surrey-st., Strand.—Fiat dated Nov. 11.

JOSEPH HARVEY, Catherine-street, Strand, Middlesex, artists' colourman, dealer and chapman, Nov. 28 at half-past 1, and Dec. 29 at 12, Court of Bankruptcy, London: Off. Ass. Fennell; Sol. Bradley, Berners-st., Oxford-st.—Fiat dated Nov. 14.

FRANCIS KEATES, Waterloo-road, Lambeth, Surrey, draper, and Worthing, Sussex, chinaman, dealer and chapman, Dec. 1 at 11, and Jan. 8 at 1, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Edwards, Worthing; Rolfe & Edmunds, Gray's-inn.—Fiat dated Nov. 20.

HENRY ROGERS, Southampton, draper and outsider, dealer and chapman, Dec. 1 at 11, and Jan. 13 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Williams, 5, Guildhall-chambers, Basinghall-street; Sole & Turner, Aldermanbury.—Fiat dated Nov. 16.

THOMAS MANINGTON, Brighton, Sussex, tobacconist, dealer and chapman, Dec. 2 at half-past 12, and Jan. 13 at half-past 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Dempster & Woods, Brighton; Rosser & Tappin, 159, Fenchurch-street.—Fiat dated Nov. 20.

JOHN COCKEY the younger, Portsmouth, Southampton, ship builder, Nov. 30 at 11, and Dec. 28 at 2, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Edgecombe & Son, Portsea; Pownall & Cross, Staple-inn.—Fiat dated Nov. 20.

WILLIAM HENRY WALSHAM, Chapel-st., Clerkenwell, Middlesex, builder, dealer and chapman, Nov. 29 at 11, and Dec. 28 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Fosenmeyer, Bedford-row.—Fiat dated Nov. 27.

THOMAS NORTON BROWN, Fetter-lane, London, pawnbroker, and Throgmorton-street, London, stock and share broker, Dec. 8 at 2, and Jan. 9 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Adcock, 3, Copthall-buildings, Throgmorton-street.—Fiat dated Nov. 14.

WILLIAM WALL, Bridenbury, Herefordshire, cattle dealer, dealer and chapman, Nov. 29 and Dec. 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Parker, Birmingham.—Fiat dated Nov. 14.



**FREDERICK BOTH STACY**, late of Lincoln's-inn-fields, Middlesex, and now of Albion-place, Blackfriars-bridge, Surrey, law and general stationer, dealer and chapman, Nov. 30 and Jan. 2 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Lawrence & Pews, 14, Old Jewry-chambers, Old Jewry.—Fiat dated Nov. 16.

**ALFRED POWELL**, Little Hay, Shenstone, Staffordshire, engineer and machinist, dealer and chapman, Dec. 2 and 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Powell, Birmingham.—Fiat dated Nov. 16.

**THOMAS BOOTH**, Fazeley, Staffordshire, miller, Dec. 4 and Jan. 9 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Motteram & Co., Birmingham.—Fiat dated Nov. 17.

**ABRAHAM BETTRIDGE**, of Berkley-st., and Frederick-street, Edgbaston, Birmingham, and Mount Pleasant, Wolverhampton, Staffordshire, manufacturer of the British patent lap joint welded iron tube, and also steel pen manufacturer, dealer and chapman, (trading under the name, style, or firm of the British Patent Lap Joint Welded Iron Tube Company), Dec. 4 and Jan. 9 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Ryland, Birmingham; Stedman & Place, 2, Guildhall-chambers, Basinghall-street, London.—Fiat dated Nov. 16.

**RICHARD ROGERS and WILLIAM ROGERS**, Trew-bridge, Wiltshire, tallow chandlers, Dec. 7 and Jan. 2 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hut-ton; Sols. Gillard & Flook, Bristol; Blake, 79, Blackfriars-road, London.—Fiat dated Nov. 3.

**JOHN ROLES**, Maiden Newton, Dorsetshire, linen and woollen draper, hatter, grocer, ironmonger, saddler, and harness maker, Nov. 29 at 10, and Dec. 27 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Garland & Fear, Dorchester and Sherborne; Terrell, Exeter; Sowton, 27, Great James-street, Bedford-row, London.—Fiat dated Nov. 10.

**JOHN JONES KINGDON**, Ridgway, Plympton St. Mary, Devonshire, saddler, dealer and chapman, Nov. 29 at 10, and Dec. 27 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hearnman; Sols. Cross, Plymouth; Terrell, Exeter; Gregory & Co., Bedford-row, London.—Fiat dated Nov. 9.

**JOHN PEARSON**, Costa-mill, Middleton, Yorkshire, miller and corn dealer, dealer and chapman, Dec. 5 and Jan. 9 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Wood, York; Jaques & Edwards, Ely-place, London.—Fiat dated Nov. 16.

**ROBERT HEBBLETHWAITE**, Southwam, Halifax, and **JAMES HIRST**, Halifax, Yorkshire, dyers, Dec. 5 and Jan. 9 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Edwards, Halifax; Cronhelm, Leeds; Jaques & Co., Ely-place, London.—Fiat dated Nov. 14.

**WILLIAM CARPENTER**, late of Birkenhead, Cheshire, bet now of Liverpool, ship owner, dealer and chapman, Dec. 8 and 29 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Ewer, Liverpool; Jones, Sise-lane.—Fiat dated Nov. 7.

**MATTHEW WARREN**, Macclesfield, Cheshire, silk dyer, Dec. 1 and 22 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Moseley, Manchester; Mitton & Co., Southampton-buildings, Chancery-lane, London.—Fiat dated Nov. 11.

**FRANCIS DEFLINNE**, Manchester, check and gingham manufacturer, Dec. 5 and 27 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Slater, Manchester; Abbott, Lincoln's-inn-fields, London.—Fiat dated Nov. 13.

**JOHN STRINGER**, Kingston-upon-Hull, draper, dealer and chapman, Dec. 23 at half-past 10, (in lieu of the 29th November, as before advertised), District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carrick; Sols. Sale & Co., Manchester; Shackles & Son, Hull; Reed & Co., Friday-street, London.—Fiat dated Oct. 11.

#### METTINGS.

*Elias Nelson*, Ironbridge, Madeley, Shropshire, clothier, Dec. 12 at 10, District Court of Bankruptcy, Birmingham, ast ex.—*Thomas Plumley* the elder, Bower Ashton, Somersetshire, potato dealer, Dec. 12 at 11, District Court of Bankruptcy, Bristol, last ex.—*Richard Knight*, Lewes, butcher,

and Barcombe, Sussex, farmer, Dec. 14 at 12, Court of Bankruptcy, London, aud. ac.—*William Godfrey*, London-wall, London, carpenter, Dec. 13 at 12, Court of Bankruptcy, London, aud. ac.—*Shadrach Robson* the elder, Watlass Bedale, Yorkshire, farmer, Dec. 19 at 12, Court of Bankruptcy, London, aud. ac.—*David Moncrieff*, Catherine-street, Strand, Middlesex, victualler, Dec. 19 at 11, Court of Bankruptcy, London, aud. ac.—*Isaac Newton Pearce*, Liverpool, stationer, Dec. 14 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*William Crankshaw*, Preston, Lancashire, cotton spinner, Dec. 18 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Dec. 19 at 12, div.—*John Wesley Hooper*, Holloway-road, Islington, Middlesex, statuery, Dec. 15 at 11, Court of Bankruptcy, London, div.—*Thomas James Champion*, Tun-bridge-wells, Kent, boot maker, Dec. 14 at 12, Court of Bankruptcy, London, div.—*Thomas Sterling* and *Wm. Sterling*, Stratford, Essex, slaters, Dec. 14 at half-past 11, Court of Bankruptcy, London, div.—*Pellegrine Rosselli*, Lime-street, London, merchant, Dec. 14 at 11, Court of Bankruptcy, London, fin. div.—*Edward Smith*, Brentwood, Essex, cheese-monger, Dec. 14 at 11, Court of Bankruptcy, London, fin. div.—*William Silcock* the younger, Crawley-street, Oakley-square, Middlesex, victualler, Dec. 14 at half-past 11, Court of Bankruptcy, London, fin. div.—*Samuel Boss*, Frith-street, Soho, Middlesex, tailor, Dec. 13 at 11, Court of Bankruptcy, London, div.—*Stephen Gilbert Fryman*, Rye, Sussex, wine merchant, Dec. 12 at 1, Court of Bankruptcy, London, div.—*Philip Stuart Frake Martin*, Halstead, Essex, iron manufacturer, Dec. 12 at 2, Court of Bankruptcy, London, div.—*Samuel Griffiths*, Wolverhampton, Staffordshire, wholesale druggist, Dec. 12 at 10, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*John Leadbeater*, Manchester, merchant, Dec. 13 at 12, District Court of Bankruptcy, Manchester, fin. div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Benjamin Peach*, Gravesend, Kent, discount broker, Dec. 13 at 12, Court of Bankruptcy, London.—*William Sargent Denny*, Long Buckby, Northamptonshire, linen draper, Dec. 13 at 1, Court of Bankruptcy, London.—*Geo. F. Widnall*, Edgeware-road, Paddington, Middlesex, stationer, Dec. 13 at half-past 12, Court of Bankruptcy, London.—*James Buckland*, Sloane-street, Chelsea, Middlesex, laceman, Dec. 12 at 12, Court of Bankruptcy, London.—*Shadrach Robson* the elder, Watlass Bedale, Yorkshire, farmer, Dec. 19 at 12, Court of Bankruptcy, London.—*Wm. Ainton*, Pudding-lane, Lower Thames-street, London, bricklayer, Dec. 14 at 12, Court of Bankruptcy, London.—*John Cobb*, Northumberland-street, Strand, Middlesex, boarding-house keeper, Dec. 14 at half-past 12, Court of Bankruptcy, London.—*William Cooper*, *Charles Wilson*, and *George Black*, Aldermanbury, London, straw-hat manufacturers, Dec. 14 at 11, Court of Bankruptcy, London.—*G. Mathias*, Glastonbury, Somersetshire, scrivener, Dec. 20 at 11, District Court of Bankruptcy, Bristol.—*John Ellis*, Preston, Lancashire, cotton spinner, Dec. 13 at 12, District Court of Bankruptcy, Manchester.—*John Westlake*, Tavistock, Devonshire, cattle salesman, Dec. 20 at 11, District Court of Bankruptcy, Exeter.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 12.*

*Andrew Dobbie*, Manchester, publican.—*Henry Robert Hartley*, Ventnor, Isle of Wight, Southampton, hotel keeper.—*George Baker*, Ludgate hill, London, grocer.—*Chas. John Hubbard*, Stockwell-green, Surrey, brewer.—*Fred. Lambach*, Kingston-upon-Hull, ship chandler.—*John Jackson*, Morley, Batley, Yorkshire, chymist.—*James Crescent Shaw*, Bristol, carrier.—*Isaac Freeman*, March, Cambridgeshire, grocer.—*Robert Bousfield*, St. Martin's-lane, Middlesex, woollen draper.—*Thos. Fardell*, High-st., Poplar, Middlesex, omnibus proprietor.—*Robert MacDowall Brown*, Sheffield, Yorkshire, merchant.—*Edmund Applegard*, Farringdon-st., London, bookseller.—*Wm. Turner*, Bana-house-place, Chelsea, Middlesex, livery-stable keeper.—*George Slater*, Doncaster, Yorkshire, ironmonger.

#### SCOTCH SUBVENTATIONS.

*John Neill & Co.*, Glasgow, merchants.—*James M. Kiscoch & Co.*, Glasgow, manufacturers.



## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Wm. Upton Tripp*, Exeter, attorney at law, Dec. 14 at 10, County Court of Devonshire, at Tiverton.—*Matthew Henry Lister* the younger, Little Hampton, Sussex, in no business, Dec. 1 at 11, County Court of Sussex, at Petworth.—*Wm. Dunmore*, Great Bowden, Leicestershire, pig jobber, Dec. 6 at 11, County Court of Leicestershire, at Market Harborough.—*Geo. Porter Maddison*, Wigfield, Worsbrough, Darfield, Yorkshire, colliery viewer, Dec. 15 at 1, County Court of Yorkshire, at Barnsley.—*Geo. Skrusdale*, Maidstone, Kent, retailer of beer, Dec. 8 at 12, County Court of Kent, at Maidstone.—*Sam. Turner*, Hawkchurch, Dorsetshire, baker, Dec. 11 at 10, County Court of Devonshire, at Axminster.—*Wm. Hen. Low*, St. Mary Church, Devonshire, market gardener, Dec. 2 at 11, County Court of Devonshire, at Newton Abbot.—*Ed. Marcon*, Torpoint, Anthony, Cornwall, captain on the half-pay of her Majesty's 79th Regiment of Foot, Dec. 12 at 11, County Court of Devonshire, at Plymouth.—*Wm. Hogg*, Chatham, Kent, shipwright, Dec. 7 at 10, County Court of Kent, at Rochester.—*S. A. Hines*, widow, Chatham, Kent, basket maker, Dec. 7 at 10, County Court of Kent, at Rochester.—*Zachariah Mander*, Hamer's-yard, within Bury, Lancashire, shoemaker, Dec. 6 at 10, County Court of Lancashire, at Bury.—*James Burden*, Scarbro', Yorkshire, lodging-house keeper, Nov. 28 at 10, County Court of Yorkshire, at Scarbro'.—*Chas. Edwar*, West Horsley, Surrey, licensed victualler, Dec. 5 at 1, County Court of Surrey, at Guildford.—*Angelina Wilson*, widow, Rochester, Kent, in no business, Dec. 7 at 10, County Court of Kent, at Rochester.—*John Craigie*, of her Majesty's ship *Mara*, lying in Gillingham-reach, Medway, Kent, Dec. 7 at 10, County Court of Kent, at Rochester.—*Wm. Ed. Phillips*, Lincoln, carpenter, Dec. 4 at 10, County Court of Lincolnshire, at Lincoln.—*J. Bagaley* the younger, Lincoln, harness maker, Dec. 4 at 10, County Court of Lincolnshire, at Lincoln.—*John Parrie*, Lyme Regis, Dorsetshire, licensed victualler, Dec. 11 at 10, County Court of Devonshire, at Axminster.—*Robert Foster*, Manchester, pattern designer, Dec. 1 at 1, County Court of Lancashire, at Manchester.—*Joe. Harris*, Appleby, Derbyshire, maker of ladies' caps, Dec. 12 at 10, County Court of Leicestershire, at Ashby-de-la-Zouch.—*Wm. Jones*, Saint Asaph, Flintshire, flour dealer, Dec. 4 at 11, County Court of Flintshire, at Saint Asaph.—*James Chapman*, Epworth, Lincolnshire, butcher, Dec. 9 at 11, County Court of Lincolnshire, at Gainsborough.—*Richard Evans*, Chorlton-upon-Medlock, Manchester, beer retailer, Dec. 1 at 1, County Court of Lancashire, at Manchester.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Dec. 5 at 11, before the CHIEF COMMISSIONER.*

*John Green*, Kingland, Middlesex, butcher.

*Dec. 5 at 11, before Mr. Commissioner HARRIS.*

*Henry Wm. Windus*, Albert-st., Hackney-road, Middlesex, law writer.—*John Partis*, Bakers-row, Waltham, Surrey, pastrycook.—*John George Page*, Queenhithe, Upper Thames-street, London, book edge marbler.—*Jos. Perren* the younger, Pleasant-place, West-square, Lambeth, assistant to a wholesale oilman.—*John Lodge*, Caroline-st., Commercial-road East, Stepney, Middlesex, dyer.—*Wm. Moir*, Royal Mint-st., Whitechapel, Middlesex, eating-house keeper.—*G. Tippet*, Russell-st., Bermondsey, Surrey, carpenter.—*Henry Edsall*, Camden-st., Locks-fields, Surrey, out of business.—*John Allan*, Southampton-st., Camberwell, Surrey, brewer.

*Dec. 6 at 10, before Mr. Commissioner LAW.*

*Robert Scott*, Old Compton-st., Soho, Middlesex, breeches maker.—*Charles Skellid*, Arandel-st., Fanton-square, Middlesex, tailor.

*Dec. 7 at 11, before the CHIEF COMMISSIONER.*

*Percival Dando*, Goswell-street, Middlesex, fishmonger.—*Thos. Stowell*, Aldred-street, Old Kent-road, Surrey, out of business.

*Saturday, Nov. 18.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Richard Kelly*, Notting-hill, Middlesex, schoolmaster, No. 54,380 T.; *Wm. Pegg*, new assignee, in place of Henry Parsons Bedford, removed.—*Thos. Newberry*, Honiton, Devonshire, farmer, No. 69,914 C.; *James Peters Hill*, assignee.—*Arthur Bryant Hastings*, King's Lynn, Norfolk, tea dealer, No. 70,289 C.; *James Edward Hunt*, assignee.—*Hen. Chambers*, Brookhurst, Alverstoke, Hampshire, chemist, No. 66,639 C.; *Thos. Mount* and *Wm. Collard*, assignees.—*John Wookey*, Chew Magna, Somersetshire, farmer, No. 69,553 C.; *Joseph Perrin*, assignee.—*Richard Chennell*, Woking, Surrey, licensed victualler, No. 60,199 T.; *Thomas Bowyer*, assignee.—*John Newburn*, Oxton, Cheshire, joiner, No. 70,255 C.; *Wm. Hinson* and *Wm. Lawson*, assignees.—*James Hakin*, Bootle, near Liverpool, stone mason, No. 70,234 C.; *Isaac Jackson*, *Wm. Chadwick*, and *Jas. M'Murdo*, assignees.

*Saturday, Nov. 18.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions.)*

*Wm. Faulkner*, Langton-cottages, Melbourne-sq., Brixton-road, Surrey, dealer in ironmongery goods: in the Queen's Prison.—*Algernon Lindsay Flint*, Brownlow House, Dulton, Middlesex, warehouseman: in the Queen's Prison.—*Henry Beedle* the younger, Ernest-street, Grange-road, Bermondsey, Surrey, plasterer: in the Debtors Prison for London and Middlesex.—*S. C. Pilling*, Drury-lane, Middlesex, carman: in the Debtors Prison for London and Middlesex.—*David Smale*, Hermitage-st., Wapping, Middlesex, master mariner: in the Debtors Prison for London and Middlesex.—*Henry Newton*, Northumberland-st., Strand, Middlesex, chemist: in the Debtors Prison for London and Middlesex.—*Wm. Bay*, White Hart-st., Drury-lane, Middlesex, coal dealer: in the Queen's Prison.—*Daniel Cook*, Dunstable, Bedfordshire, and Milton-street, Cripplegate, London, sawyer: in the Debtors Prison for London and Middlesex.—*Ann Robison*, widow, Holford-place, Holford-square, Pentonville, Middlesex: in the Debtors Prison for London and Middlesex.—*John Newell*, Wellington-row, Bethnal-green, Middlesex, dyer: in the Debtors Prison for London and Middlesex.—*George Ralfie*, Anne-st., Hoxton, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Michael Camm*, Upper Porchester-street, Edgeware-road, Middlesex, lodging-house keeper: in the Queen's Prison.—*Thos. Dunsley*, King-street, Long-acre, Middlesex, out of business: in the Queen's Prison.—*Wm. Robinson*, Southampton-wharf, Camden-town, Middlesex, coal merchant: in the Debtors Prison for London and Middlesex.—*Geo. Fowler*, Soley-terrace, Amwell-st., Pentonville, Middlesex, commission agent: in the Debtors Prison for London and Middlesex.—*Henry Collett*, St. George's-road, New Kent-road, Surrey, accountant: in the Gaol of Horse-monger-lane.—*John Harvey*, Fairford, Gloucestershire, stone mason: in the Gaol of Gloucester.—*Wm. Gladwin*, Hunslet-lane, near Leeds, Yorkshire, out of business: in the Gaol of York.—*Samuel Nicholson*, Briggate, Leeds, Yorkshire, mangle contractor: in the Gaol of York.—*John Walls*, Stonegate, Yorkshire, out of business: in the Gaol of York.—*Joseph Fawcett*, Knarborough, Yorkshire, out of business: in the Gaol of York.—*Thos. Johnson*, Sheffield, Yorkshire, out of business: in the Gaol of York.—*John Longbottom*, Hillan, near Ferrybridge, Yorkshire, joiner: in the Gaol of York.—*Ellis Ratcliffe*, Hatnaworth, near Keighley, Yorkshire, out of business: in the Gaol of York.—*Daniel Jones*, Pilgworth, near Newport, Monmouthshire, haulier on the tram-roads: in the Gaol of Monmouth.—*Herbert Morgan* the younger, Ebbw-vale Iron-works, Monmouthshire, railman: in the Gaol of Monmouth.—*Th. Everett*, Beaconsfield, Buckinghamshire, cooper: in the Gaol of Aylesbury.—*John Haigh*, Leyton, near Huddersfield, Yorkshire, small farmer: in the Gaol of York.—*Robert Fisher*, Sheffield, Yorkshire, chemist: in the Gaol of York.—*Benj. Walker*, Bradford, Yorkshire, printer: in the Gaol of York.—*Abel Schofield*, Saddleworth, Yorkshire, woollen manufacturer: in the Gaol of York.—*William Wey-staff*, Haslington, near York, bleacher: in the Gaol of York.—*Sam. Almond*, Liverpool, ostler: in the Gaol of Lancaster.—*John Dyson*, Openshaw, near Manchester, out of business: in

be Gaol of Lancaster.—*Lambert Hall*, Green Acres-moor, near Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*Wm. Rimmer* the younger, Gerards-bridge, near it. Helens, Lancashire, labourer: in the Gaol of Lancaster.—*John Halliday*, Woolwich, Kent, dealer in drapery goods: in be Gaol of Maidstone.—*Henry Rob. Braine*, Oxford, out of employ: in the Gaol of Oxford.—*Thomas Bentley Andrew*, Duckinfield, Cheshire, licensed victualler: in the Gaol of Chester.—*Edw. Parker*, St. Andrew-gate, Yorkshire, out of business: in the Gaol of York.—*Peter Jas. Papillon*, Woodhouse, Leeds, Yorkshire, agent: in the Gaol of York.—*Wm. Alvey*, Sutton in Ashfield, Nottinghamshire, out of business: in the Gaol of Radford Peverel.—*Th. Brakefield*, Frittenden, Kent, farm labourer: in the Gaol of Maidstone.—*Ann Coultery*, Greenwich, Kent, out of business: in the Gaol of Maidstone.—*Wm. Broadbent*, Deansgate, Manchester, auctioneer: in the Gaol of Lancaster.—*John Clay*, Liverpool, commission agent: in the Gaol of Lancaster.—*Geo. S. Farnell*, Longsight, near Manchester, out of business: in the Gaol of Lancaster.—*Robert Lamb*, Salford, Lancashire, out of business: in the Gaol of Lancaster.—*Rich. Ford*, Scotforth, near Lancaster, lawyer: in the Gaol of Lancaster.—*Thos. Proffit*, Mary-st., Lancashire, sawyer: in the Gaol of Lancaster.—*Thomas Parkinson*, Rough Lee, near Colne, Lancashire, grocer: in the Gaol of Lancaster.—*James Stott*, Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*George Adam C. Smith*, Liverpool, ship broker: in the Gaol of Lancaster.—*John Walmsley*, Accrington, Lancashire, bookkeeper: in the Gaol of Lancaster.

*The following Prisoner is ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Dec. 7 at 10, before Mr. Commissioner LAW.*

*Wm. Upton*, High-st., Borough, Southwark, Surrey, out of business.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Gloucestershire, at GLOUCESTER, Dec. 11.*

*Mary Rowles*, Saul, out of business.—*John Harvey*, Fairford, stone mason.

*At the County Court of Kent, at MAIDSTONE, Dec. 5.*

*John Halliday*, Woolwich, dealer in drapery goods.—*Thos. Brakefield*, Frittenden, farm labourer.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Charles Cartwright*, Manchester, paper maker, Nov. 28, Barlow & Aston's, Manchester: 3½d. and half farthing in the pound.

#### MEETING.

*Hen. Taylor*, Preston, Lancashire, licensed victualler, Dec. 1 at 10, Harriakine's, Court-house, Portugal-st., Lincoln's-inn-fields, London, pr. d.

FRIDAY, Nov. 24.

#### BANKRUPTS.

**ROBERT BUSBY**, Wood-street, Bethnal-green, Middlesex, cowkeeper, and of Law Farm, near Chigwell-row, Essex, Dec. 1 at half-past 11, and Dec. 29 at 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Surr & Gribble, Lombard-street.—Fiat dated Nov. 17.

**WILLIAM STILES**, Lisle-street, Leicester-sq., Middlesex, copper-smith, dealer and chapman, Dec. 5 and 29 at half-past 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Scott & Combs, St. Mildred's-court, Poultry.—Fiat dated Nov. 22.

**HENRY CLAYTON**, Langton-st., Brick-lane, St. Luke's, Middlesex, gold chaser and eating-house keeper, dealer and chapman, Dec. 1 at 2, and Dec. 29 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Buchanan, 8, Basinghall-street, London.—Fiat dated Nov. 22.

**SIDNEY ADCOCK**, Edward's-st., Saint Marylebone, Middlesex, working jeweller, Dec. 1 and Jan. 8 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Bartley & Southwood, Somerset-street, Portman-square.—Fiat dated Nov. 21.

**JAMES WARNE**, Newport, Isle of Wight, Southampton, grocer, dealer and chapman, Nov. 30 at 2, and Jan. 3 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Bronckhorst, Basinghall-street, London.—Fiat dated Nov. 21.

**JOHN THORMAN**, late of Lawrence Pountney-hill, Cannon-street, London, and now of Grosvenor-street, Camberwell, Surrey, wholesale tea dealer, dealer and chapman, Dec. 7 and Jan. 9 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Stevens & Satchell, 6, Queen-st., Cheapside. Fiat dated Nov. 22.

**JOHN GURMAN**, Bitterne, South Stoneham, Southampton, builder, Dec. 7 and Jan. 9 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Randall, Southampton; Tilson & Co., 29, Coleman-street.—Fiat dated Nov. 20.

**THOMAS HENRY WALKER**, Longton, Stoke-upon-Trent, Staffordshire, manufacturer of earthenware, dealer and chapman, Dec. 2 and 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Young, Longton, Staffordshire; Smith, Birmingham.—Fiat dated Nov. 10.

**JOHN COLLIN**, Newark-upon-Trent, Nottinghamshire, linen draper, dealer and chapman, Dec. 13 and Jan. 5 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Coops, Nottingham; Jones, 15, Sise-lane, London.—Fiat dated Nov. 13.

**JOHN JAMES PALMER**, Birmingham, wholesale jeweller, dealer and chapman, Dec. 2 and 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Tarleton, Birmingham.—Fiat dated Nov. 18.

**JOHN DAVIES** the younger, Llanelly, Carmarthenshire, linen draper, dealer and chapman, Dec. 5 and Jan. 4 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Aoraman; Sols. Brittan & Sons, Bristol; White & Co., Bedford-row, London.—Fiat dated Nov. 13.

**ROBERT CHARLES PINNELL**, Abersychan, Monmouthshire, general shopkeeper, dealer and chapman, Dec. 7 and Jan. 4 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Frideaux & Son, Bristol; Holme & Co., New-inn, London.—Fiat dated Nov. 9.

**GEORGE BRIER**, Kirkheaton, Yorkshire, stone mason and contractor, dealer and chapman, (surviving partner of John Brier, deceased, late of Wakefield, Yorkshire, stone mason and contractor), Dec. 8 and Jan. 18 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Markland, Leeds; Fidley, Temple, London.—Fiat dated Nov. 14.

**THOMAS DAWSON**, Pontefract, Yorkshire, fishmonger and dealer in game, dealer and chapman, Dec. 5 and Jan. 9 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Coleman, Pontefract; Blackburn, Leeds; Gregory & Sons, Clement's-inn, London.—Fiat dated Nov. 17.

**ALEXANDER ANDERSON BLACK**, formerly of Halifax, Nova Scotia, merchant and shipowner, but at present of Liverpool, Dec. 4 and 28 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Miller & Peel, Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Nov. 13.

**JOHN RIDGWAY**, Liverpool, merchant, dealer and chapman, (trading under the firm of John Ridgway & Co.), Dec. 8 and 29 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Shackleton & Co., Liverpool; Saitham & Co., Austin-friars, London.—Fiat dated Nov. 20.

**JOHN JONES**, Stockport, Cheshire, ironmonger, jeweller, and silversmith, Dec. 7 and 28 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Ferns, Stockport; Bower & Son, 46, Chancery-lane, London.—Fiat dated Nov. 18.

**JOHN GEORGE THOMSON**, Manchester, agent, dealer and chapman, Dec. 8 and 28 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Potter, Manchester; Johnson & Co., Temple, London.—Fiat dated Nov. 20.

#### MEETINGS.

*John Jackson*, Clifford, Herefordshire, farmer, Dec. 2 at half-past 10, District Court of Bankruptcy, Birmingham, ch. ass.—*John Rees*, Stourbridge, Worcestershire, woollen draper, Dec. 13 at 12, District Court of Bankruptcy, Birmingham, last ex.—*T. Bert*, High-st., Newington-butts, Surrey, grocer, Dec. 19 at 1, Court of Bankruptcy, London, and ac.—*R. Adkin*, Queen's-road, Notting-hill, Kensington, Middlesex, builder,

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court and have obtained an Interim Order for a Process.*

*Wm. Upton Tripp*, Exeter, attorney at County Court of Devonshire, at Tiverton.  
*Lister the younger*, Little Hampton, Sussex, Dec. 1 at 11, County Court of Sussex.  
*Dunmore*, Great Bowden, Leicestershire, at 11, County Court of Leicestershire.  
*Geo. Porter Maddison*, Wakefield, Yorkshire, colliery viewer, Dec. 1 at 11, County Court of Yorkshire, at Barnsley.  
*Geo. S. ...* retailer of beer, Dec. 8 at 12, County Court of Maidstone.  
*Sam. Turner*, Hawke, Dec. 11 at 10, County Court of ...  
*Wm. Hen. Low*, St. Mary Church, denner, Dec. 2 at 11, County Court of Abbot.  
*Ed. Marcon*, Torpoint, on the half-pay of her Majesty's Dec. 12 at 11, County Court of Devonshire.  
*Hogg*, Chatham, Kent, shipwright of Kent, at Rochester.  
*St. ...* basket maker, Dec. 7 at 10, County Court of ...  
*Zachariah Man*, Lancashire, shoemaker, Dec. 1 at 10, County Court of Lancashire, at Bury.  
*Jam. ...* lodging-house keeper, Nov. 12 at 11, County Court of Lancashire, at Scarborough.  
*Chas. ...* licensed victualler, Dec. 5 at 10, County Court of Guildford.  
*Angelina ...* business, Dec. 7 at 10, County Court of ...  
*John Craigie*, of heath, Lingham-reach, Medway, Kent, at Rochester.  
*Dec. 4 at 10, County Court of ...*  
*Begaley the younger*, County Court of 1, Lyme Regis, Dorset.  
*County Court of 1, Manchester*, patten, Lancashire, at ...  
*shire, maker of lace*, Leicestershire, at ...  
*Asaph, Flintshire*, Flintshire, at ...  
*colnshire, butcher*, shire, at Gain ...  
*Modlock, Man*, of Lancashire, ...

*The following ... the Court, from Process mentioned, coin's Inn, according ...*

Dec. 5

*John Gr.*

Dec. 11

*Henry ...* sex, law w ...  
*rey*, pastry ...  
*Thames-st* ...  
*younger*, 1 ...  
*wholesale* ...  
*road East* ...  
*Mint-st.* ...  
*Tippet*, 1 ...  
*Edsall*, C ...  
*John All* ...

D.

*Robert ...* maker. — C ...  
*sex*, tailor.

Dec. 11

*Percival ...* Thos. Stowe ...  
*business.*

*... grocer.* — *Thos. Tubb*, Aldermbury, Lo ...  
*... Morditch*, Middlesex, silk agent. — *Abraham Price*, ...  
*... and of Boston*, Lincolnshire, coach proprietor. —  
*... the younger*, Exeter, carrier. — *Sibson Bigg*, ...  
*... and of Salford*, Lancashire, cotton spinner. — *John ...*  
*... Ipswich*, Suffolk, boot maker. — *Wm. Palmer*, Bir ...  
*... maltster.* — *Alfred Tunstall* and *John W. Carr*, ...  
*... at merchants.* — *Chas. Farmer*, Edgware-road, Mid ...  
*... ramonger.* — *Frederick Pinder*, Bishops Stortford ...  
*... tanner.* — *W. Bradshaw*, Birmingham, builder ...  
*... Richmond*, Peterborough, Northamptonshire, builder ...  
*... Pinner*, Tottenham, Middlesex, pastry cook.

## FIATS ANNULLED.

*James Jackson*, Tooley-st., Southwark, oil and colour man.  
*Thos. Savage* the elder, Portsea, Southampton, builder.

## PARTNERSHIP DISSOLVED.

*Henry Rice* and *James Alfred Pittis*, Newport, Isle of ...  
*attorneys at law, solicitors in Chancery, and conveyancers.*

## SCOTCH SEQUESTRATIONS.

*John Hutchison*, Glasgow, fisher. — *John Moore*, Glasgow, ...  
*... Henry Corrie Scott* and *Wm. Steven*, Edinburgh, ...  
*... Robert A. Ferguson*, Greenock, share broker.  
*John W. Stewart*, Glasgow, writer.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*William Nicholas*, St. Leonard, Bridgnorth, Shropshire, ramonger, Dec. 14 at 10, County Court of Shropshire, at ...  
*Thos. Hooke*, Exeter, innkeeper, Dec. 15 at 10, County Court of Devonshire, at Exeter.  
*Robert Blackitt*, Wharfedale, Lincolnshire, butcher, Dec. 7 at 1, County Court of Lincolnshire, at Holbeach.  
*John Anderson*, Newcastle-upon-Tyne, grocer, Dec. 13 at 3, County Court of Northumberland, at Newcastle-upon-Tyne.  
*Geo. Button*, Wakefield, Yorkshire, clock maker, Dec. 7 at 10, County Court of Yorkshire, at Wakefield.  
*Wm. Boyle*, Eccles, Pendlebury, Lancashire, bookkeeper, Dec. 6 at 12, County Court of Lancashire, at Salford.  
*John Harris Hawthorn*, Willenhall, Wolverhampton, Staffordshire, druggist, Nov. 28 at 12, County Court of Staffordshire, at Wolverhampton.  
*Thomas Green*, Wolverhampton, Staffordshire, schoolmaster, Nov. 28 at 12, County Court of Staffordshire, at Wolverhampton.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

Dec. 11 at 11, before Mr. Commissioner PHILLIPS.

*Eschiel P. Hewman*, Harper-st., New Kent-road, Surrey, plasterer. — *Robert Downes*, Baker's-row, Whitechapel-road, Middlesex, bedstead maker. — *Thos. Cox*, Westbourne-place, Bishop's-road, Paddington, Middlesex, carpenter. — *J. Thorpe*, Crawford-st., Middlesex, cabinet maker.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

Dec. 8 at 11, before Mr. Commissioner HARRIS.

*Wm. Cockburn*, Cross-court, Duke's-court, Drury-lane, Middlesex, messenger in the Navy Department, Somerset-house. — *David Beest*, Bridge-st., Westminster-bridge, Lambeth, Surrey, surgeon.

Dec. 8 at 10, before Mr. Commissioner LAW.

*Wm. Upton*, High-st., Borough, Southwark, Surrey, out of business.

Dec. 8 at 11, before Mr. Commissioner PHILLIPS.

*Wm. Garratt Thackway*, Hart-st., Covent-garden, Middlesex, tailor. — *Gray*, ...  
*... broker.* — *William Jones*, ...  
*... Thos. Janssen*, ...  
*... O. Thomsen*, ...  
*... Middlesex, professor of*

at Yarmouth, keeper of the Victoria Hotel.

**CHARLES JOHN GILL, Secretary.**

Dec. 19 at 12, Court of Bankruptcy, London, and ac.—*James Barnett* and *Thos. Hancock*, Conduit-st., Regent-st., Middlesex, ladies' boot makers, Dec. 21 at 12, Court of Bankruptcy, London, and ac.—*Wm. Boucher*, Bristol, bedstead manufacturer, Dec. 15 at 11, District Court of Bankruptcy, Bristol, and ac.—*James Shepherd*, Bristol, leather seller, Dec. 15 at 11, District Court of Bankruptcy, Bristol, and ac.—*David Jones*, Liverpool, draper, Dec. 14 at 12, District Court of Bankruptcy, Liverpool, and ac.—*John Green*, Liverpool, wine merchant, Dec. 18 at 11, District Court of Bankruptcy, Liverpool, and ac.—*John Nall*, Chesterfield, Derbyshire, grocer, Dec. 19 at 12, District Court of Bankruptcy, Manchester, and ac.; Dec. 20 at 12, fin. div.—*Jas. Bromley*, Kingston-upon-Hull, china dealer, Dec. 20 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac. and fin. div.—*George Alletson* the younger and *John Wilkinson Tebb*, Wakefield, Yorkshire, dyers, Dec. 18 at 11, District Court of Bankruptcy, Leeds, and ac.; Dec. 19 at 11, div. sep. est. of *George Alletson* the younger.—*Wm. Francis Chapman*, Worcester, hop factor, Dec. 20 at 12, District Court of Bankruptcy, Birmingham, and ac.—*John Robinson*, Birmingham, cat nail manufacturer, Dec. 19 at 10, District Court of Bankruptcy, Birmingham, and ac.—*John Hall* and *Henry Hall*, Wooden Box, Hartshorne, Derbyshire, earthenware manufacturers, Dec. 15 at 11, District Court of Bankruptcy, Nottingham, and ac.—*Geo. Geering*, Arundel, Sussex, grocer, Dec. 20 at half-past 11, Court of Bankruptcy, London, div.—*Henry Flower*, Barge-yard-chambers, Bucklersbury, London, and Regent-square, St. Pancras, Middlesex, publisher, Dec. 20 at 11, Court of Bankruptcy, London, div.—*Geo. Beale Brown*, *Edmond Rowe Dawson*, and *Chas. Duncan*, New Broad-street, London, merchants, Dec. 20 at 12, Court of Bankruptcy, London, div.—*Jas. Gilbert*, Paternoster-row, London, bookseller, Dec. 20 at half-past 12, Court of Bankruptcy, London, div.—*J. M. Lee*, late of Hungerford-st., Strand, Middlesex, and now of Cornhill, London, underwriter, Dec. 15 at 1, Court of Bankruptcy, London, div.—*Richard Parkes*, Edgbaston, Warwickshire, wine merchant, Dec. 19 at 10, District Court of Bankruptcy, Birmingham, and ac. and div.—*John Terry*, Bath, Somersetshire, ironmonger, Dec. 15 at 12, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Robert Adkin*, Queen's-road, Notting-hill, Kensington, Middlesex, builder, Dec. 19 at 12, Court of Bankruptcy, London.—*Chas. Staples*, Southampton, plumber, Dec. 19 at half-past 12, Court of Bankruptcy, London.—*Giles Bell*, Prittlewell, Essex, builder, Dec. 19 at 11, Court of Bankruptcy, London.—*Joseph Green*, Hunsdon, Hertfordshire, blacksmith, Dec. 19 at half-past 11, Court of Bankruptcy, London.—*John Henderson*, Anderson's Hotel, Fleet-street, London, bookseller, Dec. 19 at 11, Court of Bankruptcy, London.—*Philip Cosford*, Mary's-pl., Hertford-road, Middlesex, timber merchant, Dec. 15 at 11, Court of Bankruptcy, London.—*John C. Weippert*, Soho-sq., Middlesex, music seller, Dec. 18 at half-past 12, Court of Bankruptcy, London.—*Thomas Cracknell*, Sheldon-street, Westbourne-terrace, Paddington, Middlesex, painter, Dec. 18 at half-past 1, Court of Bankruptcy, London.—*Daniel Greenaway Porter*, Great Tower-street, London, wine merchant, Dec. 16 at 1, Court of Bankruptcy, London.—*Sam. Mobbs*, Alfred-pl., Alexander-square, Brompton, Middlesex, coal merchant, Dec. 16 at 12, Court of Bankruptcy, London.—*James Manley*, Brighouse, Halifax, Yorkshire, grocer, Jan. 8 at 11, District Court of Bankruptcy, Leeds.—*Joseph T. Clay*, Rastrick, Halifax, Yorkshire, fancy cloth manufacturer, Jan. 8 at 11, District Court of Bankruptcy, Leeds.—*Richard Hawkins*, Standish, Gloucestershire, cheese dealer, Dec. 19 at 11, District Court of Bankruptcy, Bristol.—*George Robotham*, Lane-end, Staffordshire, currier, Dec. 19 at 10, District Court of Bankruptcy, Birmingham.—*John Green*, Liverpool, wine merchant, Dec. 18 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 15.

*Alas. Fletcher*, Shaftesbury-terrace, Pimlico, Middlesex, bookseller.—*John Wilson* the younger, Ogle, Whalton, Northumberland, timber merchant.—*Bridger Renslee*, Hyiton

Ferry, Durham, grocer.—*Thos. Tubbs*, Aldermbury, London, and Shoreditch, Middlesex, silk agent.—*Abraham Price*, Cambridge, and of Boston, Lincolnshire, coach proprietor.—*Wm. Lendon* the younger, Exeter, currier.—*Steen Egg*, Manchester, and of Salford, Lancashire, cotton spinner.—*John Cheat*, Ipswich, Suffolk, boot maker.—*Wm. Palmer*, Birmingham, maltster.—*Alfred Tunstall* and *John W. Cak*, Bristol, oil merchants.—*Chas. Farmer*, Edgware-road, Middlesex, ironmonger.—*Frederick Pinder*, Bishops Stortford, Hertfordshire, tanner.—*W. Bradshaw*, Birmingham, builder.—*Thos. Richmond*, Peterborough, Northamptonshire, builder.—*Fred. Finney*, Tottenham, Middlesex, pastry cook.

#### FIATS ANNULLED.

*James Jackson*, Tooley-st., Southwark, oil and colour miz.—*Chas. Savage* the elder, Portsea, Southampton, builder.

#### PARTNERSHIP DISSOLUTIONS.

*Henry Rice* and *James Alfred Pittis*, Newport, Isle of Wight, attorneys at law, solicitors in Chancery, and conveyancers.

#### SCOTCH SEQUESTRATIONS.

*John Hatchison*, Glasgow, fisher.—*John Moore*, Glasgow, perfumer.—*Henry Corae Scott* and *Wm. Steven*, Edinburgh, stock brokers.—*Robert A. Ferguson*, Greenock, share broker.—*John W. Stewart*, Glasgow, writer.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*William Nicholas*, St. Leonard, Bridgnorth, Shropshire, ironmonger, Dec. 14 at 10, County Court of Shropshire, at Bridgnorth.—*Thos. Hooks*, Exeter, innkeeper, Dec. 15 at 10, County Court of Devonshire, at Exeter.—*Robert Blackth Whaplode*, Lincolnshire, butcher, Dec. 7 at 1, County Court of Lincolnshire, at Holbeach.—*John Anderson*, Newcastle-upon-Tyne, grocer, Dec. 13 at 3, County Court of Northumberland, at Newcastle-upon-Tyne.—*Geo. Sutton*, Wakefield, Yorkshire, clock maker, Dec. 7 at 10, County Court of Yorkshire, at Wakefield.—*Wm. Boyle*, Eccles, Pendlebury, Lancashire, bookkeeper, Dec. 6 at 12, County Court of Lancashire, at Salford.—*John Harris Hawthorn*, Willenhall, Wolverhampton, Staffordshire, druggist, Nov. 28 at 12, County Court of Staffordshire, at Wolverhampton.—*Thos. Green*, Wolverhampton, Staffordshire, schoolmaster, Nov. 28 at 12, County Court of Staffordshire, at Wolverhampton.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court on hereafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Dec. 11 at 11, before Mr. Commissioner PHILLIPS.

*Ezekiel P. Hammon*, Harper-st., New Kent-road, Surrey, plasterer.—*Robert Downes*, Baker's-row, Whitechapel-road, Middlesex, bedstead maker.—*Thos. Cox*, Westbourne-place, Bishop's-road, Paddington, Middlesex, carpenter.—*J. Thorp*, Crawford-st., Middlesex, cabinet maker.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Dec. 8 at 11, before Mr. Commissioner HARRIS.

*Wm. Cockburn*, Cross-court, Duke's-court, Drury-lane, Middlesex, messenger in the Navy Department, Senate-house.—*David Beant*, Bridge-st., Westminster-bridge, Lambeth, Surrey, surgeon.

Dec. 8 at 10, before Mr. Commissioner LAW.

*Wm. Upton*, High-st., Borough, Southwark, Surrey, out of business.

Dec. 8 at 11, before Mr. Commissioner PHILLIPS.

*Wm. Garratt Thackway*, Hart-st., Covent-garden, Middlesex, tailor.—*C. Gregory*, Henrietta-passage, Henrietta-st., Cavendish-sq., Middlesex, furniture broker.—*William Joss*, Victoria-road, Pimlico, Middlesex, plumber.—*Thos. Innes*, High-st., Peckham, Surrey, saddler.—*E. O. Tuckin*, Tebbrook-street, Belgrave-road, Pimlico, Middlesex, professor of music.

Dec. 11 at 11, before the CHIEF COMMISSIONER.

*Jas. Bentley*, King-street, Kensington, Middlesex, hatter.—*Wm. Brown*, Bushey-beath, Hertfordshire, rake maker.—*James Brown*, Bushey-beath, Hertfordshire, rake maker.—*William Savage* the elder, Rye-lane, Pockham, Surrey, solicitor.—*John Morton*, Great Charlotte-street, Blackfriars-rd., array, and Clare-street, Clare-market, Middlesex, writer on ass.—*I. W. J. Boggs*, Acton-street, Gray's-inn-road, Middlesex, philosophical chemist.

Dec. 11 at 11, before Mr. Commissioner HARRIS.

*John Jenkins*, Princes-street, Chelsea, Middlesex.—*Daniel Cook*, Dunstable, Bedfordshire, sawyer.

Dec. 8 at 11, before Mr. Commissioner PHILLIPS.

Adjourned.

*Thomas George Webb*, Windsor-court, Monkwell-street, City, lace rouch manufacturer.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Yorkshire, at YORK CASTLE, Dec. 11 at 9.

*Thomas B. Johnson*, Leeds, out of business.—*James Gartide*, Marsden, near Huddersfield, labourer.—*John Clark*, Felbourne, near Pockington, out of business.—*Jas. Glover*, Lunset, near Leeds, glass bottle manufacturer.—*John Drake*, York, carrying on no trade.—*Abel Schofield*, Saddleworth, bookkeeper.—*Benj. Walker*, Bradford, printer.—*T. Johnson*, Beffield, out of business.—*Peter James Papillon*, Leeds, ins agent.—*Robert Fisher*, Sheffield, out of business.—*As. Inwells*, Knaresborough, out of business.—*John Haigh*, Lepam, near Huddersfield, labourer.—*Wm. Gladwin*, Leeds, out of business.—*John Walls*, York, out of business.—*Ellis Balife*, Hainworth, near Keighley, out of business.—*William Fagstaff*, Heslington, near York, bleacher.—*James Mills*, York, out of business.—*Edward Parker*, York, out of business.—*Samuel Nicholson*, Leeds, out of business.—*John Longbottom*, Hiliam, near Ferrybridge, wheelwright.—*George Fawson* the younger, Leeds, wire worker.—*James Charles Campbell*, Lunnington-lodge, near York, attorney's clerk.

At the County Court of Lancashire, at LANCASTER, Dec. 8 at 10.

*John Jump Roberts*, Liverpool, bookkeeper.—*P. Rogers*, Liverpool, stevedore.—*John Heywood*, Preston, out of employment.—*Wm. Kermode*, Liverpool, out of business.—*John Tay*, Liverpool, commission agent.—*Samuel Almond*, Liverpool, ostler.—*Robert Hall*, Manchester, provision dealer.—*Fm. Broadbent*, Hulme, auctioneer.—*Robert Lamb*, Salford, ut of business.—*Joseph Worthington*, Preston, licensed victualler.—*Thomas Parkinson*, Rough Lee, near Colne, grocer.—*Wm. Brown*, Hulme, Manchester, out of business.—*Wm. Kirkley*, Salford, painter.—*John Dyson*, Openshaw, near Manchester, out of business.—*Geo. Wilkin*, Liverpool, steward n board a steam ship.—*James Hilton*, Manchester, out of business.—*Geo. A. C. Smith*, Liverpool, ship broker.—*H. Gray*, Hulme, Manchester, out of business.

Dec. 9, at the same hour and place.

*George Grewer*, Manchester, out of business.—*John Ellis*, Iwenden, near Halifax, Yorkshire, labourer.—*C. Grimshaw*, Manchester, in no business.—*Thomas Proffit*, Lancaster, lawyer.—*Richard Ford*, Lancaster, sawyer.—*S. Woodward*, Fatherhead-mill, near Oldham, licensed victualler.—*Matthew Huggin*, Oldham, cotton waste dealer.—*James Lawson*, Liverpool, marine stove dealer.—*John Holker*, Manchester, out of business.—*Francis Phillips*, Liverpool, master of the brig betis.—*John Cooks*, Hulme, Manchester, house agent.—*Thomas Ford*, Liverpool, fish dealer.—*Wm. Sinclair*, Liverpool, never in any business.—*John Porter*, Hulme, Manchester, out of business.—*Wm. Skinner* the younger, Gerard's-borlton, near St. Helen's, engine tender.—*Wm. K. Jackson*, Thornton-upon-Medlock, Manchester, out of business.—*Geo. Farnell*, Manchester, hosier.—*John Wainmaley*, Accrington, bookkeeper.—*John Phythian*, St. Helen's, stone cutter.—*John Greenley*, Oldham, cotton waste dealer.—*Thomas S. Hiershaw*, Preston, out of business.

At the County Court of Norfolk, at NORWICH, Dec. 8.

*James Bells*, Great Yarmouth, keeper of the Victoria Hotel.

At the County Court of Monmouthshire, at MONMOUTH, Dec. 29 at 11.

*Morgan Watkins*, Pontypool, licensed victualler.—*Herbert Morgan* the younger, Ebbw-valle Iron-works, railman.—*Den. Jones*, Pillgwenilly, near Newport, haulier.

At the County Court of Worcestershire, at WORCHESTER, Dec. 13.

*Joseph Rogers*, Beoley, bailiff's follower.

At the County Court of Northamptonshire, at NORTHAMPTON, Dec. 12.

*Ed. Telf*, Northampton, statutory mason.

At the County Court of Carmarthenshire, at CARMARTHEN, Dec. 12 at 2.

*Hen. Harries*, Abergwilly, farmer.

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30	1	4	1	1	5	1	2	10	4
40	1	10	4	1	13	6	3	3	6
50	2	3	10	2	13	11	4	7	3
55	3	0	4	3	13	3	5	5	0
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65	5	10	3	6	19	11	7	16	9

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 3, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunin, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 41, Great Cornhill Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex. Saturday November 25, 1848.



# The Jurist

No. 621—VOL. XII.

DECEMBER 2, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench { G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.	
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Ball Court { H. PELL Y HINDE, Esq. of the Inner Temple, Barrister at Law.	
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act.... { W. PATERSON, Esq. of Gray's Inn; and J. R. BULWER, Esq. of the Inner Temple, Barristers at Law.	
Master of the Rolls Court	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Exchequer .... { W. M. BEST, Esq. of Gray's Inn, Barrister at Law.	
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors Commons.
Vice-Chancellor Knight Bruce's Court.....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.
Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.	Crown Cases Reserved..	{ ROBERT R. PEARCE, Esq. of Gray's Inn, Barrister at Law.

LONDON, DECEMBER 2, 1848.

THERE is an appointment falling to the share of the Bar on an average, we believe, about once in every six or seven years, very brilliant in point of emolument, and tolerably dazzling in point of temporary rank and importance, but, like all the apparent good things of this world, surrounded with many disadvantages.

This appointment, whenever made, almost always, we really might say we believe *invariably*, exposes its possessor to sarcasm and animadversion at the hands of the public. The appointment to which we allude is that of Advocate-General to the Government of India. In the course of less than twelve years there have been, we believe, three vacancies in this lucrative appointment; and, on the filling up of each vacancy, the public (whether speaking through disinterested organs or not, we will not venture to say) has rushed headlong on the unhappy recipient of the vacant appointment, stigmatising it in each case as an appointment of an unknown, and, therefore, as it is assumed, an unfit man, obtained through interest. Now, in all this, there is some truth as to facts; much ignorance as to the causes of those facts; and much error in the reasoning upon them. It is true that the appointment in question is generally given to men but little known out of the Profession, and only moderately known in it. It is true that what is commonly called interest has much to do, in general, with the appointment. But it does not follow, nor is it the fact, that the appointment has, generally, been given to unfit men, looking at fitness as relative—that is, with reference to the possibility of obtaining men of greater fitness. The truth seems to be this: the appointment of Advocate-General to the Government of India is one of great emolument; one with which a tolerably prudent man may live in India in a manner befitting his rank, and return, at the end of

ten years or thereabouts, with a considerable fortune. But to do so, he must spend at *least* ten years in India. He must, of course, relinquish all idea of rising to the honours of his Profession in this country—honours which *never* fall to the lot of any but those who give the best of their lives to the service of the public in the Profession and in the Legislature, in England. He must expose his health and that of those dependent upon him (if there be any such) to the dangerous effects of an eastern climate, not always easy to be borne by those who inure themselves to it from youth, but doubly hazardous to those who, in middle age, attempt to brave it. All these drawbacks must be taken into the account before men at the Bar will accept an appointment which offers gold, but at the expense of honourable ambition; gold, but at the expense of health; gold, but at the expense of separation from all those ties which have become to most men, old enough to obtain the appointment, a part of themselves. It would flow, as a mere matter of reasoning, from this, the true view of the value of the appointment of Advocate-General, that men who have already achieved at the Bar a solid celebrity,—to whom, therefore, an honourable independence is almost secured, and by whom the prospect of the higher rewards of professional ambition may be legitimately entertained,—will not be prompt to take the boon even when proffered. And the fact is accordingly. It is generally understood, that, on each of the occasions when the appointment of Advocate-General has been vacant, it has been offered to men whose names were prominently before the public,—men who were, to use the professional phrase, in good business,—and has been declined by them. The fact was, indeed, publicly stated in the House of Commons on the occasion of the appointment of the late Advocate-General of India. It is, besides, well known, that any man at the Bar realising by his professional exertions an income of

2000%. a year, one might say of 1000% per annum, would be thought unwise by the Profession if he bartered his English prospects for the brilliant banishment of Calcutta.

The Government of India is, therefore, from the nature of things, and from the particular nature of our profession, absolutely and inevitably unable to obtain the services of men, of anything approaching that celebrity which depends on the possession of considerable business, and is thrown back upon that class of men, not an inconsiderable one, in which sound learning, and, possibly, great talents, may be found, but which is a class unknown to the general public. In that class are many men equally fit for such an appointment, though, it may be admitted, not so fit as the men who have already conquered reputation. Among those equally fit, it is perfectly natural, and it is perfectly inevitable, that he who has the best interest will receive the offer of the appointment. Those who, being equally fit, have not the offer, may repine, because they are not the parties selected, (though, we apprehend, as wisely as they would repine that another has a better private fortune than themselves); but what can it matter to the public, if as fit a man as the only accessible class of men furnishes is selected, whether he is selected because known to persons having influence with the Government of India, or for any other reason?

The fact is, in this as in a great many other cases, the public wants that which is unattainable. It imagines, because a foreign appointment offers a great deal of money, that none ought to hold it but men of eminence; forgetful, that, to men of eminence, there are things, which, combined with moderate gains, are more precious than infinitely larger emoluments separate from such things. It then forgets, that, being thrown back upon the large class of men of moderate standing and reputation, the Government of India has not the means of ascertaining which of such men are fit, except by the test of private report, which is, in fact, but another term for interest. If that interest is, on any particular occasion, found to thrust forward any man notably insufficient in point of standing or ability, then, indeed, the public may complain. But to complain, because a man appointed has not made public proof of that ability, of which if he had the public reputation he never would accept the appointment,—to complain, because he is simply unknown, when no other class but that of the unknown men is open to the blandishments of the great Indian appointment,—is sheer folly.

It will probably be concluded, that our remarks are partly caused by a most uncalled-for attack, lately made in a public print, on the member of our Profession recently selected for the office in question; and some may suppose, from the tone of our remarks, that we are, under cover of a general dissertation, defending a personal friend. The first part of the conclusion would be correct; the second, incorrect. We are, personally, wholly unacquainted with the present Advocate-General; and the intention of our remarks is to shew, first, that it is not to be inferred, that, in a profession such as ours, where eminence is of slow growth, every unknown man is an incompetent man: and, secondly, that, except by a combination of circumstances, so rare

as to be scarcely possible, the Government of India can never hope to obtain the services of a man of established reputation; and that, therefore, whether they be good or whether they be bad, the public must be content to see unknown men appointed to the Government law offices of India.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 491).

If the writ of mandamus be improperly directed, i.e. if the party to whom it is directed be not the person to whom the executing the matter sought to be enforced belonged, he should make an application to quash the writ, or return the matter. (*Rees v. Ward*, 2 Str. 897).

Secondly, the writ must be according to the rule, and follow it in express terms, otherwise it will be irregular; and the Court, on motion, will order it to be quashed. (*Rees v. Wildman*, 2 Str. 879; *Rees v. The Mayor of Kingston*, 1 Str. 578; *Rees v. Water Eaton*, 2 Smith, 54; *Rees v. Tucker*, 3 B. & C. 545; *Rees v. The Churchwardens of Clerkenwell*, Bull. N. P. 199). It must also contain convenient certainty in setting forth the duty to be performed; but it need not particularly set forth by what authority the duty exists, unless the duty arise from the custom of any particular place, or from the grant of a charter or franchise, when the custom or grant should be set out, and the party brought within it. (*Rees v. The Coopers' Company of Newcastle-upon-Tyne*, 7 T. R. 543; *Rees v. The Churchwardens and Trustees of St. Pancras*, 6 Adol. & Ell. 364).

Therefore, where a mandamus to the commissary of the Archbishop of York, to admit a deputy registrar, stated quod minus ritè recusavit to admit, it was holden sufficient, though it was objected it was the constant form to allege, that the party to whom the writ is directed was the person to whom it appertains to swear and admit; for if the defendant was not the person to whom the executing this writ belonged, he should have so returned it; but, instead of that, the return consisted merely of matter of excuse; besides, it was laid down that minus ritè be refused, which was an averment that, in justice, he ought to do it. (*Rees v. Ward*, 2 Str. 897; S. C., 7 East, 347, n.).

So, a mandamus to the Dean of Arches to grant probate to Lord Londonderry's executors, setting out, that the dean juxta juris exigentiam recusavit, was holden sufficient, though it was objected that it did not shew the dean's title to grant probate, not having set out that there were bona notabilia; for the Court will not presume an inferior jurisdiction; and it appeared that he had already done some acts of office as the Prærogative Judge, and he shall not be received now, to say it does not appear that he has any jurisdiction (*Rees v. Bettisworth*, 2 Str. 857).

So, a mandamus reciting, "whereas there is or ought to be one bailiff and twelve capital burgesses." (*Rees v. Devizes*, Mich., 7 Anne, Bull. N. P. 204; S. C., Ser. 36).

So, a mandamus reciting, that whereas there ought to be a common council, consisting of the mayor and

twenty-four persons chosen by the mayor and burgesses, without stating whether by charter or prescription. *Rez v. The Mayor of Nottingham*, Say. 36; Bull. N. P. 64; Hil., 25 Geo. 2).

So, a mandamus reciting a custom that the eldest son of every freeman, being born within the port, hath a right in respect thereof, upon payment of a reasonable sum, to be admitted a freeman, and that a reasonable sum had been tendered, is sufficient; for, if the sum be not reasonable, it may be shewn on return. (*Rez v. Hastings*, Cas. temp. Hard. 362).

So, in a mandamus to a company to compel them to enrol indentures of apprenticeship, it is sufficient to state generally that those who have served a free burgess, &c., under indentures of apprenticeship, and whose indentures have been enrolled, are entitled to be admitted to their freedom: that A. B. had served &c.; that his indentures ought to have been enrolled on being tendered &c.; and that they were tendered for that purpose, but that the defendants had refused to enrol them, &c. (*Rez v. Coopers' Company, Newcastle-upon-Tyne*, T. R. 543). Distinct rights cannot be joined in one writ of mandamus. Therefore, where a mandamus was granted to the mayor to assemble and transact the business of the corporation, and, in drawing up the writ, they inserted a command to assemble and also to admit persons having a right to their freedom who should appear before them to demand it, the Court suspended the writ. (*Rez v. The Mayor of Kingston*, 1 Str. 578; *Rez v. Woolly*, 2 Str. 1259; see *Rez v. Medhurst*, 1 Wils. 283; Bull. N. P. 200).

If there be any other remedy than by writ of mandamus, but which, from some cause or other, cannot be enforced, and the only available means of enforcing the right is by mandamus, it should be shewn by the writ that recourse cannot be had to that remedy; for, as we have before seen, the ground of the application for a mandamus is, that there is no other remedy. Here, therefore, a mandamus, directed to a corporation, commanding them to pay a poor-rate, omitted to state that the defendants had no effects upon which a distress could be levied, it was holden bad. (*Rez v. The Marine Pier Company*, 3 B. & A. 220. Quære, whether such a case a mandamus will lie?)

Every circumstance that is requisite to shew that a party is entitled to be admitted, must be suggested in the writ. (*Peat's case*, 6 Mod. 310; per Holt, C. J.) Therefore, where, in a mandamus to the ordinary to enow a curate, it was stated that he had been "duly nominated and appointed by the inhabitants" of a parish to be curate of the Church of P., but neither the consent of the rector, or any endowment or custom of the inhabitants to make such nomination and appointment, was stated, the Court quashed the writ. (*Rez v. The Bishop of Oxford*, 7 East, 345; S. C., 3 Wils. 341). And it is requisite that the writ should state all cases state those facts which constitute the duty, and induce the obligation, in point of law, to do the thing required. Therefore, where a mandamus to a railway company suggested that the company had been required to define the deviations and complete the railway to N. and Y., but that they had refused and neglected to purchase the necessary lands between C. and N. and Y., or set out the deviations, or to make complete the railway, but there was no averment that the company had abandoned the design, or were proceeding with all convenient speed, or that a reasonable time had elapsed without proper preparations, that deviations would be expedient, it was held insufficient. (*Reg. v. The Eastern Counties Railway Company*, 10 Adol. & Ell. 531). But, although it is essential that such facts should be alleged as are necessary to shew that the party applying for the writ is entitled to the relief prayed, no precise form need be adopted. (*Rez v. The Mayor of Nottingham*, Say. 37, per Lee, C. J.)

If a writ be granted to proceed to an election, it must not be to elect a particular person. (*Shuttleworth v. The Lincoln Corporation*, Bulstr. 122; 2 Roll. 456, 1, 25; Com. Dig. "Mandamus," C. 2).

Thirdly, the writ must be tested the day on which it is granted by the Court; and if the party to whom it is directed reside more than forty miles from London, there must be fourteen days between the teste and return; if within forty miles, only eight days. By rule of M. T., 4 Anne, 1705, it is ordered, that, between the teste and return of every original writ of mandamus, there shall be a space of fourteen days at the least, if such writ shall be directed to any person or persons commorant or residing beyond forty miles from Westminster; and, if it be within forty miles, then there shall be eight days between the teste and return thereof; and that every writ of mandamus shall bear teste the same day on which it shall be granted by the Court. (Gude's Crown Off. Pract. 353). The mode of calculating the days is, one exclusive, the other inclusive. (*Rez v. The Mayor of Dover*, 1 Str. 407; 2 Salk. 434; H. T., 2 Will. 4, r. 8). Days not expressed to be clear days are to be reckoned exclusive of the first, and inclusive of the last. And this, though the case be one in which the Court, on the ground of urgency, have granted the rule for the mandamus absolute in the first instance; as where the writ issues to compel payment of money for the support of paupers: and if, without the special direction of the Court, the mandamus be so drawn as to allow less time between the teste and return, the Court will supersede the writ for irregularity. (*Rez v. The Governors of the Poor of St. Andrew, Holborn*, 8 Adol. & Ell. 281; Com. Dig. "Mandamus," C. 4. Quære, whether the Court, on a proper case being shewn, will direct the return to be made in a shorter time?)

Fourthly, although it was formerly held, that the defendant could not be permitted to avail himself of any objection to the writ after the return, (*Rez v. York*, 5 T. R. 745, per Kenyon, C. J., and Buller, J.), yet it has since been adjudged that an exception may be taken to the writ, even after the return and argument on a concilium, or on shewing cause against a rule to quash the return, (*Rez v. The Margate Pier Company*, 3 B. & A. 220), and at any time before a peremptory mandamus issues. (*Reg. v. Powell*, 1 Adol. & Ell. N. S., 352; *Rez v. The St. Katherine's Dock Company*, 4 B. & Adol. 360; see *Reg. v. Ledgar*, 1 Adol. & Ell. N. S., 624; *Reg. v. Kendall*, Id. 366; *Rez v. St. Pancras Church Trustees*, 3 Adol. & Ell. 535; 6 Adol. & Ell. 314). In a recent case, after a peremptory mandamus issued, and a rule nisi had been obtained for an attachment against the defendants, the Court permitted them, in shewing cause against this rule, to object to the first writ for defects appearing upon the face of it, and the Court, being of opinion that the writ was bad, discharged the rule and quashed the writ. (*Rez v. The Mayor of Poole*, 10 Law Journ., N. S., Q. B., 198). It may be here observed, as a general rule, that, if the writ is bad, nothing stated in the return will remedy the defect. (*Reg. v. Hopkins*, 1 Q. B. Rep. 161). Upon discovering any informality in the writ of mandamus, the party may apply to amend at any time before the return; (*Reg. v. Clitheroe*, 6 Mod. 133, per Holt, C. J.; *Reg. v. The Mayor of Newbury*, 1 Q. B. Rep. 759); but, after the return has been made and traversed, the Court will not permit an amendment. (*Rez v. The Mayor of Stafford*, 4 T. R. 690; see *Rez v. Lyme Regis*, 1 Doug. 135; *Rez v. Marriott*, 1 D. & R. 166). Care must be taken that no defects appear upon the face of the mandamus, and that it corresponds with the terms of the rule, otherwise the Court will quash the writ. Where a rule had been obtained for a mandamus, and the writ was taken in other terms than those warranted by the rule, and dif-

fering, not merely by adding things incidental to a mandamus, but materially enlarging the terms, the Court, on motion, quashed it. (*Rez v. Water Eaton*, 2 Smith, 54; and see *Rez v. Tucker*, 3 B. & C. 545; 5 D. & R. 434; *Rez v. Kingston-upon-Hull*, Str. 578), and refused to amend the rule to support the writ according to the form in which it had issued; it being the duty of the parties, if they discover any error, to apply to amend the rule before the mandamus issues. The motion to supersede the writ cannot be made after the return is out. (Per Lee, C. J., in *Whitwood*, q. t., v. *Jocam*, B. R. M., 7 Geo. 2, MS.; said to have been so determined in Lord Raymond's time, Selw. N. P. 1085). No notice of motion is necessary previous to an application to quash the writ, although formerly held to be so. (*Reg. v. Middlesex*, 7 Law Journ., N. S., M. C., 68; *Anon.*, 1 Wils. 30). It may here be observed, that all the statutes of jeofails are extended to writs of mandamus and the proceedings thereon; consequently, all defects cured by those statutes apply equally to writs of mandamus. (9 Anne, c. 20, s. 6; 4 Anne, c. 16; 32 Hen. 8, c. 30; 18 Eliz. c. 14; 37 Eliz. c. 5; 21 Jac. 1, c. 13; 16 & 17 Car. 2, c. 28).

The original writ must be served personally upon the party to whom such writ is directed: in the event of its being necessary to serve several persons, so many copies as may be requisite must then be made, reserving one for the party effecting the service. The original writ must be shewn to every one personally when the copies are served, and the original writ afterwards served personally upon the principal person mentioned therein: it being expressly stated in the original writ, (vide form), that it must be returned to the Court; and, therefore, it must be personally served upon one of the persons required to obey it, that it may be so returned; for you can only proceed against such of the parties for a contempt, in not returning the writs, who have either been served with the original writ itself, or a copy of the original writ the writ itself being shewn. (Gude's Crown Off. Pract. 183).

It is sufficient if the writ be served on such parties only as are required to perform the act omitted. Thus, if it be directed to justices of the peace for any matter to be performed at sessions, it is usual to serve the chairman and two or three of the justices who usually attend the sessions; also, the clerk of the peace, though this is not absolutely necessary. If for any matter out of sessions, it should then be served upon the particular justice or justices to whom directed. If directed to a company, service upon two or three of the acting directors and their clerk would suffice. If to a municipal corporation, then upon the mayor and one or more of the town-council and the town-clerk. The party serving the writ should then make an affidavit of such service.

Where certain justices in sessions dismissed a complaint, on the ground that they had no power to grant relief, and afterwards a rule was obtained, calling upon the justices of the county of S. to shew cause why a mandamus should not issue, commanding them to hear the appeal, upon notice of the rule to be given to the said justices, or some of them, and no cause being shewn, a mandamus issued, which was served upon those justices alone before whom the original complaint was lodged, it was held to be good service. (*Rez v. Tucker*, 3 B. & C. 544; see *Reg. v. Wills*, 8 D. 717).

(To be continued.)

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the High Court of Chancery:—John William Phillips, of Haverfordwest; Edward Bryant Gooding, of Bridgwater, Somersetshire.

## Court Papers.

### EQUITY SITTINGS, AFTER MICHAELMAS TERM, 12 VICT. 1848.

#### Court of Chancery.

Before the LORD CHANCELLOR, at Lincoln's Inn.

Saturday ....	Dec. 2	First Seal.—Appeal Motions and Appeals.
Monday .....	4	
Tuesday .....	5	Appeals.
Wednesday .....	6	
Thursday .....	7	
Friday .....	8	(Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	9	Second Seal.—Appeal Motions and Appeals.
Monday .....	11	
Tuesday .....	12	Appeals.
Wednesday .....	13	
Thursday .....	14	
Friday .....	15	(Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	16	Third Seal.—Appeal Motions and Appeals.
Monday .....	18	
Tuesday .....	19	Appeals.
Wednesday .....	20	
Thursday .....	21	Fourth Seal.—Appeal Motions and Appeals.
Friday .....	22	General Petition-day.

#### Vice-Chancellors' Courts.

Before the VICE-CHANCELLOR OF ENGLAND, at Lincoln's Inn.

Saturday ....	Dec. 2	First Seal.—Motions.
Monday .....	4	
Tuesday .....	5	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	6	
Thursday .....	7	
Friday .....	8	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	9	Second Seal.—Motions.
Monday .....	11	
Tuesday .....	12	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	13	
Thursday .....	14	
Friday .....	15	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	16	Third Seal.—Motions.
Monday .....	18	
Tuesday .....	19	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	20	
Thursday .....	21	Fourth Seal.—Motions.
Friday .....	22	(General Petition-day).—Short Causes, and Petitions.

Before VICE-CHANCELLOR KNIGHT BRUCE, at Lincoln's Inn.

Saturday ....	Dec. 2	First Seal.—Motions.
Monday .....	4	Bankrupt Petitions.
Tuesday .....	5	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	6	Bankrupt Petitions and Ditto.
Thursday .....	7	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	8	(Petition-day).—Petitions, Short Causes, and Causes.
Saturday .....	9	Second Seal.—Motions.
Monday .....	11	Bankrupt Petitions.
Tuesday .....	12	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	13	Bankrupt Petitions and Ditto.
Thursday .....	14	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	15	(Petition-day).—Petitions, Short Causes, and Causes.

aturday .....	16	Third Seal.—Motions.
Monday .....	18	Bankrupt Petitions.
Tuesday .....	19	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	20	Bankrupt Petitions and Ditto.
Thursday .....	21	Fourth Seal.—Motions.
Friday .....	22	{ (General Petition-day). — Petitions, Short Causes and Causes.

*Before VICE-CHANCELLOR WIGRAM, at Lincoln's Inn.*

aturday .....	Dec. 2	First Seal.—Motions and Causes.
Monday .....	4	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	5	{ (Petition-day).—Short Causes, Petitions, (unopposed first), and Causes.
Wednesday .....	6	Second Seal.—Motions and Causes.
Thursday .....	7	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	8	{ (Petition-day).—Short Causes, Petitions, (unopposed first), and Causes.
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Wednesday .....	20	Fourth Seal.—Motions and Causes.
Thursday .....	21	{ (General Petition-day). — Petitions, Short Causes, and Causes.
Friday .....	22	{ (General Petition-day). — Petitions, Short Causes, and Causes.

**EQUITY CAUSE LISTS, AFTER MICHAELMAS TERM, 12 VICT. 1848.**

\*. \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C. Costs*—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl.* Plea—*Ptn.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*SA.* Short.

**Court of Chancery.**

*Before the LORD CHANCELLOR.*

**APPEALS.**

Hodgkinson v. Hodgkinson	{ (Ap) } <i>S O</i>	Woods v. Woods (Ap, part heard)
Same v. Jackson	{ (Ap) } <i>S O</i>	Beech v. Ford (Ap)
Allfrey v. Allfrey (Ap)	<i>Hil. T.</i>	North v. Morley (Ap)
Att.-Gen. v. Wilson	{ (Ap) } <i>S O</i>	East Lancashire Railway Co. v. London & North-western Railway Co. (Ap)
Same v. Same	{ (Ap) } <i>S O</i>	Vulliamy v. Vulliamy (Ap)
Davis v. Chanter (9 causes, Ap) <i>To fix a day</i>		Ashurst v. Mill } (Ap)
Stewart v. Forbes (Ap) <i>To fix a day</i>		Mill v. Ashurst }
Cochrane v. Cochrane } (Ap) <i>S O</i>		Att.-Gen. v. Mayor, &c., of Chester (Ap)
Lord v. Colvin }		Potter v. Waller (Ap)
The Mayor, &c. Rochester v. Lee (Ap, M) <i>To fix a day</i>		Rheam v. Smith (Ap)
Mosley v. Baker (Ap)		Jackson v. North Wales Railway Co. (Ap)
Attorney-Gen. v. Wilson (Ap) <i>Hilary Term</i>		Granville v. Betts (Ap)
		Richardson v. Corbett (Ap)

*Before the VICE-CHANCELLOR OF ENGLAND.*

**PLEAS, DEMURRERS, CAUSES, EXCEPTIONS, AND FURTHER DIRECTIONS.**

Dobson v. Lyall (F D, C) <i>To fix a day</i>	Digby v. Boycott (3 causes)
Robinson v. Sollory	Cunningham v. Antrobus <i>S O</i>
Ashburner v. Wilson (F D, C) <i>S O</i>	Marshall v. Carter <i>S O</i>
Att.-Gen. v. Earl of Stamford (F D, Ptn)	Edge v. Duke (2 causes) <i>S O</i>
Dunston v. Dunston (3 causes, F D)	Thornycroft v. Crockett (E)
Boycott v. Morse (2 causes)	Bodington v. The Gt. Western Railway Co.
	Bell v. Bell
	Gregory v. Wilson <i>S O</i>
	Willis v. Jones (F D, C)

Myers v. Perigal (F D, C) <i>S O</i>	Attorney-Gen. v. Finch (2 causes)
Coleman v. Mellersh	Surtees v. Hopkinson (F D, C)
Robinson v. Williams	James v. Jones
Thornton v. Knight	Alt v. Gregory
Dykes v. Taylor (E)	Dudley v. Burrage
Drever v. Maudsley (7 causes, F D)	Field v. Jennings
Simkins v. Webb <i>S O</i>	Wright v. Howe <i>SA</i>
Smith v. Pincombe (2 causes)	Watts v. Symes (2 causes)
Glover (otherwise Gordon) v. Hall	Ladbroke v. Smith Dec. 18
Chipchase v. Simpson	Tomlinson v. Troughton } Dec.
Elkington v. Aplen (2 causes)	Haydock v. Tomlinson } 18
Holloway v. Collier	Marks v. Solomons (F D, C)
Chambre v. Flight	Baxter v. Abbott (3 causes, F D, C)
Jaquet v. King	Baker v. Salmon Jan. 11
Walter v. Corpe	Shelton v. Watson (F D, C)
Duff v. Chester	Dovey v. Longlin (2 causes) <i>SA</i>
Worsley v. Woodford	Rowland v. Witherden
Boothby v. Boothby	Skey v. Garlick (4 causes, F D, C)
Jones v. Francis (F D, C)	Earl of Balcarras v. Hudson
Moorley v. Smith	Ligoure v. Marryatt (F D, C)
Miller v. Priddon	

*Before the Vice-Chancellor KNIGHT BRUCE.*

**CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.**

M'Intosh v. Great Western Railway Co. (3 Ds)	Attorney-Gen. v. Haywood
Pierson v. Barclay (Defendant's objection as to parties)	Bull v. Falkner (E)
Howard v. Flower (Defendant's objection as to parties)	Hirst v. Hutchinson
Barton v. Haynes (Cause and Ptn, by order)	Alexander v. Bushby (F D Ptn)
Weighman v. Powell <i>S O</i>	Dawson v. Robinson
Kent v. Underhill } <i>Hilary Term</i>	Davies v. Corporation of Ludlow
Capper v. Same }	Cowan v. Hymers
Townsend v. White	Aglionby v. James (F D)
Grayson v. Deakin (F D, C) <i>S O G</i>	Musters v. Wright Dec. 11
Attorney-Gen. v. Harvey (F D, C)	Wildes v. Clifton Dec. 12
Fowler v. Reynal	Bycroft v. Horton (F D, C)
Stephens v. Richards	Dixon v. Levin (3 causes, F D, C)
Stanley v. Bulkeley <i>Hilary T.</i>	Cutts v. Riddell
Coward v. Coward (E)	Hughes v. Scarborough
Same v. Same (F D, pt. hd.) }	Gardom v. Williams
Pothecary v. Potheary	Ackers v. Williams
Spackman v. Homfray	Foligno v. Goldner
Wilkinson v. Candlish	Barracrough v. Hull
Milne v. Baldwin }	Nunn v. Truscott
Same v. Green }	Toller v. Attwood
Stronger v. Hawkes }	Austin v. Salter
Hawkes v. Hawkes }	Peters v. Halliday (F D, C)
Douglas v. Crewdson	Boydell v. Barker (F D, C) <i>SA</i>
Davies v. Davies (2 causes)	Sharp v. Giblett
Cook v. Wright	Fowell v. Dodson (2 causes)
Madeley v. Booth	Howard v. Carr
Paterson v. Mills	Dobinson v. Sliddall (F D, C)
Pfeifer v. Bain	Browne v. Milne (F D, C)
	Brown v. Mundy
	Morehouse v. Newton
	Savery v. Savery

*Before the Vice-Chancellor WIGRAM.*

**CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.**

Chandler v. Corke <i>Last day of Trinity Term</i>	Milne v. Loe } (F D, Ptn)
Thornton v. The Portsmouth and Arundel Navigation Co.	Addinsell v. Loe }
Same v. Hope	M'Grider v. The Derbyshire Grand Junction Railway Co.
Cormick v. Pearce (F D, Ptn)	Baron v. Baron
Nesfield v. White <i>Trin. Term</i>	Phillips v. Rogers
Watson v. Masters (E)	Vere v. Wilson } Dec. 8
White v. Crisp	Smith v. Same }
Hayward v. White	Jones v. How Dec. 9
Hill v. Kellaway	Fleming v. Wear Dec. 14
Webster v. Bray	Smith v. Palmer }
Trappes v. Roskell (2 causes)	Same v. Ainstre }
Rushin v. Fairbrother	Same v. Palmer }
Beattie v. Johnstone	Gaskell v. Holmes (5 causes, F D)
	Same v. Same (2 causes) }

Jennings v. Edwards Dec. 16  
Beines v. Logan  
Porter v. Allen SA  
Maugham v. Maugham (3 cau.  
F D, C)

Kennedy v. Blair (F D, C)  
Bensusan v. Nehemias SA  
Squire v. Warre SA  
Ranken v. Harwood } (F D,  
Same v. Boulton } C)

### GENTLEMEN CALLED TO THE BAR.

The following Gentlemen have been called to the degree of Barrister at Law:—

**LINCOLN'S INN.**—Robert Capel Cure, Esq.; William Henry Hodgson, Esq.; Robert Thomas Kent, Esq.; Henry Philip Roche, Esq.; Charles Sargent, Esq.; Thomas Joseph Hercy, Esq.; Robert Hayston Frank, Esq.; Arthur Benthall, Esq.; Alfred Hill, Esq.; Algernon Bathurst, Esq.; Benjamin Gray, Esq.; Henry Dickinson, Esq.; Thomas Rawlinson, Esq.; William Augustus Marsh, Esq.

**MIDDLE TEMPLE, Nov. 3.**—William Henry Gunning Bagshawe, Esq., B.A., Univ. of London; James Dunne, Esq.; Adolphus Levy, Esq., B.A., Univ. of London. **Nov. 24.**—William Major Cooke, Esq.; Andrew Thomas Plunkett Doran, Esq.; Francis Lewis Dowling, Esq.; William Ralph Neville, Esq.; Edmund Grimani Hornby, Esq.; Paul François Oscar Dz de Charmoy, Esq.; William Augustus Clark, Esq.; George Matthew Hicks, Esq.; Henry Charles Mules, Esq.

**INNER TEMPLE.**—Alexander Clack Forbes, Esq.; Charles Cotton Ferrard, Esq.; Robert Elphinstone Robertson Ramsay, Esq.; Michael Haynes, Esq.

**GRAY'S INN.**—William Tyndall Barnard, Esq.

### London Gazettes.

TUESDAY, NOVEMBER 28.

#### BANKRUPTS.

**WILLIAM JONES**, Beckford-row, Walworth, Surrey, grocer and livery-stable keeper, dealer and chapman, Dec. 4 at 1, and Jan. 15 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. King, North-buildings, Finsbury-circus.—Fiat dated Nov. 22.

**ELIZABETH WIDDOWSON**, late of Dover-street, Piccadilly, Middlesex, lodging-house keeper, dealer and chapwoman, but now of Princes-place, Dorset-square, Clapham-road, Surrey, out of business, Dec. 9 at half-past 12, and Jan. 13 at 2, Court of Bankruptcy, London: Off. Ass. Green; Sols. Shaw & Newstead, Ely-place, Holborn.—Fiat dated Nov. 22.

**WILLIAM LILLEY**, Albert-road, Peckham, Surrey, shipowner, merchant, dealer and chapman, Dec. 8 at 1, and Jan. 20 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Dixon, Austin-frars.—Fiat dated Nov. 24.

**WILLIAM SIMMONS**, Marden, Kent, dealer and chapman, Dec. 8 at 1, and Jan. 20 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. King, Maidstone; Palmer & Co., Bedford-row.—Fiat dated Nov. 24.

**THOMAS JORDAN**, Hammersmith, Middlesex, brick maker, and Jewry-street, Aldgate, London, machine maker, Dec. 6 at 11, and Jan. 4 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Fourdinier, 26, College-street, Dowgate.—Fiat dated Nov. 23.

**MATTHEW GOODA**, Great Yarmouth, Norfolk, linen draper, Dec. 12 at 2, and Jan. 12 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Costerton, Yarmouth; Nicholls, 9, Cook's-court, Carey-street.—Fiat dated Nov. 20.

**WILLIAM ROBERTS**, Burnham, Buckinghamshire, apothecary, dealer and chapman, Dec. 9 at 1, and Jan. 20 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Lambert, Gray's-inn.—Fiat dated Nov. 27.

**JOHN CANN**, Exeter, baker, Dec. 13 and Jan. 10 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernanman; Sols. Wreford, Exeter; Soles & Turner, 68, Alderbury, London.—Fiat dated Nov. 20.

**EDWARD TUCKER**, Nicholas-lane, London, dealer in shares, discount agent, dealer and chapman, Dec. 8 at 2, and Jan. 9 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. West, 16, Gresham-street.—Fiat dated Nov. 21.

**SUSAN DAY**, Berkeley, Gloucestershire, coal dealer, Dec. 14 and Jan. 11 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Smith, Newnam, Gloucestershire; Blake, Blackfriars-road, London.—Fiat dated Nov. 17.

**EDWIN TAYLOR**, late of Bristol, (carrying on business in copartnership with Henry Taylor and Thompson Nash, a stock and share brokers, dealers and chapmen), but now of Clifton, stock and share broker, dealer and chapman, Dec. 12 and Jan. 9 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Fox, Bristol; Maples & Co., Old Jewry, London.—Fiat dated Nov. 22.

**ELIHU STEAD**, New Mill, Kirk Burton, Yorkshire, corn and flour dealer, Dec. 18 and Jan. 8 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Rayner, Sheffield; Moss, Serjeant's-inn, London.—Fiat dated Nov. 21.

**CHARLES WOOD**, Leeds, Yorkshire, grocer, dealer and chapman, Dec. 14 and Jan. 18 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. J. and H. Richardson, Leeds; Smith & Allistons, Warrford-court, London.—Fiat dated Nov. 16.

**RICHARD WALKER OPENSHAW**, Birkenhead, Cheshire, wine and spirit merchant, dealer and chapman, Dec. 12 and Jan. 3 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Bretherton, Liverpool; Carpenter, Staple-inn, London.—Fiat dated Nov. 17.

**JAMES ORME**, Bootle cum Linacre, Lancashire, hotel keeper, Dec. 11 and Jan. 1 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casanova; Sols. Forshaw, Liverpool; Humphreys, Gray's-inn-square, London.—Fiat dated Nov. 22.

**JOSHUA DENTON**, Denton, Lancashire, hat manufacturer, Dec. 8 and 29 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Brooks, Ashton-under-Lyne; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated Nov. 23.

**SAMUEL BARROW**, Hulme, Lancashire, plasterer and painter, dealer and chapman, Dec. 12 and Jan. 3 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Simpson, Manchester; Vincent, 9, King's Bench-walk, Inner Temple, London.—Fiat dated Nov. 22.

**JEFFREY SWITHEBANK**, Blackburn, Lancashire, innkeeper, dealer and chapman, Dec. 11 and Jan. 3 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Sale & Co., Manchester; Wilkinson & Kenyon, Blackburn; Wiglesworth & Co., Gray's-inn-square, London.—Fiat dated Nov. 20.

**JOHN FAULKNER**, Manchester, coach-lace manufacturer, dealer and chapman, Dec. 12 and Jan. 2 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Chew, Manchester; Jacques & Edwards, 8, Ely-place, Holborn.—Fiat dated Nov. 17.

#### MEETINGS.

*Joseph Hughesdon and Alexander Mackay*, Chundernagore, East Indies, merchants, Jan. 5 at half-past 12, Court of Bankruptcy, London, last ex. of *J. Hughesdon*.—*Joseph Turner*, Newmarket, Suffolk, saddler, Dec. 8 at 2, Court of Bankruptcy, London, last ex.—*Thomas Plumley* the younger, Bristol, grocer, Dec. 12 at 12, District Court of Bankruptcy, Bristol, last ex.—*Geo. Webster*, Hedge-row, Islington, Middlesex, licensed victualler, Dec. 20 at 12, Court of Bankruptcy, London, and. ac.; Dec. 21 at half-past 11, div.—*Thomas Samuel De Veer*, Lisle-street, Leicester-square, Middlesex, currier, Dec. 20 at 12, Court of Bankruptcy, London, and. ac.; Dec. 21 at 12, div.—*Matilda Sarah Osley and Margaret Osley*, spinsters, Norfolk-crescent, Hyde-park, Middlesex, lodging-house keepers, Dec. 20 at 1, Court of Bankruptcy, London, and. ac.; Dec. 21 at half-past 12, div.—*Rich. Field*, Barge-yard, Bucklersbury, London, warehouseman, Dec. 20 at 1, Court of Bankruptcy, London, and. ac.—*John Lee*, Cheltenham, Gloucestershire, brick maker, Dec. 18 at 11, District Court of Bankruptcy, Bristol, and. ac.—*Thomas Gilbertson*, Birkenhead, Cheshire, flour dealer, Dec. 20 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*William*

*Price*, Preston, Lancashire, innkeeper, Dec. 22 at 11, District Court of Bankruptcy, Manchester, and. ac.—*N. Barnsdall*, Nottingham, timber merchant, Dec. 22 at 11, District Court of Bankruptcy, Nottingham, and. ac.—*Richard Baynes*, Liverpool, flour dealer, Dec. 19 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Walter Thomas*, Liverpool, shoe maker, Dec. 19 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Wm. Hulme and Thos. Braggard*, Liverpool, rope manufacturers, Dec. 19 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Jas. Alex. Forrest*, Liverpool, glass merchant, Dec. 19 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Samuel Brown*, Sunderland, Durham, common brewer, Dec. 21 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Alex. McDonald*, Newcastle-upon-Tyne, confectioner, Dec. 19 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; Dec. 21 at 12, fin. div.—*Jas. Wallace*, Durham, and Sunderland, Durham, grocer, Dec. 21 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*James Patterson*, North Shields, Tynemouth, Northumberland, shipowner, Dec. 18 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*John Sheppard*, Shirley, Southampton, common brewer, Dec. 19 at 11, Court of Bankruptcy, London, div.—*Michael Sam. Schlesinger*, Strand, Middlesex, and Friday-street, London, merchant, Dec. 19 at half-past 1, Court of Bankruptcy, London, fin. div.—*Jonathan Wragg*, Melina-place, Westminster-bridge-road, Surrey, iron merchant, Dec. 19 at half-past 11, Court of Bankruptcy, London, fin. div.—*Thos. Seddon and George Seddon*, Gray's-inn-road, Middlesex, cabinet makers, Dec. 21 at half-past 1, Court of Bankruptcy, London, fin. div.—*Wm. Pearce*, Croydon, Surrey, tailor, Dec. 21 at half-past 12, Court of Bankruptcy, London, div.—*Henry Wilkins and John Wilkins*, London-wall, London, and of Pirna, Saxony, wool merchants, Dec. 20 at 1, Court of Bankruptcy, London, div. sep. est. of *John Wilkins*.—*Wm. Payne*, Lewes, Sussex, clothier, Dec. 22 at 11, Court of Bankruptcy, London, div.—*Alfred Wm. Hare*, Bartlett's-buildings, London, and Swan-chambers, Lad-lane, and also Park-place, Highgate, Middlesex, brush manufacturer, Dec. 22 at 11, Court of Bankruptcy, London, div.—*Wm. Chappelow* the younger, Jermyn-street, Saint James's, Middlesex, wholesale saddler, Dec. 21 at half-past 1, Court of Bankruptcy, London, div.—*Gilbert Duplan*, Regent's-place, Westminster, Middlesex, tea dealer, Dec. 21 at 11, Court of Bankruptcy, London, div.—*John Gatrell*, Lymington, Hampshire, upholsterer, Dec. 20 at half-past 11, Court of Bankruptcy, London, div.—*John Trevers* the elder, Gloucester-pl., Old Kent-road, and *John Trevers* the younger, White-cottage, Apollo-buildings, East-lane, Walworth, Surrey, carpenters, Dec. 20 at 11, Court of Bankruptcy, London, div. sep. est. of *John Trevers* the elder and *John Trevers* the younger.—*Geo. Thos. Day*, Commercial-road, Pinlicko, Middlesex, civil engineer, Dec. 21 at 2, Court of Bankruptcy, London, div.—*Henry Bolton*, Luton, Bedfordshire, straw manufacturer, Dec. 21 at 1, Court of Bankruptcy, London, div.—*Henry Hodgkins*, Birmingham, shoe maker, Dec. 19 at 10, District Court of Bankruptcy, Birmingham, and. ac. and div.—*David Williams*, Ruthin, Denbighshire, cattle salesman, Dec. 19 at 11, District Court of Bankruptcy, Liverpool, div.—*John W. Burton*, *George Colman*, and *Wm. Smith*, Manchester, and Leeds, Yorkshire, manufacturers, Jan. 4 at 12, District Court of Bankruptcy, Manchester, div.; Dec. 22 at 12, and. ac.—*Thomas Metcalf*, North Shields, Northumberland, banker, Dec. 21 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Nathaniel Bowdler*, Cotton-st., Poplar, Middlesex, licensed victualler, Dec. 21 at 12, Court of Bankruptcy, London.—*Richard Field*, Barge-yard, Bucklersbury, London, warehouseman, Dec. 20 at 1, Court of Bankruptcy, London.—*William Payne*, Lewes, Sussex, clothier, Dec. 22 at 11, Court of Bankruptcy, London.—*Henry Hutchens*, Portsea, Southampton, timber merchant, Dec. 19 at 3, Court of Bankruptcy, London.—*Alfred Wm. Hare*, Bartlett's-buildings, London, and Swan-chambers, Lad-lane, and also Park-place, Highgate, Middlesex, brush manufacturer, Dec. 22 at 11, Court of Bankruptcy, London.—*Thos. Carden*, Oxford-st., Middlesex, silk mercer, Dec. 20 at 11, Court of Bankruptcy, London.—*Charles E. Newcomen*, Austin-friars, London, merchant,

Dec. 20 at 2, Court of Bankruptcy, London.—*Robert John Cambridge*, Cheltenham, Gloucestershire, cigar dealer, Dec. 19 at 12, District Court of Bankruptcy, Bristol.—*Edward Gartside*, Preston, Lancashire, draper, Dec. 21 at 11, District Court of Bankruptcy, Manchester.—*Wm. Flint*, Manchester, builder, Dec. 21 at 11, District Court of Bankruptcy, Manchester.—*Wm. Cole*, Birkenhead, Cheshire, estate agent, Dec. 20 at 11, District Court of Bankruptcy, Liverpool.—*Reuben Hemingway*, Liverpool, merchant, Dec. 19 at 11, District Court of Bankruptcy, Liverpool.—*John Maddock*, Liverpool, tallow chandler, Dec. 19 at 11, District Court of Bankruptcy, Liverpool.—*William Day*, Liverpool, draper, Dec. 19 at 11, District Court of Bankruptcy, Liverpool.—*John Robinson*, Leighton, Nantwich, Cheshire, cheese factor, Dec. 19 at 11, District Court of Bankruptcy, Liverpool.—*Geo. Braund* the younger, Exeter, land surveyor, Dec. 27 at 11, District Court of Bankruptcy, Exeter.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Dec. 19.*

*Elizabeth Curtis* and *Thomas Joseph Curtis*, Aylesbury, Buckinghamshire, plumbers.—*Sophia Halantz* and *J. Baker*, St. James's-st., Middlesex, dealers in ready-made linen.—*Rob. Dickenson*, Wolstanton, Staffordshire, grocer.—*T. Handley*, Brecon, dealer and chapman.—*John Jackson*, Lackenby, Yorkshire, builder.—*Wm. Turner*, Bristol, currier.—*William Tomlin*, Charing-cross, Middlesex, carpet warehouseman.—*Anthony Tregerthen*, Brynmawr, Llanelly, Brecknockshire, grocer.—*Thomas W. Martin*, Oxford, tailor.—*John Miller*, Oxford-street, Middlesex, bookseller.

## PARTNERSHIP DISSOLVED.

*George P. Pocock* and *Thomas Marston*, Norfolk-street, Strand, Middlesex, attornies and solicitors.

## SCOTCH SEQUESTRATIONS.

*L. and J. Morris & Company*, Glasgow, importers of fancy goods.—*Charles Mills*, Elmbank, merchant.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Richard Palmer*, Willestrew, Lamerton, near Tavistock, Devonshire, out of business, Dec. 16 at 10, County Court of Devonshire, at Tavistock.—*Roger Palmer*, Broadwoodwider and Mitton Abbott, Devonshire, out of business, Dec. 16 at 10, County Court of Devonshire, at Tavistock.—*Jas. Adams*, Sheepshead, Leicestershire, baker, Dec. 11 at 11, County Court of Leicestershire, at Loughborough.—*John Tweddell*, Stockton, Durham, attorney, Dec. 12 at half-past 9, County Court of Durham, at Stockton.—*Wm. Nicholl*, Stockton-upon-Tees, Durham, out of business, Dec. 12 at 10, County Court of Durham, at Stockton-upon-Tees.—*Wm. Kyles*, Gateshead, Durham, carver, Dec. 18 at 10, County Court of Durham, at Gateshead.—*Chas. Allert*, Winsford, Wharston, Cheshire, publican, Dec. 13 at 10, County Court of Cheshire, at Northwich.—*Jacob Cohen*, Brynmawr, Llanelly, Brecknockshire, broker, Dec. 8 at 10, County Court of Brecknockshire, at Crickhowell.—*James Jones*, Llanelly, Brecknockshire, tailor, Dec. 8 at 10, County Court of Brecknockshire, at Crickhowell.—*Jos. Rimmer*, Saint Helens, Lancashire, glass cutter, Dec. 13 at 12, County Court of Lancashire, at Saint Helens.—*John Haggady Craske*, Denes, Great Yarmouth, Norfolk, baker, Dec. 12 at 10, County Court of Norfolk, at Great Yarmouth.—*John Harman*, Alcester, Warwickshire, needle scourer, Dec. 14 at 2, County Court of Warwickshire, at Alcester.—*Charles Nash*, Hereford, bookseller, Dec. 14 at 10, County Court of Herefordshire, at Hereford.—*William Symonds*, Sidford, Sidbury, Devonshire, butcher, Dec. 13 at 10, County Court of Devonshire, at Honiton.—*John Lawrence Hinton*, East Stonehouse, Devonshire, out of business, Dec. 19 at 11, County Court of Devonshire, at Plymouth.—*Ed. Willey*, Buckerell, Devonshire, farmer, Dec. 13 at 10, County Court of Devonshire, at Honiton.—*John Haward*, Waincayre, Glasbury, Radnorshire, farmer, Dec. 6 at 10, County Court of Brecknockshire, at Hay.



*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as heretofore mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Dec. 12 at 11, before the CHIEF COMMISSIONER.*

*James Shervill*, High-st., Hounslow, Middlesex, butcher.—*James Bradley*, Cold Harbour-lane, Brixton, Surrey, carpenter.

*Dec. 12 at 11, before Mr. Commissioner HARRIS.*

*Thomas James Mason*, Eastbourne-terrace, Hyde-park, Middlesex, teacher of dancing.—*Geo. Whelham* the younger, Hanover-place, Surrey, boot maker.—*Wm. Haysom*, South Island-place, Clapham-road, North Brixton, Surrey, mason.—*Wm. Walker*, Brompton, Middlesex, surgeon.—*J. Potter*, Little Charlotte-st., Blackfriars-road, Surrey, clerk to a solicitor.—*Wm. Thelwall*, East-st., Manchester-square, Middlesex, painter.—*Wm. Smith*, Commercial-place, Old Kent-road, Surrey, undertaker.—*Ed. Lloyd*, Great Portland-street, Oxford-st., Marylebone, Middlesex, bricklayer.—*Nathaniel Chantry*, Chandos-st., Middlesex, inspector of the London Gas Company.

*Dec. 13 at 10, before Mr. Commissioner LAW.*

*Wm. Wright*, Duke-st., St. James's, Middlesex, surgeon aurist.—*John Henry Whiteham*, Great Queen-st., Middlesex, engraver.—*Henry Pluckrose* the elder, Bermondsey-street, Southwark, Surrey, managing the business of a butcher.—*J. Holland*, Upper Gun-alley, Green-bank, Wapping High-st., Middlesex, tobacconist.

*Dec. 13 at 11, before Mr. Commissioner PHILLIPS.*

*John Fawcett Loder*, Southampton-place, Euston-square, Middlesex, musician.—*Charles Bull*, Cross-st., De Beauvoir-town, West Hackney, Middlesex, commission agent.—*Alfred Allistone*, Hounslow-place, Heston, Middlesex, licensed victualler.

*Dec. 14 at 11, before the CHIEF COMMISSIONER.*

*Wm. Fairchild*, Church-place, Paddington, Marylebone, Middlesex, shoehing smith.—*Thomas Trewin* the younger, Plumstead, Kent, carpenter.

*Saturday, Nov. 25.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*John Chitty*, Preston, Lancashire, carpet dealer, No. 70,243 C.; *Wm. Pratt*, assignee.—*Henry Hope*, New Bridge-st., Blackfriars, London, messenger in an attorney's office, No. 55,335 T.; *Edward Douch*, assignee.—*Richard Crewe*, Blackburn, Lancashire, grocer, No. 69,786 C.; *Peter Johnston*, assignee.—*Geo. Whitehead*, Heckmondwike, near Leeds, Yorkshire, farmer, No. 70,230 C.; *Daniel Sandbach*, assignee.—*Jos. Walker*, Wood Plumpton, near Preston, Lancashire, farmer, No. 70,102 C.; *Wm. Makinson* and *James Blackhurst*, assignees.—*John Forsyth Alexander*, Exeter, dealer in tea, No. 70,139 C.; *Jas. Pasmore*, assignee.

*Saturday, Nov. 25.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions.)*

*Anthony Corry*, King's-road East, Chelsea, Middlesex, paper stainer: in the Debtors Prison for London and Middlesex.—*John Mitchell*, Great Pearl-st., Spitalfields, Middlesex, furrier: in the Debtors Prison for London and Middlesex.—*Thos. Bailey*, Ann's-terrace, Elizabeth-st., Walworth-common, Surrey, commission agent for the sale of earthenware: in the Queen's Prison.—*Thos. Wm. Parkes*, Southwood-lane, Highgate, Middlesex, attorney at law: in the Queen's Prison.—*Wm. Crossingham*, Sydney-place, Augusta-place, Clapham-road, Surrey, out of business: in the Queen's Prison.—*Geo. Hasler*, Shad Thames, Dockhead, Surrey, licensed victualler: in the Debtors Prison for London and Middlesex.—*Richd. Huggard*, South-st., Manchester-square, Middlesex, dyer: in the Debtors Prison for London and Middlesex.—*Geo. Thos. Simpson*, Dantsie-cottages, Bell-grove, East Wickham, Kent, surgeon: in the Debtors Prison for London and Middlesex.—*Wm. Hen. Grimwood*, Denmark-

st., Soho, Middlesex, chair maker: in the Debtors Prison for London and Middlesex.—*Wm. Taylor*, Queen-square, Eldon-st., Finsbury, Middlesex, furniture dealer: in the Debtors Prison for London and Middlesex.—*Charles Gerrard King*, Twickenham, Middlesex, in no trade or profession: in the Queen's Prison.—*James Payne*, of the Borough-market, also of Three Crown-square, Southwark, Surrey, orange merchant: in the Gaol of Horsemonger-lane.—*James Coleman*, Haycourt, Newport-market, Middlesex, carrier: in the Debtors Prison for London and Middlesex.—*Henry Rice*, Liverpool-st., King's-cross, Middlesex, out of employ: in the Debtors Prison for London and Middlesex.—*Jos. Drew*, Brick-lane, Spitalfields, Middlesex, pewterer: in the Debtors Prison for London and Middlesex.—*Jos. Spencer* the elder, Isle of Dogs, Poplar, near Blackwall, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*John Baker*, Westbourne grove, Paddington, Middlesex, officer to the sheriff of Middlesex: in the Debtors Prison for London and Middlesex.—*Thos. Barton Dawson*, Prospect-row, Balls-pond, Islington, Middlesex, dealer in hay: in the Debtors Prison for London and Middlesex.—*Patrick Cady*, Rufford's-buildings, Islington, Middlesex, builder, carpenter, and undertaker: in the Debtors Prison for London and Middlesex.—*Benjamin William Hollamby*, White Horse-street, Stepney, Middlesex, commission shipping agent: in the Debtors Prison for London and Middlesex.—*Robert B. Jefferson*, High-st., Hounslow, Middlesex, ironmonger: in the Debtors Prison for London and Middlesex.—*James Balls*, Great Yarmouth, Norfolk, keeper of the Victoria Hotel: in the Gaol of Norwich.—*Jas. Evans*, Brighton, Sussex, nurseryman: in the Gaol of Lewes.—*Geo. Evans*, Brighton, Sussex, nurseryman: in the Gaol of Lewes.—*Robt. Snelling*, Brighton, Sussex, seedman: in the Gaol of Lewes.—*Rich. Oldfield*, Dewsbury, Yorkshire, card maker: in the Gaol of York.—*Joseph Rogers*, Beoley, Worcestershire, bailiff's follower: in the Gaol of Worcester.—*Geo. Wilkin*, Liverpool, steward of the steam ship Niagara: in the Gaol of Worcester.—*Jas. Bromley*, Lowesmore Wharf, St. Martin, Worcestershire, coal dealer: in the Gaol of Worcester.—*James Hellis*, Potmore, Hartlebury, Worcestershire, timber dealer: in the Gaol of Worcester.—*George Simpson*, Kidderminster, Worcestershire, shoe maker: in the Gaol of Worcester.—*James Teach*, Dudley, Worcestershire, attorney at law: in the Gaol of Worcester.—*Thos. English*, Easington, Durham, farmer: in the Gaol of Durham.—*William Pack*, Bathwick, Bath, Somersetshire, common brewer: in the Gaol of Wilton.—*John Cooke*, Manchester, house agent: in the Gaol of Lancaster.—*John Porter*, Hulme, Manchester, hick cleaver: in the Gaol of Lancaster.—*Thomas S. Ellerhew*, Preston, Lancashire, joiner: in the Gaol of Lancaster.—*Wm. Stone*, Birmingham, printer: in the Gaol of Coventry.—*Fred. Geo. Crossley*, Halifax, Yorkshire, share broker: in the Gaol of Halifax.—*Francis Phillips*, Liverpool, master of the brig *Thetis*, of Liverpool: in the Gaol of Lancaster.—*James Battersby*, Bootle, near Liverpool, share broker: in the Gaol of Lancaster.—*John Crossley*, Oldham, Lancashire, cotton waste dealer: in the Gaol of Lancaster.—*George Duckworth*, St. Helens, Lancashire, stone mason: in the Gaol of Lancaster.—*John Hubbard*, Liverpool, coal agent: in the Gaol of Lancaster.—*John Holker*, Manchester, farmer: in the Gaol of Lancaster.—*James Lawson*, Liverpool, marine store dealer: in the Gaol of Lancaster.—*John Phythian*, St. Helens, Lancashire, joiner: in the Gaol of Lancaster.—*Wm. Sinclair*, Liverpool, in no trade or profession: in the Gaol of Lancaster.—*Edmund Shepherd*, Rochdale, Lancashire, cotton spinner: in the Gaol of Lancaster.—*Thos. Evans*, Bath, Somersetshire, bookseller: in the Gaol of Wilton.—*Wm. Keown*, Hexham, Northumberland, tea dealer: in the Gaol of Morpeth.—*Thos. Luston*, Uplocters, near Bridport, Dorsetshire, assistant to a dealer in horses: in the Gaol of Wilton.—*Samuel Newport*, Queen Camel, near Somerton, Somersetshire, labourer: in the Gaol of Wilton.—*John Proffit*, Lancaster, mwyer: in the Gaol of Lancaster.—*Matthew Elliott*, South Shields, Durham, trimmer: in the Gaol of Newcastle-upon-Tyne.—*William Fleetwood*, Bath, Somersetshire, carpenter: in the Gaol of Wilton.—*Edward Wetherstone*, Cheltenham, Gloucestershire, plumber: in the Gaol of Gloucester.—*Francis Hogg*, New Wortley, near Leeds, Yorkshire, licensed victualler: in the Gaol of York.—*Edward Sutcliffe*, Halifax, Yorkshire, shop-keeper: in the Gaol of York.—*Arthur Kerr*, West Derby, near Liverpool, car owner: in the Gaol of Lancaster.—*John Brown*, Bamber Bridge, near Preston, Lancashire, provision

shopkeeper : in the Gaol of Lancaster.—*Miles Potter*, Leyland, near Chorley, Lancashire, joiner : in the Gaol of Lancaster.

(On Creditor's Petition).

*Margaret Rees*, widow, Cilwngfach, Llanelly, Carmarthen-shire : in the Gaol of Carmarthen.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute :—

Dec. 11 at 11, before the CHIEF COMMISSIONER.

Adjourned.

*Wm. Astins*, Buckingham-place, High-street, Shoreditch, Middlesex, engraver.

Dec. 13 at 10, before Mr. Commissioner LAW.

*Richard Leath*, Berwick-st., Soho, Middlesex, grocer.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute :—

At the County Court of Northumberland, at NEWCASTLE-UPON-TYNE, Dec. 13 at 10.

*Matthew Elliott*, South Shields, trimmer.

At the County Court of Worcestershire, at WORCESTER, Dec. 13 at 10.

*Jas. Hellie*, Potmore, Hartlebury, sawyer.—*Jas. Bromley*, Worcester, out of business.—*Geo. Simpson*, Kidderminster, out of business.—*James Tench*, Dudley, out of business.

At the County Court of Glamorganshire, at CARDIFF, Dec. 14.

*Ann Williams*, widow, Cardiff, publican.

At the County Court of Somersetshire, at TAUNTON, Dec. 14.

*Wm. Fleetwood*, Walcot, Bath, carpenter.—*Wm. Pinch*, Bathwick, in no way of business.—*Thos. Evans*, Bath, book-seller.—*Thos. Luxton*, Uploders, near Bridport, Dorsetshire, assistant to a dealer in horses.—*Samuel Newport*, Queen Camel, near Somerton, Somersetshire, labourer.

At the County Court of Oxfordshire, at OXFORD, Dec. 14 at 2.

*Wm. Gilkes*, Wigginton, tea dealer.—*John Willett*, Witney, licensed victualler.

INSOLVENT DEBTORS' DIVIDENDS.

*Wm. Marley*, West Chinnock, near Yeovil, Somersetshire, commander in the Royal Navy, Dec. 6, Galpin's, Crewkerne, Somersetshire : 3s. 3d., in the pound, (in addition to former dividends of 6s. 9d.)—*Thos. Howell*, Blue Posts, Southampton-buildings, Holborn, victualler, Dec. 6, Weston's, 242, High Holborn : 1s. 7d. in the pound.

FRIDAY, DECEMBER 1.

BANKRUPTS.

EDWARD PINDER, High-street, Camden-town, Middlesex, chemist and druggist, dealer and chapman, (trading under the firm of Pinder & Co.), Dec. 7 at half-past 2, and Jan. 10 at 12, Court of Bankruptcy, London : Off. Ass. Johnson; Sol. Peddell, 142, Cheapside, London.—Fiat dated Nov. 29.

ROBERT TIPPLER, Great Tower-street, London, colonial broker, dealer and chapman, (trading under the firm of Vandewall & Tippler), Dec. 12 and Jan. 9 at 1, Court of Bankruptcy, London : Off. Ass. Pennell; Sols. Shearman & Slater, Great Tower-street.—Fiat dated Nov. 28.

WILLIAM STEVENS, Acton-street, Gray's-inn-road, Middlesex, builder, Dec. 13 at 1, and Jan. 10 at 11, Court of Bankruptcy, London : Off. Ass. Bell; Sol. Edwards, Gray's-inn.—Fiat dated Nov. 28.

RICHARD BEARD, Herne Bay, Kent, coal dealer and baker, dealer and chapman, Dec. 7 and Jan. 4 at 1, Court of Bankruptcy, London : Off. Ass. Johnson; Sol. Brough, Serjeant's-inn, Fleet-street.—Fiat dated Nov. 22.

CHRISTOPHER STORY the younger, High-street, Bow, and High-street, Poplar, Middlesex, hatter, dealer and chapman, Dec. 7 at 2, and Jan. 12 at 1, Court of Bankruptcy, London : Off. Ass. Groom; Sol. Turner, Mount-place, Whitechapel-road.—Fiat dated Nov. 28.

WILLIAM EDWARD HOUGHTON GUILLAUME, Botley, Southampton, timber and coal merchant, dealer and chapman, Dec. 11 at half-past 11, and Jan. 15 at 12, Court of Bankruptcy, London : Off. Ass. Graham; Sol. Guillaume, Angel-court, Throgmorton-street.—Fiat dated Nov. 28.

FREDERICK WILLIAM MICHAEL COLLINS and ALFRED REYNOLDS, Charterhouse-square, Aldersgate-street, Middlesex, engravers and printers, dealers and chapmen, Dec. 12 at 11, and Jan. 12 at 12, Court of Bankruptcy, London : Off. Ass. Edwards; Sol. Brisley, 4, Pancras-lane, Cheapside.—Fiat dated Nov. 28.

JOHN PETERSON, Mount-street, Lambeth, Surrey, shoemaker, dealer and chapman, Dec. 8 at 11, and Jan. 15 at half-past 11, Court of Bankruptcy, London : Off. Ass. Turquand; Sols. Staniland & Long, Bouverie-street, for Badcock, Abingdon.—Fiat dated Nov. 29.

JOHN PARSONS, Snenton, Nottinghamshire, out of business, (previously of the town of Nottingham, and carrying on business there as a purse and brace manufacturer, dealer and chapman, trading under the firm of Ash & Co.), Dec. 15 and Jan. 12 at 11, District Court of Bankruptcy, Nottingham : Off. Ass. Bittleston; Sol. Lees, Nottingham.—Fiat dated Nov. 23.

JOHN HOGG, Walcot, Somersetshire, draper, dealer and chapman, Dec. 15 and Jan. 11 at 11, District Court of Bankruptcy, Bristol : Off. Ass. Acraman; Sols. Hervey, Bath; Maples & Co., Old Jewry, London.—Fiat dated Nov. 25.

EDWIN PRICE, Bristol, soda water manufacturer and tobacco-nist, dealer and chapman, Dec. 12 and Jan. 19 at 11, District Court of Bankruptcy, Bristol : Off. Ass. Hutton; Sols. Bridges, Bristol; White & Co., Bedford-row.—Fiat dated Nov. 11.

THOMAS COOKE, Liverpool, warehouse-keeper, dealer and chapman, Dec. 12 and Jan. 3 at 11, District Court of Bankruptcy, Liverpool : Off. Ass. Turner; Sols. Pemberton, Liverpool; Cornthwaite & Wilson, Old Jewry, London.—Fiat dated Nov. 25.

JOHN WRIGHT, South Shields, Durham, banker and underwriter, Dec. 14 at 11, and Jan. 9 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne : Off. Ass. Baker; Sols. T. & W. Chater, Newcastle-upon-Tyne; Bell & Co., 9, Bow Church-yard, London.—Fiat dated Nov. 25.

MATTHEW DAVISON, Newcastle-upon-Tyne, draper, dealer and chapman, Dec. 14 at half-past 10, and Jan. 9 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne : Off. Ass. Wakley; Sols. Brewis, Newcastle-upon-Tyne; Maples & Co., 6, Frederick's-place, Old Jewry, London.—Fiat dated Nov. 25.

MEETINGS.

*James Challen*, Odiam, Southampton, brewer, Dec. 13 at 11, Court of Bankruptcy, London, pr. d.—*Jeremiah Hart*, Edwardstone, Suffolk, maltster, Dec. 9 at 12, Court of Bankruptcy, London, ch. ass.—*M. L. Bensusan*, *S. L. Bensusan*, *J. L. Bensusan*, and *J. L. Bensusan*, Magdalen-row, Great Prescott-st., Goodman's-fields, Middlesex, merchants, Dec. 12 at 11, Court of Bankruptcy, London, last ex.—*John Darby*, Dorset-mews, Dorset-sq., Middlesex, horse dealer, Dec. 19 at 12, Court of Bankruptcy, London, last ex.—*Nath. Denton*, Garton, Lancashire, hat manufacturer, Dec. 14 at 12, District Court of Bankruptcy, Manchester, last ex.—*Robert Neal*, Wandsworth-common, Surrey, nurseryman, Dec. 26 at 2, Court of Bankruptcy, London, and. ac.—*Thomas H. Irwin*, Liverpool, stock broker, Dec. 22 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Sam. Delhick* and *Thos. R. Kay*, Newton-heath, near Manchester, corn millers, Dec. 26 at 12, District Court of Bankruptcy, Manchester, and. ac.; Dec. 27 at 12, fin. div.—*Thos. Chaito*, Morpeth, Northumberland, linen draper, Dec. 29 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Wm. Fallows*, Middlesbrough, Yorkshire, coal fitter, Dec. 22 at 10, District Court of Bankruptcy, Leeds, and. ac.—*J. S. Daintry* and *J. Ryle*, Manchester, bankers, Dec. 22 at 11, District Court of Bankruptcy, Manchester, and. ac.; Dec. 23 at 11, div.—*E. Thompson*, Kingston-upon-Hull, hosier, Dec. 23 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.—*Jas. Strange*, Abingdon, Berkshire, wine merchant, Dec. 22 at 11, Court of Bankruptcy, London, div.—*Thos. Burton*, Commercial-road, Lambeth, Surrey, builder, Dec. 15 at 1, Court of Bankruptcy, London, div.—*Wm. M. Senior*, Saint

Swithin's-lane, London, hardwareman, Dec. 26 at 2, Court of Bankruptcy, London, div.—*Hen. Carey Brown*, Winchester, Southampton, builder, Dec. 22 at 2, Court of Bankruptcy, London, div.—*David Wm. Weddell*, Gosport, Southampton, scrivener, Dec. 22 at half-past 1, Court of Bankruptcy, London, div.—*C. Green*, Beckford-row, Walworth-road, Surrey, corn merchant, Dec. 26 at half-past 2, Court of Bankruptcy, London, div.—*C. W. Macbryde*, Watling-st., London, wine merchant, Dec. 22 at 1, Court of Bankruptcy, London, div.—*Mary E. Bell*, widow, and *James Bell*, Finch-lane, Cornhill, London, newsvenders, Dec. 22 at half-past 2, Court of Bankruptcy, London, div.—*David James*, Cardigan, Cardiganshire, licensed victualler, Dec. 29 at 11, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Fred Davis*, Luton, Bedfordshire, merchant, Dec. 26 at 2, Court of Bankruptcy, London.—*William Darby*, Walsham, Willows, near Bury Saint Edmunds, Suffolk, baker, Dec. 22 at 3, Court of Bankruptcy, London.—*Geo. Price*, Merthyr Tydvil, Glamorganshire, innkeeper, Dec. 28 at 11, District Court of Bankruptcy, Bristol.—*Joshua Lee*, Manchester, paper hanger, Dec. 26 at 12, District Court of Bankruptcy, Manchester.—*Hen. Armistead*, Barrowford, near Colne, Lancashire, cotton spinner, Dec. 26 at 1, District Court of Bankruptcy, Manchester.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 22.*

*Thos. Stokes*, Nottingham, tailor.—*Jos. Todd*, Hartfield, Sussex, dealer and chapman.—*John Den. Hill*, Horncastle, Lincolnshire, seed merchant.—*Richard Schollee*, Bury, Lancashire, grocer.—*Jas. Spencer Gorely*, Ewell, Surrey, farmer.—*J. Clark and F. E. L. Clark*, Pudding-lane, London, ship brokers.—*P. J. Antill*, Newcastle-upon-Tyne, wine merchant.—*Richard Gay*, Dover, Kent, mustard manufacturer.—*Wm. Gideon Churches*, Basinghall-street, London, Blackwell Hall factor.

#### PARTNERSHIP DISSOLVED.

*Julius Gaborian Shepherd* and *James Tassell*, Faversham, Kent, attorneys, solicitors, and conveyancers, (under the firm of Shepherd & Tassell).

#### SCOTCH SEQUESTRATIONS.

*W. & J. Dodds*, Glasgow, cordage manufacturers.—*Robert Stirling*, Edinburgh, victualler.—*John Scott*, Edinburgh, woollen manufacturer.—*Walter Grahame & Company*, Glasgow, commission merchants.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Stephen Cheek*, Redruth, Cornwall, baker, Dec. 15 at 10, County Court of Cornwall, at Redruth.—*John Edwards*, Dorchester, Dorsetshire, surgeon, Dec. 20 at 1, County Court of Dorsetshire, at Dorchester.—*John Norman*, Devizes, Wiltshire, hair dresser, Dec. 12 at 11, County Court of Wiltshire, at Devizes.—*Wm. Allwood*, Bath, baker, Dec. 30 at 12, County Court of Somersetshire, at Bath.—*John C. Mardon* the elder, Weston, Somersetshire, licensed retailer of beer, Dec. 9 at 12, County Court of Somersetshire, at Bath.—*Alfred W. Child*, Bath, Somersetshire, clerk on the Great Western Railway, Dec. 13 at 11, County Court of Somersetshire, at Frome.—*Joseph Hall* the younger, Brierly-hill, Kingswinford, Staffordshire, post master, Dec. 18 at 10, County Court of Worcestershire, at Stourbridge.—*Daniel Jester*, Stourbridge, Worcestershire, huckster, Dec. 18 at 10, County Court of Worcestershire, at Stourbridge.—*Frederick Newcombe*, Wavertree, Childwall, Lancashire, shopman to a grocer, Dec. 4 at 10, Liverpool District County Court, at Liverpool.—*George Merrick*, Ullingswick, Herefordshire, farming bailiff, Dec. 22 at 10, County Court of Herefordshire, at Bromyard.—*Daniel Leighton*, Newton, Northumberland, out of business, Dec. 21 at 11, County Court of Northumberland, at Alnwick.—*Jeremiah Corbett*, Birmingham, spectacle maker, Dec. 9 at 11, County Court of Warwickshire, at Birmingham.—*Geo. Cooke*, Birmingham, fruiterer, Dec. 23 at 11, County Court of Warwickshire, at Birmingham.—*Fred.*

*Simpkin*, Birmingham, assistant to a baker, Dec. 9 at 11, County Court of Warwickshire, at Birmingham.—*James Parkinson*, Kirkby Lonsdale, Westmorland, clogger, Dec. 13 at 10, County Court of Westmorland, at Kirkby Lonsdale.—*Thos. Wilkins*, Birmingham, bellows pipe maker, Dec. 23 at 11, County Court of Warwickshire, at Birmingham.—*Harry Allsep*, Stonehouse, Gloucestershire, out of business, Dec. 12 at 10, County Court of Gloucestershire, at Stroud.—*Samuel Foot*, Pulham, Dorsetshire, innkeeper, Dec. 20 at 1, County Court of Dorsetshire, at Dorchester.—*James Broughton*, Gloucester, saddler, Jan. 8 at 10, County Court of Gloucestershire, at Gloucester.—*Wm. Young*, Walcot, Bath, lodging-house keeper, Dec. 30 at 12, County Court of Somersetshire, at Bath.—*Wm. Martin*, Sculcoates, Kingston-upon-Hull, shopkeeper, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*John Firth*, Kingston-upon-Hull, shoe maker, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Seth Stephenson* the younger, Kingston-upon-Hull, out of business, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Samuel Johns Beck*, Kingston-upon-Hull, tailor, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*John W. Shelbourn*, Kingston-upon-Hull, out of business, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Ann Dawson* and *Mary Dawson*, Kingston-upon-Hull, dress makers, Dec. 22 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*Edw. Wright*, Harborne, Staffordshire, labourer, Dec. 9 at 11, County Court of Warwickshire, at Birmingham.—*Geo. Hindle*, Accrington, Lancashire, mill operative, Dec. 19 at 12, County Court of Lancashire, at Haslingden.—*Charles Hartley*, Rochdale, Lancashire, labourer, Dec. 21 at 12, County Court of Lancashire, at Rochdale.—*Rich. Thomas*, Mawnan, Cornwall, pig butcher, Dec. 9 at 11, County Court of Cornwall, at Falmouth.—*George Berry*, Folkestone, Kent, paper hanger, Dec. 15 at 10, County Court of Kent, at Folkestone.—*Chas. Edrurst*, Borough Green, Cambridgeshire, shoe maker, Dec. 13 at 10, County Court of Cambridgeshire, at Newmarket.—*George Lawrence*, Burbury, near Rugby, Warwickshire, grocer, Dec. 18 at 10, County Court of Warwickshire, at Rugby.—*Thos. Griffiths*, Overton, Flintshire, tailor, Dec. 15 at 10, County Court of Denbighshire, at Wrexham.—*Jos. P. Corbett*, Kingswinford, Staffordshire, corn dealer, Dec. 18 at 9, County Court of Worcestershire, at Stourbridge.—*Wm. Burrell*, Hove, near Brighton, Sussex, shoemaker, Dec. 8 at 2, County Court of Sussex, at Brighton.—*Arthur Kennedy*, Brighton, carpenter, Dec. 8 at 2, County Court of Sussex, at Brighton.—*John Gerard*, King's Lynn, Norfolk, baker, Dec. 9 at 4, County Court of Norfolk, at King's Lynn.—*C. Meggitt*, Horncastle, Lincolnshire, grocer, Jan. 11 at 10, County Court of Lincolnshire, at Horncastle.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Dec. 15 at 10, before Mr. Commissioner LAW.*

*Wm. Sandwell* the younger, Paradise-st., Rotherhithe, Surrey, baker.

*Dec. 18 at 11, before Mr. Commissioner LAW.*

*Sarah Brooks*, Grove-st., Lisson-grove, Middlesex, daily governess.

*Dec. 18 at 11, before Mr. Commissioner PHILLIPS.*

*Wm. Reynolds*, Edwardes-square-mews, Kensington, Middlesex, carpenter.—*Ed. Mordecai*, Carlisle-st., New Church-st., Edgware-road, and William-st., Lisson-grove, Marylebone, Middlesex, fishmonger.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Dec. 15 at 11, before Mr. Commissioner HARRIS.*

*John D. Monte Arbutnot*, Conduit-st., New Bond-street, Middlesex, gentleman.—*Sam. Chas. Pulling*, Drury-lane, and Great Titchfield-st., Marylebone, and Cross-lane, Newton-st., Holborn, Middlesex, carman.—*John Quilter*, St. John-st., Clerkenwell, Middlesex, grocer.—*John Devall* the younger, Tottenham-terrace, White Hart-lane, Tottenham, Middlesex, commission agent..

Dec. 15 at 10, before Mr. Commissioner LAW.

John Dowd, Wormwood-st., Bishopsgate, London, auctioneer.—Thos. Dudney, King-st., Long-acre, Middlesex, out of business.

Dec. 15 at 11, before Mr. Commissioner PHILLIPS.

Joseph Cooper, Middle-mill, Kingston, Surrey, miller.—len, Newton, Northumberland-st., Strand, Middlesex, chemist.—J. Nevill, Wellington-row, Hart's-lane, Bethnal-green, Middlesex, silk dyer.—Jas. J. Daw the younger, Ebenezer-lane, Anchor-road, Bermondsey, Surrey, stationer.—John fitchell, Great Pearl-st., Spitalfields, Middlesex, manufacturing furrier.—Geo. Hasler, Shad Thames, Surrey, licensed icutaller.—Thos. Dester the younger, Brighton, Sussex, aker.

Dec. 18 at 11, before the CHIEF COMMISSIONER.

Jos. Caves, Mount Pleasant, Clerkenwell, Middlesex, wheelwright.—Chas. Gerrard King, Twickenham, Middlesex, ut of business.—Jas. Sargeant, Chester-place, Kennington-ross, Surrey, out of business.—Thos. Bayley, Ann's-terrace, Elizabeth-st., Walworth-common, Surrey, earthenware dealer.—Geo. Fowler, Soley-terrace, Pentonville, Middlesex, shop-ian.—Jos. Drew, Buck-lane, Spitalfields, Middlesex, pew-rrer.

Dec. 18 at 11, before Mr. Commissioner HARRIS.

Jas. Payne, Three Crown-square, and Borough-market, outthark, Surrey, orange merchant.—John Alves, Canter-ary-cottages, New Kent-road, Surrey, discount agent.—John arall the elder, Halton-place, Pickering-st., Islington, Mid-lex, clerk and collector.

Dec. 18 at 10, before Mr. Commissioner LAW.

Thos. Donaldson, Kingsland-road, Shoreditch, Middlesex, iscut baker.—Geo. Thornhill, Lillington-street, Vauxhall-idge-road, Pimlico, Middlesex, out of business.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Suffolk, at BURY ST. EDMUNDS, Dec. 18.

Thomas Kent the younger, Bury St. Edmunds, cabinet aker.

At the County Court of Yorkshire, at HALIFAX, Dec. 22 at 10.

Frederic George Crossley, Halifax, out of business.

#### INSOLVENT DEBTORS' DIVIDENDS.

Stephen Cox, Hatfield, Hertfordshire, stationer: 1s. 6 $\frac{1}{2}$ d. a pound.—Geo. Wm. Stripling, Little Queen-st., Hol-orn, Middlesex, tailor: 1s. 10 $\frac{1}{2}$ d. in the pound.—Charlotte Typer, Newark-upon-Trent, Nottinghamshire, patten maker: s. 1 $\frac{1}{2}$ d. in the pound.—Geo. Richmond the younger, Bishop Fearmouth, Durham, printer: 3s. 8 $\frac{1}{2}$ d. in the pound.—Wm. Palmer, Roden-lodge, Barking, Essex, market gardener: s. 11d. in the pound.—Jas. Eggleston, Rickmansworth, Hert-ordshire, boot maker: 1s. 8 $\frac{1}{2}$ d. in the pound.—Chas. Perci-ll, Grosvenor-park, Camberwell, Surrey, merchant's clerk: s. in the pound.—Wm. Jas. Grinyer, Narrow-st., Limehouse, Middlesex, mast maker: 3s. 3d. in the pound.—Hen. Eley, fiansfield-place, Kentish-town, Middlesex, chemist: 11 $\frac{1}{2}$ d. in he pound.—Henry James Elburn, Cranford-bridge, Cran-rd, Middlesex, grocer: 1s. 6 $\frac{1}{2}$ d. in the pound.—William oberts, Fore-st., Cripplegate, London, butcher: 3s. 6d. in e pound.—Ed. Staffley, Stuckley-terrace, Camden-town, Middlesex, cheesemonger: 7 $\frac{1}{2}$ d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, incoln's-inn-fields, London, between the hours of 10 and 1.

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# The Jurist

No. 622—VOL. XII.

DECEMBER 9, 1848.

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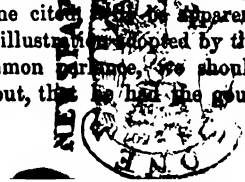
LONDON, DECEMBER 9, 1848.

A CASE has been lately decided by the Judicial Committee of the Privy Council, (*Waring v. Waring*, 12 Jur. 947), which is of more interest on account of the general doctrine propounded, than of the actual decision. We may be permitted to say, that against the decision it would be difficult to find one argument founded on principle or on authority. But, on the other hand, the dicta, which are, in fact, a preliminary dissertation, metaphysical quite as much as legal, seem open to very considerable observation.

The doctrine of *Waring v. Waring*, stated broadly, of the introductory dissertation is to be taken as the dictum of the Privy Council, seems to be this: that as the mind is one and indivisible, it follows, that if it be diseased in part, its functions cannot be taken to be healthily exercised as to any part; or, as it is powerfully expressed in the language of the learned Lord who delivered the judgment, "If the being or essence, which we term the mind, is unsound on one subject, provided that unsoundness is at all times existing upon that subject, it is quite erroneous to suppose such a mind really sound on other subjects. It is only sound in appearance; for, if the subject of the delusion be presented to it, the unsoundness which is manifested, by believing in the suggestions of fancy as if they were realities, would break out: consequently, it is as absurd to speak of this as a really sound mind,—a mind sound when the subject of the delusion is not presented,—as it would be to say that a person had not the gout, because, his attention being diverted from the pain by some more powerful sensation, by which the person was affected, he for the moment was unconscious of his visitation. It follows, from hence, that no confidence can be placed in the acts, or in any act, of a diseased mind, however apparently rational that act may appear to be, or may in

reality be. The act in question may be exactly such as a person without mental infirmity might do. But there is this difference between the two cases: the person uniformly and always of sound mind could not, at the moment of the act done, be the prey of morbid delusion, whatever subject was presented to his mind; whereas the person called partially insane,—that is to say, sometimes appearing to be of sound, sometimes of unsound mind,—would inevitably shew his subjection to the disease the instant its topic was suggested. Therefore, we can, with perfect confidence, rely on the act done by the former, because we are sure that no lurking insanity, no particular, or partial, or occasional delusion, does mingle itself with the person's act, and materially affect it. But we never can rely on the act, however rational in appearance, done by the latter, because we have no security that the lurking delusion, the real unsoundness, does not mingle itself with, or occasion, the act. We are wrong in speaking of partial unsoundness; we are less incorrect in speaking of occasional unsoundness. We should say, that the unsoundness always exists; but it requires a peculiar topic, else it lurks and appears not. But the malady is there; and, as the mind is one and the same, it is really diseased, while apparently sound; and really its acts, whatever appearance they may put on, are only the acts of a morbid or unsound mind."

Now, it appears to us, with great submission, that the question of incapacity to make a will by reason or insanity, is always the very question which the dicta above cited treat it as quite absurd to entertain, viz. whether the testator has not a healthy mind at the particular time of making the will. We think the fallacy pervading the doctrine cited, is apparent by examination of the very illustration adopted by the Court. No doubt, in common parlance, we should say of a man laid up with gout, that he had the gout,



notwithstanding his attention was so forcibly arrested as to extinguish for the time his sense of its presence. But if the gout be a combination of material incidents, whereof one is action on the nerves producing pain, then, in strictness, we could not say that a man actually has the gout, if for the time his nerves are so affected by something else, that the part of the gout consisting of its action on the nerves, is destroyed or merged. And if the very question be, whether the patient is capable of some act depending on the specific agency of his nerves, and requiring the absence of foreign action upon them, then the presence or absence of that particular fraction of the total, called gout, consisting of its painful action on the nerves, would just be the test whether, for the purpose in hand, the patient had or had not the gout.

Now, applying this to the question of soundness of mind. If a testator has, as is assumed, the healthy use of the essence called mind, while certain subjects only are presented to it, and the unhealthy use of it when certain other subjects are presented, and if it be assumed, as it is, that the subjects inducing unhealthy action are not presented, is it not strictly correct to say, that, while that state of things exists, the mind is sound?—not sound generally, in the sense of being without disease, overt or latent, but sound in the sense of its *healthy action* being at the time complete.

The reasoning of the Court, in the latter part of the passage cited, appears to us to be inconsistent with the former part. The former part assumes that the mind is not morbidly affected, except by the presentation to it of certain subjects. The latter, that its action may be morbidly affected, although the disturbing subject is not presented to it; in the words used by the Court, that the lurking delusion—the real unsoundness—may mingle itself with or occasion the act.

There can be no doubt, however, from the concluding passage, that what the Court means to lay down is, that the mind, being, as it assumes, one and indivisible, cannot be at the same time sound and unsound; that, if it be in the remotest degree subject to unhealthy action, it is unsound; and no doubt, in one sense, this is true; but we submit that it is not true in speaking of soundness with reference to the power of testamentary disposition; because the soundness required by the law for that, is not soundness in the wide sense of the indivisible instrument called the mind, having no particle of even latent disease, but soundness in the sense of its being in a state of action unimpeded by any disease *at the time of making the testamentary disposition*.

The doctrine laid down arguendo in *Waring v. Waring* is further open to the question, whether it is accurate to consider the mind as one and indivisible, for the purpose of determining its soundness or unsoundness? We are, of course, not going to dispute whether the being or essence, as the Court terms it, is, as being or essence, one and indivisible; because, as nobody, not even the Privy Council, has the slightest knowledge what the being or essence is, it is impossible to say whether it is divisible or indivisible. But thus much we do know, that it has at least several different modes of operation, viz. that it remembers, reflects, and imagines. It is quite immaterial to dispute whether,

in cases of what is termed partial insanity, the mind has one faculty, as memory, sound, and the other faculties unsound; or whether the mind is sound when exercising itself in recollecting, and unsound when reflecting on its own combinations. It is fully admitted, we believe, as matter of metaphysical knowledge, that a mind may act healthily in the exercise of one of its faculties, and unhealthily in the exercise of others; or that it may act healthily in the exercise of all its faculties upon some, and unhealthily in the exercise of all or some of its faculties upon certain other subjects of mental observation. Now, if that be so, the indivisibility of the mind as a being or an essence, and its incapability as such, of divided soundness, have no bearing upon the question of its soundness with reference to particular acts; because that is not a question of the soundness of the mind itself, but of its capability of *acting healthily* in the exercise of a portion of its faculties, not exercising the others for the time; or of acting healthily in the exercise of all upon certain particular subjects presented to it, to the exclusion of other particular subjects.

## POINTS ON THE LAW AND PRACTICE OF INJUNCTIONS.

(Continued from Vol. 10, p. 287).

*Of Breaches of an Injunction.*—Where a defendant has committed a breach of a special injunction, it is a mixed question of fact and of construction; and it need scarcely be observed, that, a defendant having been enjoined from permitting a particular effect, capable of being produced by several causes, to be produced by a given cause, is not to be treated as guilty of a breach merely because the effect has taken place, without proof connecting the effect with the particular cause. This was held in a case of *Dawson v. Power*, (5 Hare, 424). The point was simply one of evidence, and seems to have been almost too clear for argument.

*What may be shewn as Cause against dissolving an Injunction.*—In a very recent case the Vice-Chancellor of England held, that, since the 11th Order of 1841, exceptions for impertinence cannot be shewn for cause against dissolving an injunction. (*Simcoe v. Davis*, 12 Sim. 46). His Honor said, "Under the New Orders of the Court, an answer cannot be referred generally for impertinence, but the matters alleged to be impertinent must be specified by way of exception. Why, then, may not the answer in this case be taken as an answer, disregarding those parts of it which have been excepted to as being impertinent?" If this decision was right under the Orders of 1841, it is so equally now under the 38th Order of 1845. But the professed reason of it seems open to this objection: that it does not answer the reason given in *Goodings v. Woodham*, (14 Ves. 536), viz. that as an answer cannot be excepted to for insufficiency, if it is intended to refer it for impertinence, and as there must be a judgment upon the reference for impertinence before there can be a judgment on the insufficiency, and as exceptions for insufficiency may be shewn as cause against dissolving, all proceedings necessarily preceding them must also be sufficient cause. If, in accordance with *Simcoe v. Davis*, the answer is to be taken as an answer, disregarding those parts of it which are excepted to for impertinence, the result would be, that a motion to dissolve would be made upon statements in the answer, which may be afterwards successfully excepted to as insufficient.

*Injunctions in Administration Suits.*—In considering



the protection given to an executor against creditors at law, it must be remembered that the executor takes, of course, only that which was the testator's; and that, therefore, if, at the time of the testator's death, a creditor had a lien amounting to a *dominium* over any part of the testator's property, the executor cannot restrain the creditor from exercising his legal right. This point arose in *Ranken v. Harwood*, (5 Hare, 215). In that case the creditor, Kirk, obtained a judgment in December, 1845; and on the 7th April, 1846, a writ of *fi. fa.* was placed in the hands of the proper officer for execution. The debtor died on the 6th April. During the lifetime of the debtor, a mortgagee's bill for an account was filed, and on his death the mortgagee filed a bill of supplement and revivor against the debtor's executor. In the two suits a decree was made in June, 1846. In July, 1846, the sheriff took possession, under the *fi. fa.*, of certain goods of the testator; and the executor immediately moved for an injunction to restrain him from removing or selling such goods, and to restrain the creditor from proceeding in his action. Sir J. Wigram, V. C., refused the motion: he said, if the writ had been put into the hands of the sheriff before the death of the debtor, then, beyond all question, the creditor might have taken them in execution, even in the hands of a purchaser, (except in market overt), from the executor. "At the death of the testator," said his Honor, "supposing the writ to have been then in the hands of the sheriff, the creditor had a dominion over the goods paramount to that of the executor; or, in other words, the amount of the assets of the testator over which the executor had dominion, adverse to the creditor's right, was the amount of the gross assets minus the amount of the creditor's claim." Then the writ, when put into the hand of the sheriff, taking effect by relation as from the teste of the writ, (which was before the testator's death), his Honor held that the creditor could not be enjoined.

*Of the Principle on which Injunctions are granted generally.*—The Court never grants an injunction on the principle that it will do no harm to the defendant, if he does not intend to commit the acts complained of. But, on the other hand, if the injury has been committed, the party injured is not bound to accept the personal undertaking of the defendant that he will not continue the injury, but is entitled to the protection of an injunction. This was held in a case of *Geary v. Norton*, (1 De Gex & Smale, 9), in which the defendant had pirated a registered article, and, on being apprised of his fault, and that a bill and affidavit had been prepared, offered to pay the costs already incurred, and to suspend the sale of any of the pirated articles of which he was the holder. The plaintiff, nevertheless, obtained an injunction; and the defendant not offering to pay the costs of the injunction, the suit was brought to a hearing. The Court held, that the plaintiff was entitled to the protection of an injunction, and to the general costs of the suit. The defendant ought to have offered, after the injunction had been obtained, to pay the costs to that time, submitting to the injunction. It should be observed, that there was evidence to shew that the defendant was informed, before formal notice was given to him, of the intention of the plaintiff to apply.

*Injunctions in Cases of Mistake.*—In a very late case, where the plaintiffs had paid money into court, under a mistake as to the legal consequences of such act, and the effect of it was to give certain defendants a legal title to take the money out, the Court refused to restrain the defendants from so doing, on the ground that a mistake as to the legal consequences of an act did not call for the interference of equity. (*The Great Western Railway Company v. Cripps*, 5 Hare, 91).

*Injunctions against Companies and others acting under Parliamentary Powers.*—Generally, if parties acting

under parliamentary powers exceed those powers, they will be restrained. Nevertheless, where a company entered upon a man's land, and dug a trench thereon, not strictly pursuing its powers, but it appeared such trench was merely to mark out an anticipated line of railway, and none of the soil was removed from the land, and the company never did anything more, and swore that they did not intend to go any more on the land, the Court refused to make any order, even as to costs, saying that the mischief, if any, having been done, there could be no use in an injunction. It must be observed, that, in this case, the plaintiff did not file his bill till nine days after the injury had been discovered by him, and fourteen after it had ceased. The case is obviously *sui generis*, and neither establishes nor controverts any general principle. (*Fooks v. The Wiltshire Railway Company*, 5 Hare, 199).

*What destroys an Injunction.*—Generally, if a bill is dismissed, the injunction goes with it, without order. On the same principle, it should seem, is founded the clear rule, that where an injunction has been obtained, and a demurrer to the whole bill is allowed, the injunction is gone, and that although leave is given to amend. (*Schneider v. Ligardi*, 9 Beav. 481).

*When Application for Leave to amend must be made to the Court.*—In *Wright v. King*, (9 Beav. 161), after the answers had been filed more than twelve months, a motion was made to the Court for leave to amend a bill *without prejudice to the injunction*; and it was held, that, as the plaintiff was desirous to amend, with an adjunct, (viz. that the amendment should be without prejudice), over which the Master had no jurisdiction, the application was properly made to the Court, and not to the Master. In this case, neither the 2nd Order of May, 1839, nor the case of *Warburton v. The London and Blackwall Railway Company*, (2 Beav. 253), were mentioned. It is difficult, consistently with the latter case, to see why, in *Wright v. King*, the application should not have been made to the Master, because it was unnecessary to have inserted in the order for liberty to amend, the words *without prejudice*; and, therefore, the common application, which was within the Master's jurisdiction, would have been sufficient. Probably, all that the Court meant to say was, that, if the plaintiffs desired their order to amend to contain the words *without prejudice*, the application must be made to the Court.

C. S. D.

## London Gazette.

TUESDAY, DECEMBER 5.

### BANKRUPTS.

RICHARD WRIGHT, Badwell Ash, Suffolk, baker and shopkeeper, dealer and chapman, Dec. 12 at 1, and Jan. 19 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Chilton & Co., 7, Chancery-lane.—Fiat dated Nov. 30.

WILLIAM SHARPE, Luton, Bedfordshire, plumber, painter, and glazier, Dec. 15 at half-past 1, and Jan. 19 at half-past 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Clark, 5, Featherstone-buildings, Holborn.—Fiat dated Nov. 29.

BLADES PALLISTER, Gravesend, Kent, innkeeper, Dec. 13 at 1, and Jan. 19 at half-past 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Southgate & Son, Gravesend, Kent; Southgate, 6, Barnard's-inn, Holborn.—Fiat dated Nov. 30.

LEONARD GREENING, Stroud, Gloucestershire, saddler and harness maker, dealer and chapman, Dec. 19 and Jan. 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Kearsey, Stroud; Blower & Co., Lincoln's-inn-fields.—Fiat dated Nov. 29.

SAMUEL ISAACS, Bristol, jeweller, trader, dealer and chapman, Dec. 19 and Jan. 16 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Messrs. Linklaters, Charlotte-row, London.—Fiat dated Dec. 1.

**JAMES BROWN FIRMIN**, Little Chesterford, Essex, lime burner and farmer, Dec. 12 at half-past 1, and Jan. 19 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. W. & R. Thurgood, Saffron Walden, Essex; Thurgood, 15, Pinners'-hall, Old Broad-street, London.—Fiat dated Nov. 22.

**JOHN VALLIS** the elder, Sparkford, Somersetshire, cheese dealer, Dec. 21 at 11, and Jan. 18 at 2, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Parsons, Langport; Gregory & Co., Bedford-row.—Fiat dated Nov. 22.

**JOHN MILLAGE**, Cheltenham, Gloucestershire, grocer, Dec. 21 at 11, and Jan. 18 at 2, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Boodle, Cheltenham; Messrs. Norcutt, Queen's-square.—Fiat dated Nov. 20.

**FRANCIS BASSANO**, Deritend, Aston, near Birmingham, coach founder, dealer and chapman, Dec. 19 and Jan. 16 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Alcock, Birmingham.—Fiat dated Nov. 30.

**JOHN GILL**, Silsden, Kildwick, Yorkshire, coal merchant, dealer and chapman, Dec. 18 and Jan. 15 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Bond & Barwick, Leeds; Spencer, Keighley; Smith, Holborn, London.—Fiat dated Nov. 24.

**WILLIAM LINLEY**, Conisbrough, Yorkshire, scythe and sickle manufacturer, dealer and chapman, Dec. 23 and Jan. 27 at half-past 12, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Fernell, Sheffield; Duncan, Buckingham-street, London.—Fiat dated Nov. 25.

**WILLIAM BRIGGS WALTERS**, Embay, Skipton, Yorkshire, cotton spinner, dealer and chapman, Dec. 22 and Feb. 2 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Alcock & Dixon, Burnley; Cragg & Jeyes, Bedford-row, London.—Fiat dated Nov. 23.

**WILLIAM MACCANN**, late of Buenos Ayres and Monte Video, but now of Liverpool, merchant, Dec. 18 and Jan. 9 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Dec. 2.

**ALFRED JOHNSON**, Liverpool, licensed victualler, dealer and chapman, Dec. 15 and Jan. 9 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Grocott, Liverpool; Johnson & Co., Temple, London.—Fiat dated Nov. 30.

**THEODORE FREDERICK CLARK**, Liverpool, milliner, dealer and chapman, Dec. 18 and Jan. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Tyrer, Liverpool; Sole & Turner, Aldermanbury, London.—Fiat dated Nov. 17.

#### MEETINGS.

*Robert Blake* the younger, Norwich, soap manufacturer, Dec. 15 at 2, Court of Bankruptcy, London, pr. d.—*Stephen Unwin* the elder, *Fisher Unwin*, and *Stephen Unwin* the younger, Coggeshall, Essex, woolstaplers, Dec. 27 at 12, Court of Bankruptcy, London, pr. d.—*Henry M. Wells*, Ramsgate, Kent, baker, Dec. 15 at 2, Court of Bankruptcy, London, last ex.—*Richard Baldwin Coe* and *John R. Mann*, Adam-st., Adelphi, Middlesex, lithographic printers, Dec. 13 at 11, Court of Bankruptcy, London, last ex. of *John R. Mann*.—*Nicholas Brown*, Hexham, Northumberland, timber merchant, Dec. 21 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Samuel Pearson*, Manchester, licensed victualler, Dec. 21 at 12, District Court of Bankruptcy, Manchester, last ex.—*H. Whitley*, Waterman's-fields, Woolwich, Kent, victualler, Dec. 27 at 11, Court of Bankruptcy, London, aud. ac.; Dec. 28 at 12, div.—*Chas. Swann*, Sandford, *John Swann*, Wolvercote, and *Wm. Swann*, Evesham, Oxfordshire, paper makers, Dec. 28 at 11, Court of Bankruptcy, London, aud. ac.—*Caleb Radford*, Uckfield, Sussex, apothecary, Dec. 27 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Wilkinson*, Brymbo, Denbighshire, iron master, Dec. 29 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Jan. 3 at 11, div.—*Joseph Carter* and *James Baines*, Liverpool, merchants, Dec. 29 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Joshua Gibson* and *Joseph M'Glasson*, Liverpool, silk mercers, Dec. 28 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Jan. 3 at 11, div.—*Ner Gardiner*, Manchester, share broker, Dec. 28 at 11, District

Court of Bankruptcy, Manchester, aud. ac.—*John Freyne*, North Molton, Devonshire, draper, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*Fred. Sty*, Truro, Cornwall, carrier, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*Thomas Stocks*, Tor, Tormoham, Devonshire, baker, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*Wm. W. Tucker*, Exeter, carver, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*Wm. Davey*, Pentewan, St. Austell, Cornwall, coal merchant, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*Samuel Hurdle*, Hazelbury Bryan, Dorsetshire, cheese factor, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*Henry Conn*, Truro, and Gwennap, near Truro, Cornwall, arsenic manufacturer, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*James Wm. Gray*, Exeter, lead merchant, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*Fred. Wm. N. Crouch*, Plymouth, Devonshire, music seller, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*John Bonifas* the younger, Dorchester, Dorsetshire, woollen draper, Dec. 27 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Dec. 28 at 1, div.—*George Edwards*, Newton Abbott, Devonshire, coach builder, Dec. 27 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Dec. 28 at 1, div.—*Aylshford Wise*, Wolborough, N. Baker, Newton Bushel, Highwick, and *Wm. S. Bentall*, Totnes, Devonshire, bankers, Dec. 28 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*Lenox N. Phillips*, Three Colt-st., Limehouse, Middlesex, licensed victualler, Dec. 28 at 1, Court of Bankruptcy, London, div.—*Thos. Herwood*, Oxford-st., Middlesex, saddler, Dec. 27 at 12, Court of Bankruptcy, London, div.—*Wm. Hulme* and *Thomas Braggard*, Liverpool, rope manufacturers, Dec. 29 at 11, District Court of Bankruptcy, Liverpool, div. sep. est. of *William Hulme*.—*Jas. Alex. Forrest*, Liverpool, glass merchant, Dec. 29 at 11, District Court of Bankruptcy, Liverpool, div.—*Edward Thompson*, Kingston-upon-Hull, hosier, Jan. 10 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Thos. Oxford*, Hadleigh, Suffolk, glover, Dec. 27 at 12, Court of Bankruptcy, London.—*Edmund Smith*, Shide, near Newport, Isle of Wight, brick maker, Dec. 26 at 11, Court of Bankruptcy, London.—*James Pratt*, Liverpool, stock broker, Dec. 29 at 11, District Court of Bankruptcy, Liverpool.—*Chas. Oldham*, Liverpool, auctioneer, Dec. 28 at 11, District Court of Bankruptcy, Liverpool.—*John Bonifas* the younger, Dorchester, Dorsetshire, woollen draper, Dec. 27 at 11, District Court of Bankruptcy, Exeter.—*Wm. Green Hatheway*, Stanford-bridge, Great Shelsley, Worcestershire, grocer, Dec. 30 at 12, District Court of Bankruptcy, Birmingham.—*Thos. Ankrell*, Walsall, Staffordshire, spur manufacturer, Dec. 30 at 12, District Court of Bankruptcy, Birmingham.—*John Page Reilly*, Litherland, Lancashire, coal merchant, Dec. 29 at 11, District Court of Bankruptcy, Liverpool.—*Ner Gardiner*, Manchester, share broker, Dec. 28 at 11, District Court of Bankruptcy, Manchester.—*Arthur Peters*, Manchester, spirit merchant, Dec. 27 at 11, District Court of Bankruptcy, Manchester.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 26.*

*J. Clarke*, Liquorpond-st., Middlesex, builder.—*C. Willis*, King-street-terrace, New North-road, Islington, Middlesex, licensed victualler.—*George Schofield*, Rastrick, Halifax, Yorkshire, manufacturer.—*James Wallbank*, Stockport, Cheshire, currier.—*Wm. Draper*, Basingstoke, Southampton, coach maker.—*Wm. Price*, Preston, Lancashire, innkeeper.—*John F. Holditch* and *Edw. D. Holditch*, Bankside, Southwark, Surrey, cider merchants.—*Rich. Hen. Morgan*, Mansfield-pl., Kentish-town, Middlesex, licensed victualler.—*J. Shalleron*, Liverpool, provision dealer.—*Wm. Woodward*, Newcastle-under-Lyme, Staffordshire, plumber.

#### PARTNERSHIPS DISSOLVED.

*Robert Ryder Horner* and *Clement Harvey*, Gloucester, attorneys at law and solicitors, (under the firm of Horner and Harvey).—*Samuel Edwards*, *Wm. Edwards*, and *Francis T. Selby*, Spalding, Lincolnshire, attorneys, solicitors, and coe-

ancers, (under the style or firm of Edwards and Selby, the said William Edwards retiring therefrom).

#### SCOTCH SEQUESTRATIONS.

*James Anderson*, Glasgow, carter.—*Thomas McKeand*, Glasgow, share dealer.—*John Couper*, Crosslee, Renfrewshire, carter.—*David Baxter*, deceased, Coupar-Angus, tinner.—*James Laidlaw*, Glasgow, share broker.—*Robert Wren*, Glasgow, victualler.—*Wm. Turnbull*, Govan, spiritaler.—*John Rain*, deceased, Dumfries, brewer.—*Stephen Smith*, Old Aberdeen, shoe maker.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thomas Burnett*, Portsea, Hampshire, tailor, Dec. 30 at 1, County Court of Hampshire, at Portsmouth.—*Jas. Tepper*, Portsmouth, Southampton, baker, Dec. 30 at 11, County Court of Hampshire, at Portsmouth.—*Wm. Masey*, New Romney, Kent, bricklayer, Dec. 16 at 11, County Court of Kent, at Romney.—*George Simpson* the younger, Scarbro', Yorkshire, tinner, Dec. 16 at 10, County Court of Yorkshire, at Scarbro'.—*Thos. Corlass*, Keighley, Yorkshire, cotton spinner, Dec. 29 at 11, County Court of Yorkshire, at Keighley.—*Wm. Wilson*, Scarbro', Yorkshire, butcher, Dec. 6 at 10, County Court of Yorkshire, at Scarbro'.—*George Harris Saylor*, Scarbro', Yorkshire, working jeweller, Dec. 5 at 10, County Court of Yorkshire, at Scarbro'.—*James Ashford*, Swindon, Wiltshire, slater, Dec. 15 at 11, County Court of Wiltshire, at Swindon.—*James Griffin*, Bedminster, Bristol, licensed victualler, Jan. 16 at 11, County Court of Gloucestershire, at Bristol.—*Thomas Tucker*, Bristol, carter, Jan. 23 at 11, County Court of Gloucestershire, at Bristol.—*John Gerrish*, Bristol, beer retailer, Jan. 16 at 11, County Court of Gloucestershire, at Bristol.—*Thos. Millett*, Edminster, Bristol, licensed victualler, Jan. 15 at 11, County Court of Gloucestershire, at Bristol.—*Edward Lewis*, Bedminster, Bristol, licensed victualler, Jan. 1 at 11, County Court of Gloucestershire, at Bristol.—*John Henslow Wellington*, Bristol, not in any trade, Jan. 22 at 11, County Court of Gloucestershire, at Bristol.—*Jos. White*, Birmingham, engineer, Dec. 18 at 10, County Court of Worcestershire, at tourbridge.—*Geo. Micklewright*, Wem, Shropshire, druggist, Dec. 18 at 12, County Court of Shropshire, at Wem.—*Peter Trumble*, Lockwood, Almondbury, Yorkshire, painter, Dec. 21 at 10, County Court of Yorkshire, at Huddersfield.—*Leander Moulding*, Speenhamland, Newbury, Berkshire, out of business, Dec. 16 at 11, County Court of Berkshire, at Newbury.—*Geo. Oringe*, Huddersfield, Yorkshire, cloth resser, Dec. 21 at 10, County Court of Yorkshire, at Huddersfield.—*Geo. Smith*, Huddersfield, Yorkshire, cooper, Dec. 1 at 10, County Court of Yorkshire, at Huddersfield.—*Isaac Newton*, Weston-super-Mare, Somersetshire, cabinet maker, Dec. 15 at 10, County Court of Somersetshire, at Weston-super-Mare.—*John Firmin*, Worthing, Sussex, piano-forte tuner, Dec. 23 at 11, County Court of Sussex, at Worthing.—*James Hannibal*, Salford, Lancashire, upholsterer, Dec. 20 at 12, County Court of Lancashire, at Salford.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Dec. 19 at 11, before the CHIEF COMMISSIONER.*

*Wm. Monckton*, Kingston-upon-Thames, Surrey, hackney fly driver.—*Jas. Sanders*, Garnet-place, Old Bethnal-green-road, Middlesex, dyer.—*Robert Augustus Barnett*, Abilce-place, Commercial-road East, Middlesex, medical student.

*Dec. 19 at 11, before Mr. Commissioner HARRIS.*

*James Thomas Edwards*, Princes-st., Storey's-gate, Westminster, builder.—*Ed. Brown Pontifex*, Harpur-st., New Kent-road, Surrey, out of business.—*Thos. Stringer*, Woodall-place, Brixton, Lambeth, Surrey, smith.—*Hannah Priest*, Clapperfield, near Rickmansworth, Hertfordshire, lacksmith.—*Owen Kelly*, Borough-road, Southwark, Surrey,

commercial traveller.—*Chas. Forster*, Holland-crescent, Barington-road, Brixton, Surrey, clerk at Millbank Prison, Westminster, Middlesex.—*Wm. Barnes*, Byron-place, Saint James-st., Old Kent-road, Surrey, messenger in the General Post Office, London.—*John Wood*, Lower-marsh, St. Mary, Newington, Surrey, butcher's assistant.—*Jos. Slow*, Green-st., Bethnal-green, Middlesex, beer-shop keeper.

*Dec. 20 at 10, before Mr. Commissioner LAW.*

*Susannah Deane*, Welclose-square, St. George's in the East, Middlesex, widow.

*Dec. 21 at 11, before Mr. Commissioner PHILLIPS.*

*Wm. Leach* the elder, Gray's-inn-lane, Middlesex, boot maker.—*David Jones*, Nine Elms-lane, Vauxhall, Surrey, smith.

*Saturday, Dec. 2.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Thomas Hodge*, Blackheath, Kent, market gardener, No. 70,220 C.; *John Masters*, assignee.—*Jos. Parlington*, Rochdale, Lancashire, attorney at law, No. 69,532 C.; *Jease Rothwell*, assignee.—*Gilbert Smith*, Church-st., Deptford, Kent, potatoe dealer, No. 60,043 T.; *Wm. Harris*, assignee.—*Edw. Adams*, Elmstead, Essex, farmer, No. 50,353 C.; *Henry Ashford*, assignee.—*James Arlingstall*, Swinton, near Manchester, joiner, No. 70,221 C.; *William Hall Casson*, assignee.—*Joseph Green*, Bradford, near Clitheroe, Lancashire, grocer, No. 70,192 C.; *Robert Waite*, assignee.—*William Benbrook*, Hambley-place, Plough-road, Rotherhithe, Surrey, carpenter, No. 60,129 T.; *Fred. Harlow*, assignee.

*Saturday, Dec. 2.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions.)*

*George Telfer*, Church-street, Stoke Newington, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Mary Crosson*, George-street, Deptford, Kent, cow-keeper: in the Queen's Prison.—*John Durden* the younger, Beresford-street, Walworth-road, Surrey, dealer in cutlery on commission: in the Queen's Prison.—*James H. Chappell*, Sussex-street, Huntley-street, Tottenham-court-road, Middlesex, publisher of gentlemen's fashions for clothing: in the Debtors Prison for London and Middlesex.—*John Morris*, Chepstow-place, Westbourne-grove, Bayswater, Middlesex, in no trade or profession: in the Debtors Prison for London and Middlesex.—*F. D. M. Ows*, Panton-square, Haymarket, Middlesex, leather and trimming seller: in the Debtors Prison for London and Middlesex.—*Wm. Grubbell Wade*, Smithfield-market, London, coffee-house keeper: in the Debtors Prison for London and Middlesex.—*Charles V. Harley*, Paradise-street, Rotherhithe, Surrey, leather seller: in the Queen's Prison.—*Thos. D. Pinnell*, Warren-street, Camden-town, Middlesex, zinc worker: in the Queen's Prison.—*Thos. Cooke*, Cripplegate-buildings, London, out of business: in the Debtors Prison for London and Middlesex.—*John Cooke*, White's-grounds, Crucifix-lane, Bermondsey, Surrey, fur dyer: in the Debtors Prison for London and Middlesex.—*William David Clarke*, Theobald's-road, Red Lion-square, Holborn, Middlesex, gas fitter: in the Debtors Prison for London and Middlesex.—*Wm. Hen. Lennox*, Whittington-place, Upper Holloway, Middlesex, overseer to a printer: in the Debtors Prison for London and Middlesex.—*David Bidmead* the elder, Crombie-row, Commercial-road East, Middlesex, general commission agent: in the Debtors Prison for London and Middlesex.—*J. Gray Bedin*, Burton-street, Burton-crescent, Middlesex, in no trade: in the Debtors Prison for London and Middlesex.—*J. H. Lyons*, Colford-road, Downham-road, Kingsland-rd., Middlesex, dealer in millinery on commission: in the Debtors Prison for London and Middlesex.—*E. Collis*, Mill-street, Hanover-square, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*J. Crawley*, Queen-street, Soho, Middlesex, joiner: in the Debtors Prison for London and Middlesex.—*Charles Hastings*, West Smithfield, London, and Longham, Norfolk, cattle dealer: in the Debtors Prison for London and Middlesex.—*James Gaston*, Epsom, Surrey, whitesmith: in the Gaol of Surrey.—*George Pettit*, South Island-place, Clapham-road, Surrey, cowkeeper: in the Queen's Prison.—*Jacob Davies*, Newton, Montgomery-

shire, labourer; in the Gaol of Montgomery.—*G. Bridge*, Braintree, Essex, tallow chandler: in the Gaol of Chelmsford.—*Wm. Smith*, Kingston-upon-Hull, out of business: in the Gaol of Kingston-upon-Hull.—*James Quick*, Woodbury, Devonshire, out of business: in the Gaol of St. Thomas the Apostle.—*Mary Barnes*, Tarporley, Cheshire, publican: in the Gaol of Chester.—*Robt. O. Easton*, Hough-house, near Nantwich, Cheshire, out of business: in the Gaol of Chester.—*J. D. Gardner*, Canterbury, out of business: in the Gaol of Canterbury.—*John Hitch*, Soham, Cambridgeshire, labourer: in the Gaol of Cambridge.—*Abel Ashford*, Datchet, Buckinghamshire, out of business: in the Gaol of Aylesbury.—*Hugh Brown*, Liverpool, merchant: in the Gaol of Lancaster.—*Thomas Dearden*, Oldham, Lancashire, out of employment: in the Gaol of Lancaster.—*Silvester Read*, Birmingham, iron plate worker: in the Gaol of Coventry.

(On Creditor's Petition).

*Thomas Humphries*, Bath, Somersetshire, shoemaker: in the Gaol of Wilton.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Dec. 20 at 10, before Mr. Commissioner LAW.*

*John Baker*, Westbourne-grove, Paddington, Middlesex, officer of the sheriff of Middlesex.

*Dec. 21 at 11, before Mr. Commissioner PHILLIPS.*

*George Young*, Belitha-villas, Barnsbury-park, Islington, Middlesex, out of employ.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Warwickshire, at COVENTRY, Dec. 20 at 2.*

*Wm. Stone*, Birmingham, out of business.

*At the County Court of Carnarvonshire, at CARNARVON, Dec. 20 at 2.*

*David Davies*, Tynmawr, Llysfaen, out of business.—*Wm. Evans*, Calhaidmawr, Llandwrog, quarry labourer.

*At the County Court of Essex, at CHELMSFORD, Dec. 20 at 12.*

*George Bridge*, Braintree, Essex, tallow chandler.

*At the County Court of Yorkshire, at KINGSTON-UPON-HULL, Dec. 22 at 10.*

*Wm. Smith*, Kingston-upon-Hull, out of business.

FRIDAY, DECEMBER 8.

INSOLVENT.

**JAMES HENRY GARROOD**, late of Great Thornham, but now of Yaxley, Suffolk, grocer and draper, dealer and chapman.

BANKRUPTS.

**WILLIAM EDWARD HOUGHTON GUILLAUME**, Botley, Southampton, timber and coal merchant, dealer and chapman, Dec. 11 at half-past 1, (and not half-past 11, as advertised in the Gazette of Friday last), and Jan. 15 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Guillaume, Angel-court, Throgmorton-street.—Fiat dated Nov. 28.

**JOHN SLANEY**, Wellington-place, Hackney, Middlesex, and Skinner-st., St. Botolph, Bishopsgate, London, cabinet maker and timber merchant, Dec. 18 at 12, and Jan. 22 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Roscoe, Worship-street.—Fiat dated Dec. 5.

**JOSIAS THOMAS HARRISON**, Haydon-street, Minories, Middlesex, cooper, dealer and chapman, Dec. 15 at half-past 2, and Jan. 16 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. King, 33, Great St. Helen's, City.—Fiat dated Dec. 5.

**JOSEPH CADMAN**, Pontypool, Monmouthshire, wine and spirit retailer, corn dealer, dealer and chapman, Dec. 22 at 11, and Jan. 19 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Ayre, jun., Bristol; Boykett, Chancery-lane.—Fiat dated Dec. 4.

**JOHN GILES**, Shoreditch, Middlesex, clothier and tailor, Dec. 20 at 12, and Jan. 23 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Macnamara, 58, Lincoln's-inn-fields.—Fiat dated Dec. 6.

**JEFFERY MAYN**, Rayleigh, Essex, auctioneer, dealer and chapman, Dec. 13 at 1, and Jan. 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Chidley, Guildhall-chambers.—Fiat dated Dec. 1.

**FREDERICK CLARK**, late of Baker-st., Portman-square, but now of Bentinck-street, Middlesex, auctioneer, dealer and chapman, (late carrying on business with Thomas Barnard, at No. 17, Baker-street, Portman-square, Middlesex, as auctioneers, dealers and chapmen), Dec. 20 at half-past 12, and Jan. 23 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Phillips & Voss, Saxe-lane, City.—Fiat dated Dec. 4.

**WILLIAM CORNS** the younger, Wolverhampton, Staffordshire, builder, dealer and chapman, Dec. 21 and Jan. 10 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Smith, Birmingham.—Fiat dated Dec. 4.

**LEONARD THOMPSON**, Hill Top, Westbromwich, Staffordshire, coach and railway spring maker, dealer and chapman, Dec. 21 and Jan. 13 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Bolton, Dudley; Motteram & Co., Birmingham.—Fiat dated Dec. 1.

**JAMES CROCKER**, Sherborne, Dorsetshire, innkeeper, corn factor, dealer and chapman, Dec. 19 and Jan. 17 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herriman; Sols. Phillips, Weymouth; Terrell, Exeter; Combe, 9, Staple-inn, London.—Fiat dated Dec. 4.

**HENRY PINHEY**, Plymouth, Devonshire, grocer, dealer and chapman, Dec. 19 and Jan. 17 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzell; Sols. Elworthy, Plymouth; Terrell, Exeter; Surr & Gribble, Lombard-st. London.—Fiat dated Dec. 1.

**RICHARD RYDER**, Kingston-upon-Hull, grocer and tea dealer, dealer and chapman, Dec. 23 and Jan. 17 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carriok; Sols. Messrs. C. & H. Frost, Hull; Capes & Stewart, Gray's-inn, London.—Fiat dated Dec. 4.

**JOHN BIDDLE AMEY**, Liverpool, ship broker, dealer and chapman, Dec. 28 and Jan. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Davenport & Collier, Liverpool; Tomlin & Co., Staple-inn, London.—Fiat dated Nov. 30.

**HENRY LEATHAM**, Liverpool, builder, dealer and chapman, Dec. 28 and Jan. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Pemberton, Liverpool; Cornthwaite & Wilson, Old Jewry-chambers, London.—Fiat dated Dec. 5.

**RICHARD HUTTON**, Liverpool, painter, dealer and chapman, Dec. 28 and Jan. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Bradley, Liverpool; Walker, Furnival's-inn, London.—Fiat dated Dec. 4.

**GEORGE CHAPMAN**, Liverpool, victualler, dealer and chapman, Dec. 22 and Jan. 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Grezz, Liverpool; Maples & Co., Frederick's-place, London.—Fiat dated Dec. 4.

**WILLIAM ELSAM**, now of Liverpool, commission agent, but late of Duckmanton, Derbyshire, provision dealer and coal merchant, (and also at the same time carrying on business at Duckmanton with William Yelverton and others, under the style or firm of the Adelphi Iron Company, as iron masters), Dec. 22 and Jan. 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Bretherton, Liverpool; Carpenter, Staple-inn, London.—Fiat dated Dec. 1.

**GEORGE HARDON**, Preston, Lancashire, joiner and builder, dealer and chapman, Dec. 22 and Jan. 11 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Haydock & Son, Preston; Chester & Co., Staple-inn, London.—Fiat dated Dec. 4.

**JOHN HAWORTH**, Stone Fold-mill, near Haslingden, Lancashire, cotton spinner and manufacturer, Dec. 19 and Jan. 10 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Slater, Manchester; Abbott, Lincoln's-inn-fields, London.—Fiat dated Dec. 2.

**HOMAS COLEBY**, Springfield-mill, Salford, Lancashire, cotton spinner, dealer and chapman, Dec. 19 and Jan. 10 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. De Lard, Manchester; Van Sandau & Cumming, 27, King-street, Chesapeake, London.—Fiat dated Dec. 6.

## MEETINGS.

**Wm. H. Mackey**, Southampton, attorney, Dec. 28 at half-past 2, Court of Bankruptcy, London, last ex.—**Thos. Hollyan**, Clevedon, Somersetshire, butcher, Jan. 2 at 11, District Court of Bankruptcy, Bristol, last ex.—**Thomas Sneezum**, upert-street, Coventry-street, Middlesex, builder, Jan. 9 at 1, Court of Bankruptcy, London, and. ac.—**Wm. Wilton**, Upper St. Martin's-lane, Middlesex, victualler, Jan. 9 at 12, Court of Bankruptcy, London, and. ac.—**Wm. Price**, Strand, Middlesex, merchant, Jan. 4 at 11, Court of Bankruptcy, London, and. ac.—**James Pearce**, Andover, Hampshire, saddler, Jan. 3 at 12, Court of Bankruptcy, London, and. ac.—**Thomas Keating**, St. Paul's Church-yard, London, druggist, Jan. 9 at 11, Court of Bankruptcy, London, and. ac.—**Robert Allison** and **Thomas Allison**, Dean-street, Soho, Middlesex, piano forte manufacturers, Jan. 9 at half-past 2, Court of Bankruptcy, London, and. ac.—**Anthony Guy**, hippenham, Wiltshire, money scrivener and broker, Jan. 3 at 11, District Court of Bankruptcy, Bristol, and. ac.—**Robert M. Toogood**, Cwm Brane, near Newport, Monmouthshire, grocer, Jan. 9 at 11, District Court of Bankruptcy, Bristol, and. ac.—**Thomas Beilby** and **Wm. Kaberry**, Leeds, Yorkshire, flax spinners, Jan. 15 at 11, District Court of Bankruptcy, Leeds, and. ac. joint est.; Jan. 16 at 11, div. sep. t. of **T. Beilby**.—**Robert Glover** and **Fred. Glover**, Leeds, Yorkshire, dyers, Jan. 8 at 12, District Court of Bankruptcy, Leeds, and. ac.—**James Walton**, Great Bridge, Staffordshire, iron founder, Dec. 30 at 12, District Court of Bankruptcy, Birmingham, and. ac.—**Robert M. Joslin**, Stanbourne, Essex, sheep dealer, Jan. 9 at half-past 12, Court of Bankruptcy, London, div.—**Jane Bowdler**, widow, Shrewsbury, Shropshire, weaver, Dec. 30 at 12, District Court of Bankruptcy, Birmingham, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**Fred. C. Chappell**, Angel-court, Throgmorton-st., London, and Cottage-green, Camberwell, Surrey, stock broker, Dec. 9 at 12, Court of Bankruptcy, London.—**Samuel Howard Millingay**, Commercial-road East, Whitechapel, Middlesex, ironmonger, Dec. 30 at 12, Court of Bankruptcy, London.—**James Knights**, Ipswich, Suffolk, licensed victualler, Jan. 6 at 1, Court of Bankruptcy, London.—**John Elliott**, East Ham, Essex, cattle dealer, Dec. 30 at 11, Court of Bankruptcy, London.—**John Petty**, Winterburn, Gargrave, Yorkshire, farmer, Jan. 22 at 1, District Court of Bankruptcy, Leeds.—**Wm. A. Holden**, Preston, Lancashire, tobacconist, Jan. 2 at 12, District Court of Bankruptcy, Manchester.—**Wm. Mawry**, Liverpool, merchant, Jan. 3 at 11, District Court of Bankruptcy, Liverpool.—**William Rees** and **Evan Roberts**, Liverpool, joiners, Jan. 4 at 11, District Court of Bankruptcy, Liverpool.—**John Watkinson**, Sneinton, Nottinghamshire, bobbin turner, Jan. 5 at 11, District Court of Bankruptcy, Nottingham.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 29.

**Dan. Stokes**, Durham, grocer.—**John Johnston**, Stamford, Lincolnshire, hosier.—**Wm. Edw. Manby**, Strand, Middlesex, lman.—**John Broadbent**, Walmersley cum Shuttleworth, Lancashire, paper maker.—**Timothy Boddington**, Salford, Lancashire, baker.—**Lawrence Williams Ash**, White Lion-reet, Pentonville, Middlesex, corn merchant.—**Jos. Harper**, Birmingham, provision merchant.—**Robert Imearry**, East Arrow, Durham, alkali manufacturer.—**Rich. Moyle**, Penryn and Redruth, Cornwall, ironmonger.—**Thomas Browne**, Am-e House, Northumberland, ship owner.—**Joseph Hosken**, Southampton, builder.—**John Holt**, Bury, Lancashire, tailor.—**William Webber**, Cheltenham, Gloucestershire, grocer.—**J. Trongitharm**, Walsall, Staffordshire, retail brewer.—**Robert Benson** and **Nathaniel Kinman**, Leeds, Yorkshire, linen apers.

## FIAT ANNULLED.

**Benjamin Robinson**, Lane, Huddersfield, Yorkshire, dyer.

## SCOTCH SEQUESTRATIONS.

**Edward Railton**, Glasgow, writer.—**Donald Macdonald**, Loch-Inver, Sutherlandshire, farmer.—**Andrew Watt**, Edinburgh, cabinet maker.—**James Barmet**, Glasgow, superintendent of buildings.—**Thomas Paterson**, Blairtummock, Lanarkshire, farmer.—**Wm. Adams**, Perth, coal merchant.—**Walter Ovenstone**, Leith, merchant.—**Alexander Ogg**, Aberdeen, land surveyor.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**Robert Titlow**, Ipswich, Suffolk, tailor, Dec. 21 at 10, County Court of Suffolk, at Ipswich.—**Thos. Wild**, Ipswich, Suffolk, fruiterer, Dec. 21 at 10, County Court of Suffolk, at Ipswich.—**John Cooper**, Ipswich, Suffolk, green grocer, Dec. 21 at 10, County Court of Suffolk, at Ipswich.—**Jos. Waller**, Huddersfield, Yorkshire, merchant's clerk, Dec. 22 at 10, County Court of Yorkshire at Halifax.—**Edward Jay**, Crowfield, Suffolk, miller, Dec. 21 at 10, County Court of Suffolk, at Ipswich.—**Richard H. Smith**, Bledington, Gloucestershire, farm bailiff, Dec. 23 at 10, County Court of Gloucestershire, at Stow.—**Geo. Bryar**, Halifax, Yorkshire, plasterer, Dec. 22 at 10, County Court of Yorkshire, at Halifax.—**G. Tompkins**, Nantyglo Iron Works, Aberystwith, Monmouthshire, miner, Dec. 21 at 10, County Court of Monmouthshire, at Tredegar.—**Geo. Noble**, Sowerby-bridge, near Halifax, Yorkshire, manufacturer of woollen cloth, Dec. 22 at 10, County Court of Yorkshire, at Halifax.—**John Rolfe**, Buckland, next Dover, Kent, yeoman, Dec. 18 at 10, County Court of Kent, at Dover.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Northumberland, at MORPETH, Dec. 23 at 10.

**Wm. Kevan**, Hexham, tea dealer.

At the County Court of Kent, at CANTERBURY, Dec. 22.

**John Duvmez Gardner**, Whitstable, out of business.

At the County Court of Hampshire, at WINCHESTER, Dec. 23.

**John Butler**, Long Sutton, near Odiham, farmer.—**J. W. Stevens**, Southsea, near Portsmouth, baker.

At the County Court of Lancashire, at LANCASTER, Dec. 22 at 10.

**John Hubbard**, Liverpool, out of business.—**James Stott**, Oldham, out of business.—**Edward Chritchley**, Liverpool, auctioneer.—**Chas. C. Sutherland**, Liverpool, master of The Flora MacDonald.—**Thos. Mitchell**, Salford, copper plate printer.—**Arthur Kurr**, West Derby, near Liverpool, car owner.—**Geo. Duckworth**, Saint Helens, stone mason.—**Mal. Walley**, Hulme, Manchester, furniture dealer.—**Sam. Dawson**, Bolton-le-Moors, grocer.—**Jas. Taylor**, Hulme, Manchester, grocer.—**John Profit**, Lancaster, sawyer.—**Wm. Pope**, Manchester, letter press printer.—**John Pope**, Manchester, letter press printer.

Dec. 23, at the same hour and place.

**Edmund Shepherd**, Rochdale, machine broker.—**David J. Henry**, Liverpool, civil engineer.—**John Weeks**, Liverpool, licensed victualler.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 7, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 41, Great Cornhill Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex. Saturday, December 9, 1848.

# The Jurist

No. 623—VOL. XII.

DECEMBER 16, 1848.

PRICE 1s.

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LONDON, DECEMBER 16, 1848.

In former articles we have treated of the mode of deriving a plaintiff of costs under the County Courts Act, & 10 Vict. c. 95; and have also collected several of the decisions under that statute. (Ante, pp. 173, 181, 51). We now propose to consider the more recent cases which have occurred in relation to this subject. It has been decided that the proper course to adopt, in order to deprive the plaintiff of costs, is to apply for leave to enter a suggestion on the record, (*Brooker v. Cooper*, 12 Jur. 964), although sect. 129 enacts, that in cases within the act "the plaintiff shall have judgment to recover such sum only, and no costs." It has also been held, that, if a *prima facie* case be made out for entering such suggestion, the Court will not inquire into the doubtful point of law (e. g. whether bills of exchange are within the act) which may be raised on the record after the suggestion is entered. It is sufficient if the affidavit brings the case within sects. 128 and 29\*. It need not negative any grounds for refusing the suggestion not mentioned therein; e. g. that plaintiff is not an attorney, or that the case is excepted by sect. 3; but it is for the other party to shew such grounds, if they exist. (*Butler v. Corney*, 17 Law Journ., N. S., Exch., 285). This case was recognised and acted upon by the Court of Common Pleas in *Hayter and Another v. Fish*, (12 Jur. 1004; see form of affidavit, ante, p. 32). The rule granted is only a rule to shew cause, even though notice be given of the intention to move for it. (*Moore v. Waldron*, 12 Jur. 1007). And, if made absolute, it is not with costs, as the plaintiff may averse the suggestion; and, therefore, the costs should abide the result. (*Hayter v. Fish*, 12 Jur. 1004; *Sand-*

*son v. Price*, 17 Law Journ., N. S., Exch., 205). With regard to the parties subject to the jurisdiction of the county courts, although attorneys as plaintiffs are exempt, (*Lewis v. Hance*, 12 Jur. 375; *Jones v. Brown*, 17 Law Journ., N. S., Exch., 163), yet they are not privileged from being sued in them as defendants. (*Jefferies v. Beart*, 12 Jur. 1003). In that case the statute was held to apply to trials before the sheriff, although he cannot certify to deprive of costs under sect. 129; but it was suggested by Wightman, J., that there should be inserted in the order for the writ of trial, "with liberty to the judge of the inferior court to certify."

It has lately been argued in the Exchequer, that actions on bills of exchange are not within the act, (*Butler v. Corney*, supra), because such instruments do not give a cause of action arising within any jurisdiction. (See sect. 128, and *Mondel v. Steele*, 8 Mee. & W. 640). It was not necessary to decide the point, but it had formerly been determined by Coleridge, J., that the statute does apply to negotiable instruments. (*Nind v. Rhodes*, 17 Law Journ., N. S., Q. B., 179).

The act does not apply where the action is commenced before a court has been established for the district in which the cause of action arose. (*Harries v. Lawrence*, 17 Law Journ., N. S., Ex., 101; *Parker v. Crouch*, Id. 131).

An application for a certiorari to remove a cause from a county court should be made to a judge at chambers, and not to the Court. (*Ex parte Bowen*, 12 Jur. 964). The certificate may issue *ex parte*, and without notice to the other party, if the judge thinks proper. (*Symonds v. Dimsdale*, 17 Law Journ., N. S., Ex., 247).

It has been decided, that where a clerk of a county court has given orders to fit up the court-house, neither the fact of his being such clerk, nor the substance

\* See ante, p. 362, and *Bailey v. Robson*, (17 Law Journ., N. S., C. P., 248); *Peterson v. Davis*, (Id. 290; 12 Jur. 62).





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tribunals of the count-  
of the Sovereign as well as to  
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no existence, and overlooking the  
really exist.

of law in the case which has just been  
of great interest. It is this: whether there  
a right of property in the knowledge  
that he possesses or has done certain things?  
the Prince Consort have, it appears,  
intervals of their leisure, applied themselves to  
production of certain works of art, viz. etchings of  
as well as domestic and other subjects. Those  
have found their way, let it be admitted,  
entirely, and wholly against the will of the artist,  
into the hands of a stranger. A third person obtains  
from that stranger a catalogue of the etchings produced  
by the royal artists; and the question is, is there  
that right of property, not in the catalogue,—for it is  
not pretended that her Majesty or the Prince made the  
catalogue,—but in the knowledge of the facts, of which  
the catalogue is but the record, which will entitle the  
authors of the etchings to restrain the publication of a  
catalogue of them? In the argument of the case, au-  
thorities were cited to shew that the author of a work  
may restrain another person from publishing his work,  
contrary to his will; that the student attending lec-  
tures may not publish the matter of them; that the  
person hearing a play may not print the dialogue of  
the play; and the like. But no authority was cited,  
for the simple reason, that no authority exists on the  
question, whether a person producing or possessing  
works of art or objects of vertu, has a right of property  
of this kind, that he can prevent another, not from  
copying or using those objects of art or of vertu, but from  
publishing to the world the fact that they exist? This  
is the true, and in fact only legal, question, in *The*  
*Attorney-General v. Strange and Prince Albert v. Strange*.  
There is, or may be, besides, a purely equitable ques-  
tion, viz. whether, supposing the Queen and the Prince  
to have no such right of property as that contended for,  
the defendant Strange is not affected by implication  
with a fiduciary or confidential character, which makes  
it in him, whatever it might be in a stranger, wholly  
without privity, a fraud on the Queen and the Prince,  
to use the knowledge obtained by him of the fact of  
their having produced certain works of art, in any way  
inconsistent with the confidence reposed in him.

This question arises in the following manner:—The  
plaintiffs, her Majesty and the Prince, employed their  
private printer, Brown, to print copies of their etchings.  
The printer had a workman, Middleton, who surrepti-  
tiously printed some copies of these etchings, and gave  
or sold them to one of the defendants, Judge. The de-  
fendant Strange agreed with Judge to print copies of  
the etchings, and print a catalogue of them. Whether  
he obtained the copies, does  
question is, assuming  
the printer, Brown,  
directly or by in-



and, if there is, the defendant, the fraud as to the plaintiff, but in a person filling

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Part 2

...the Court will, ...the question of breach of confidence, it is highly probable, that, according to the opinion formed by the Court on the question of legal right of property.

It have to be determined by some oversight or account of the plaintiffs of the kman, being employed by er, could not, according to the read on the motion to dissolve and ex parte. The Court will, determine the question of breach of confidence, it is highly probable, that, according to the opinion formed by the Court on the question of legal right of property.

London Gazette.

TUESDAY, DECEMBER 12.

BANKRUPTS.

**JOHN DE LEVANTE**, Wood-street, London, shirt maker, clothier, wholesale outfitter, and warehouseman, dealer and chapman, (trading under the name, style, or firm of John De Levante & Company), Dec. 20 at half-past 1, and Jan. 23 at 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Wollen, 30, Bucklersbury.—Fiat dated Dec. 9.

**WILLIAM KEYS**, Robert's-place, Commercial-road East, Middlesex, linen and woollen draper, dealer and chapman, Dec. 20 at 1, and Jan. 23 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Sole & Turner, 68, Aldermanbury.—Fiat dated Dec. 8.

**WILLIAM TRAP**, Warminster, Wiltshire, mason and victualler, dealer and chapman, Dec. 23 at half-past 11, and Jan. 12 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Holt, 13, Chatham-place, Blackfriars, London.—Fiat dated Dec. 2.

**THOMAS PAGE**, White Lion-street, Spitalfields, Middlesex, silk manufacturer, Dec. 18 at 1, and Jan. 29 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Bucklersbury.—Fiat dated Dec. 4.

**JOHN ...**, Warwick-road, Paddington, Middlesex, carman, Dec. 18 at 12, and Jan. 12 at 1, Court of Bankruptcy, London: Off. Ass. Gray's-inn.—Fiat dated

**JOHN PARISH**, Sible Hedingham, Essex, brick maker and farmer, Dec. 23 at 11, and Jan. 20 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Thompson, Southampton-buildings, Chancery-lane.—Fiat dated Dec. 11.

**ANDREW HEWLETT**, Abbott's-inn, Southampton, carpenter and builder, Dec. 20 at 2, and Jan. 23 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lamb, Andover, Southampton; May, 14, Queen-sq., Bloomsbury.—Fiat dated Dec. 5.

**JOHN WILDEY**, Snenton, Nottinghamshire, appraiser, (late of Nottingham, victualler, auctioneer, and appraiser), Dec. 22 at 10, and Jan. 12 at 10, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Lees, Nottingham.—Fiat dated Dec. 5.

**JOSEPH STEVENS** the younger, Coalbournbrook, Oldswinford, Staffordshire, glass manufacturer, dealer and chapman, Dec. 28 at 12, and Jan. 30 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Collis & Co., Stourbridge.—Fiat dated Dec. 7.

**JOHN HARVEY**, Weston-super-Mare, Somersetshire, builder, dealer and chapman, Dec. 28 at 11, and Jan. 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. King, Bristol; Jones & Co., Crosby-square.—Fiat dated Nov. 8.

**JOHN MARSHALL**, REUBEN MARSHALL, and JAMES MARSHALL, Rastrick, Halifax, Yorkshire, carrying on business together as fancy manufacturers, dyers, dealers and chapmen, Jan. 8 and 22 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Higham, Brighouse; Bond & Barwick, Leeds; Sudlow & Co., Bedford-row, London.—Fiat dated Dec. 7.

**EDWARD DAVIES**, Newtown, Montgomeryshire, flannel manufacturer and innkeeper, Dec. 18 at 11, and Jan. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Jones, Newtown, Montgomeryshire; Rogerson & Co., Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Nov. 28.

**THOMAS RICHARDSON**, North Shields, Northumberland, common brewer and maltster, Dec. 21 at half-past 10, and Jan. 24 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Litch & Kewney, North Shields; Maples & Co., Frederick's-place, Old Jewry, London.—Fiat dated Dec. 6.

MEETINGS.

*Thos. Arnold*, Paternoster-row, London, bookseller, Jan. 9 at half-past 11, Court of Bankruptcy, London, pr. d.—*Wm. Ball*, Paternoster-row, London, bookseller, Jan. 9 at half-past 11, Court of Bankruptcy, London, pr. d.—*Edw. Ellis*, Wednesbury, Staffordshire, builder, Dec. 20 at 12, District Court of Bankruptcy, Birmingham, pr. d.—*Elizabeth Lee*, Manchester, innkeeper, Dec. 22 at 12, District Court of Bankruptcy, Manchester, ch. ass.—*Th. Brown*, Nottingham-mews, High-street, St. Marylebone, Middlesex, coach smith, Jan. 4 at 2, Court of Bankruptcy, London, last ex.—*James Ashworth*, Nunhill, Forest of Rossendale, Lancashire, woollen manufacturer, Dec. 21 at 12, District Court of Bankruptcy, Manchester, last ex.—*Wm. Shaw* the younger, Salford, Lancashire, printer, Dec. 19 at 11, District Court of Bankruptcy, Manchester, last ex.—*Chas. Pottinger*, Banbury, Oxfordshire, tailor, Jan. 5 at 11, Court of Bankruptcy, London, aud. ac.—*John Willis*, Liverpool, merchant, Jan. 3 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*David Greenwood* and *John Bateman*, Bury, Lancashire, joiners, Jan. 4 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*John Broadbent* and *James Hughes*, Walmerley cum Shuttleworth, Lancashire, paper makers, Jan. 4 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Robert Wm. Godwin*, Lincoln, ship builder, Jan. 10 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.; Jan. 17 at half-past 10, div.—*John Power* and *John Wallace*, Liverpool, merchants, Jan. 3 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Geo. Clay*, Queen-street, Cheapside, London, woollen warehouseman, Jan. 3 at 12, Court of Bankruptcy, London, div.—*Jonathan Thompson*, Tamworth, Warwickshire and Staffordshire, bookseller, Jan. 17 at 12, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*John Clarke*, *Rich. Mitchell*, *Jos. Phillips*, and *Thomas Smith*, Leicester, bankers, Jan. 19 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*Sam. Dethick* and *Thomas Richard Kay*, Newton-heath, near Manchester, common brewers, Jan. 9 at 12, District Court of Bankruptcy, Manchester, fin. div.

matter of the contract, raises any legal presumption to exclude his personal liability for the expenses incurred. (*Autey v. Hutchinson*, 12 Jur. 962).

THE cases of *The Attorney-General v. Strange* and *Prince Albert v. Strange*, heard on the 13th and 14th instant, before the Vice-Chancellor Knight Bruce, which are, in effect, but one case, have excited, and deservedly, great interest, both in the public and among the members of the Legal Profession. In the public, principally on account of the novelty and the supposed constitutional character of the exhibition of a Sovereign suing, in respect of private rights, in one of her own courts; in the Legal Profession, on account of the novelty of the point sought to be established in reference to property, on the part of the plaintiff.

On the first point, much error, not perhaps of any very mischievous tendency, appears to prevail; and that error was considerably strengthened by the eloquent introduction to the argument addressed to the Court by one of the defendant's junior counsel, who commented brilliantly on the contrast between the power and majesty of the position of the Sovereign of this country, and the gracious condescension manifested by her appearing as a suitor in her own court. Now, if the learned counsel meant to say that the condescension consisted in her Majesty being so far destitute of royal hauteur as to prefer submitting her claims to the decision of a Court of Equity, to foregoing them altogether, he was right; but if the tendency of his observations was to make it supposed by the public that the Queen had any choice between giving up her claims and submitting them to legal decision, then such tendency was to foster in the public mind a very great error. Her Majesty has most clearly no prerogative whatever which could be called in aid to enforce a claim of a purely private kind, such as that brought forward in *The Attorney-General v. Strange*. She could not, as we believe, by any exercise of authority vested in her by the constitution, or by any other process than that which she has adopted, prevent the invasion of the rights claimed. So that when attention is called to the spectacle of the Sovereign coming before one of her own judges, appointed by herself, *pari passu* with one of her own subjects, instead of *coming to assert any high prerogative*, an image is presented to the public thus far false, that, by implication, it would seem to suggest that the Queen could have protected her claims by some high prerogative, and that because the judges are appointed by her, therefore her claims to rights can only be submitted to them by an act of condescension.

The truth is, that the rights of the Sovereign are as much dependent for their existence upon the law, as the rights of any of her subjects. When, therefore, the Queen claims any rights, and they are disputed, her claims must be either determined by the judges, to whom the exposition of the law is intrusted, or given up. It would be, perhaps, proper to attribute to her Majesty a sound and constitutional feeling, most deserving of approbation in the eyes of Englishmen, to say that she has that fair and just appreciation of the value of rights, that, rather than suffer her rights to be trampled upon by an unprincipled opponent, she will expose the dis-

cussion of them to the appointed tribunals of the country; but to talk of her Majesty's condescension in seeking justice in the only mode in which the institutions of the country afford it to the Sovereign as well as to her subjects, instead of commenting upon her fair and honest desire to enforce her just rights, is that sort of compliment to the Queen which consists in praising for a merit which has no existence, and overlooking the merit which does really exist.

The question of law in the case which has just been argued is of great interest. It is this: whether there is in any person a right of property in the knowledge of the fact that he possesses or has done certain things? Her Majesty and the Prince Consort have, it appears, in the intervals of their leisure, applied themselves to the production of certain works of art, viz. etchings of historical as well as domestic and other subjects. Those etchings have found their way, let it be admitted, wrongfully, and wholly against the will of the artists, into the hands of a stranger. A third person obtains from that stranger a catalogue of the etchings produced by the royal artists; and the question is, is there that right of property, not in the catalogue,—for it is not pretended that her Majesty or the Prince made the catalogue,—but in the knowledge of the facts, of which the catalogue is but the record, which will entitle the authors of the etchings to restrain the publication of a catalogue of them? In the argument of the case, authorities were cited to shew that the author of a work may restrain another person from publishing his work, contrary to his will; that the student attending lectures may not publish the matter of them; that the person hearing a play may not print the dialogue of the play; and the like. But no authority was cited, for the simple reason, that no authority exists on the question, whether a person producing or possessing works of art or objects of vertu, has a right of property of this kind, that he can prevent another, not from copying or using those objects of art or of vertu, but from publishing to the world the fact that they exist! This is the true, and in fact only legal, question, in *The Attorney-General v. Strange* and *Prince Albert v. Strange*. There is, or may be, besides, a purely equitable question, viz. whether, supposing the Queen and the Prince to have no such right of property as that contended for, the defendant Strange is not affected by implication with a fiduciary or confidential character, which makes it in him, whatever it might be in a stranger, *wholly without privity*, a fraud on the Queen and the Prince, to use the knowledge obtained by him of the fact of their having produced certain works of art, in any way inconsistent with the confidence reposed in him.

This question arises in the following manner:—The plaintiffs, her Majesty and the Prince, employed their private printer, Brown, to print copies of their etchings. The printer had a workman, Middleton, who surreptitiously printed some copies of these etchings, and gave or sold them to one of the defendants, Judge. The defendant Strange agreed with Judge to print copies of the etchings, and printed a catalogue of them. Whether Strange knew how Judge had obtained the copies, does not appear in evidence; and the question is, assuming that Middleton was employed by the printer, Brown, whether there is confidence reposed, directly or by im-

plication, by the plaintiff in Middleton; and, if there is, whether there is to be presumed in Strange, the defendant, such notice of the confidence and the fraud as to affect him, and make him liable to be restrained, not on the ground of any right of property in the plaintiff, but on the ground of breach of confidence in a person filling a fiduciary character?

This question will probably not have to be determined at present, if at all; because, by some oversight or accident, the evidence on the part of the plaintiffs of the fact of Middleton, the workman, being employed by Brown, the Queen's printer, could not, according to the practice of the Court, be read on the motion to dissolve the injunction obtained ex parte. The Court will, therefore, have to determine the question of breach of confidence, in the absence of any evidence whether the person from whom the defendant Judge obtained the etchings was not wholly a stranger to the plaintiff; in other words, in the absence of any evidence whatever, to shew how the defendants became possessed of the means of making the catalogue.

To the Legal Profession this accident will probably be a gain, because it will increase the probabilities of the Court being under the necessity of deciding the very curious legal question raised. If the Court could have decided upon the motion before it to dissolve the injunction, upon the purely equitable grounds of breach of confidence, it is highly probable, that, according to the invariable and probably very proper practice of judges, it would have declined to decide the new and very difficult question of property. But now, since the question of breach of confidence is in that state, owing to the absence of evidence, that the Court may be unable to treat it as a question at all, the result will probably be, that the motion will be dealt with according to the opinion formed by the Court on the question of legal right of property.

### London Gazette.

TUESDAY, DECEMBER 12.

#### BANKRUPTS.

**JOHN DE LEVANTE**, Wood-street, London, shirt maker, clothier, wholesale outfitter, and warehouseman, dealer and chapman, (trading under the name, style, or firm of John De Levante & Company), Dec. 20 at half-past 1, and Jan. 23 at 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Wollen, 30, Bucklersbury.—Fiat dated Dec. 9.

**WILLIAM KEYS**, Robert's-place, Commercial-road East, Middlesex, linen and woollen draper, dealer and chapman, Dec. 20 at 1, and Jan. 23 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Sole & Turner, 68, Aldermanbury.—Fiat dated Dec. 8.

**WILLIAM TRAP**, Warminster, Wiltshire, mason and victualler, dealer and chapman, Dec. 23 at half-past 11, and Jan. 12 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Holt, 13, Chatham-place, Blackfriars, London.—Fiat dated Dec. 2.

**THOMAS PAGE**, White Lion-street, Spitalfields, Middlesex, silk manufacturer, Dec. 18 at 1, and Jan. 29 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Hudson, Bucklersbury.—Fiat dated Dec. 4.

**JOHN TAFT**, Warwick-road, Paddington, Middlesex, carpenter, builder, dealer and chapman, Dec. 18 at 12, and Jan. 29 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Mason, South-sq., Gray's-inn.—Fiat dated Dec. 11.

**JOHN PARISH**, Sible Hedingham, Essex, brick maker and farmer, Dec. 23 at 11, and Jan. 20 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Thompson, Southampton-buildings, Chancery-lane.—Fiat dated Dec. 11.

**ANDREW HEWLETT**, Abbott's-inn, Southampton, carpenter and builder, Dec. 20 at 2, and Jan. 23 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lamb, Andover, Southampton; May, 14, Queen-sq., Bloomsbury.—Fiat dated Dec. 5.

**JOHN WILDEY**, Snenton, Nottinghamshire, appraiser, (late of Nottingham, victualler, auctioneer, and appraiser), Dec. 22 at 10, and Jan. 12 at 10, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Lees, Nottingham.—Fiat dated Dec. 5.

**JOSEPH STEVENS** the younger, Coalbournbrook, Oldswinford, Staffordshire, glass manufacturer, dealer and chapman, Dec. 28 at 12, and Jan. 30 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Collis & Co., Stourbridge.—Fiat dated Dec. 7.

**JOHN HARVEY**, Weston-super-Mare, Somersetshire, builder, dealer and chapman, Dec. 28 at 11, and Jan. 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. King, Bristol; Jones & Co., Crosby-square.—Fiat dated Nov. 8.

**JOHN MARSHALL**, REUBEN MARSHALL, and JAMES MARSHALL, Rastrick, Halifax, Yorkshire, carrying on business together as fancy manufacturers, dyers, dealers and chapman, Jan. 8 and 22 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Higham, Brighouse; Bond & Barwick, Leeds; Sudlow & Co., Bedford-row, London.—Fiat dated Dec. 7.

**EDWARD DAVIES**, Newtown, Montgomeryshire, flannel manufacturer and innkeeper, Dec. 18 at 11, and Jan. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Jones, Newtown, Montgomeryshire; Rogerson & Co., Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Nov. 28.

**THOMAS RICHARDSON**, North Shields, Northumberland, common brewer and maltster, Dec. 21 at half-past 10, and Jan. 24 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Litch & Kewney, North Shields; Maples & Co., Frederick's-place, Old Jewry, London.—Fiat dated Dec. 6.

#### MEETINGS.

*Thos. Arnold*, Paternoster-row, London, bookseller, Jan. 9 at half-past 11, Court of Bankruptcy, London, pr. d.—*Wm. Ball*, Paternoster-row, London, bookseller, Jan. 9 at half-past 11, Court of Bankruptcy, London, pr. d.—*Edw. Ellis*, Wednesbury, Staffordshire, builder, Dec. 20 at 12, District Court of Bankruptcy, Birmingham, pr. d.—*Elizabeth Lee*, Manchester, innkeeper, Dec. 22 at 12, District Court of Bankruptcy, Manchester, ch. ass.—*Th. Brown*, Nottingham-mews, High-street, St. Marylebone, Middlesex, coach smith, Jan. 4 at 2, Court of Bankruptcy, London, last ex.—*James Ashworth*, Nunhills, Forest of Rossendale, Lancashire, woollen manufacturer, Dec. 21 at 12, District Court of Bankruptcy, Manchester, last ex.—*Wm. Shaw* the younger, Salford, Lancashire, printer, Dec. 19 at 11, District Court of Bankruptcy, Manchester, last ex.—*Chas. Pottinger*, Banbury, Oxfordshire, tailor, Jan. 5 at 11, Court of Bankruptcy, London, aud. ac.—*John Willis*, Liverpool, merchant, Jan. 3 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*David Greenwood* and *John Bateman*, Bury, Lancashire, joiners, Jan. 4 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*John Broadbent* and *James Hughes*, Walmerley cum Shuttleworth, Lancashire, paper makers, Jan. 4 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Robert Wm. Godwin*, Lincoln, ship builder, Jan. 10 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.; Jan. 17 at half-past 10, div.—*John Power* and *John Wallace*, Liverpool, merchants, Jan. 3 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Geo. Clay*, Queen-street, Cheapside, London, woollen warehouseman, Jan. 3 at 12, Court of Bankruptcy, London, div.—*Jonathan Thompson*, Tamworth, Warwickshire and Staffordshire, bookseller, Jan. 17 at 12, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*John Clarke*, *Rich. Mitchell*, *Jos. Philips*, and *Thomas Smith*, Leicester, bankers, Jan. 19 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*Sam. Dethick* and *Thomas Richard Kay*, Newton-heath, near Manchester, common brewers, Jan. 9 at 12, District Court of Bankruptcy, Manchester, fin. div.

## CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

**Chas. Pottinger**, Banbury, Oxfordshire, tailor, Jan. 5 at 11, Court of Bankruptcy, London.—**Geo. Gillingham**, Church-street, Chelsea, Middlesex, veterinary surgeon, Jan. 5 at 12, Court of Bankruptcy, London.—**Henry M. Bowden**, Lime-street, Leadenhall-st., London, export merchant, Jan. 2 at 1, Court of Bankruptcy, London.—**Robert James Popplewell**, Southampton, outfitter, Jan. 3 at half-past 11, Court of Bankruptcy, London.—**Rich. G. Clode**, Windsor, Berkshire, corn merchant, Jan. 8 at 12, Court of Bankruptcy, London.—**John Goodman**, Alpha-cottages, Caledonian-road, St. Mary, Islington, and Collier-st., Pentonville, Clerkenwell, Middlesex, cattle dealer, Jan. 9 at 1, Court of Bankruptcy, London.—**Sam. L. Gaskell**, Congleton, Cheshire, clock maker, Jan. 4 at 11, District Court of Bankruptcy, Liverpool.—**James B. Murphy**, Derby, jeweller, Jan. 12 at 11, District Court of Bankruptcy, Nottingham.—**Robt. Lister**, Belper, Derbyshire, draper, Jan. 3 at 11, District Court of Bankruptcy, Manchester.—**Betty Crankshaw** and **James Crankshaw**, Higher Booths, Whalley, Lancashire, cotton spinners, Jan. 4 at 11, District Court of Bankruptcy, Manchester.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Jan. 2.*

**Thomas Massey**, Burslem, Staffordshire, grocer.—**Waples Warden**, Birmingham, corn agent.—**E. Sommers**, Motcomb-street, Belgrave-square, Middlesex, baker.—**Edward Tibbey**, Frith-street, Soho, Middlesex, diamond merchant.—**Henry Hastings**, Cheltenham, Gloucestershire, butchers.—**John A. G. Smith**, Manchester, auctioneer.

## FIATS ANNULLED.

**John Walton**, Coventry, baker.—**John Heslop**, Ripon, Yorkshire, wine merchant.

## PARTNERSHIP DISSOLVED.

**Thomas Barneby** and **George Wheeler Bentley**, Worcester, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

**John Hastie**, Glasgow, brass founder.—**John Hamilton**, Neilston, Renfrewshire, innkeeper.—**Wm. Calderwood**, Kilmarnock, bottler.—**Hugh M. Askill**, Talliaker, Broadford, Isle of Skye, cattle dealer.—**George Ruxton**, Leith, baker.—**James Mitchell**, Camlachie, Glasgow, engineer.

## DECLARATION OF INSOLVENCY.

**Geo. F. Weston**, Albany-road, Old Kent-road, Surrey, commission agent, Dec. 22 at half-past 12, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

**George West**, Burgh in the Marsh, Lincolnshire, out of business, Jan. 10 at 11, County Court of Lincolnshire, at Spillaby.—**E. Seage**, Exeter, whitesmith, Dec. 29 at 10, County Court of Devonshire, at Exeter.—**Jacob Barker**, West Derby, Liverpool, butcher, Dec. 18 at 10, Liverpool District County Court, at Liverpool.—**Joseph Davies**, Liverpool, commission agent, Dec. 18 at 10, Liverpool District County Court, at Liverpool.—**John Lillywhite**, New Windsor, Berkshire, out of business, Dec. 22 at 11, County Court of Berkshire, at Windsor.—**William Sanderson**, Pudsey, Calverley, Yorkshire, cloth maker, Dec. 19 at 11, County Court of Yorkshire, at Bradford.—**Joseph Whitfield**, Woodhouse, near Leeds, Yorkshire, cloth maker, Dec. 19 at 11, County Court of Yorkshire, at Bradford.—**James Stocks**, Bradford, and **W. Holdsworth**, Manningham, near Bradford, Yorkshire, linen drapers, Dec. 19 at 11, County Court of Yorkshire, at Bradford.—**Wm. Spooner**, Margate, Kent, cook, Dec. 21 at 10, County Court of Kent, at Margate.—**T. Harvey**, Ramsgate, Kent, poultryer, Dec. 20 at 10, County Court of Kent, at Ramsgate.—**William Terry**, Ramsgate, Kent, livery-stable keeper, Dec. 20 at 10, County Court of Kent, at Ramsgate.—**Richard Deveson**, Margate, Kent, coach proprietor, Dec. 21 at 10, County Court of Kent, at Margate.—**Isaac Line**, West Staffordshire, wood turner, Dec. 20 at 12, County Court of Staffordshire, at Oldbury.—**Mary Jevons**, Tipton,

Staffordshire, widow, out of business, Dec. 22 at 2, County Court of Worcestershire, at Dudley.—**Thomas Amphlet**, Walsall, Staffordshire, carpenter, Dec. 27 at 1, County Court of Staffordshire, at Walsall.—**Rowland Davies**, Shopnewydd Corris, Talylyn, Merionethshire, carpenter, Dec. 26 at 11, County Court of Merionethshire, at Dolgelly.—**M. Simkins**, Walsall, Staffordshire, miner, Dec. 27 at 1, County Court of Staffordshire, at Walsall.—**J. Hardman**, Bloxwich, Walsall, Staffordshire, harness maker, Dec. 27 at 1, County Court of Staffordshire, at Walsall.—**H. Prew**, West Bromwich, Staffordshire, manager of a grocery warehouse, Dec. 20 at 12, County Court of Staffordshire, at Oldbury.—**Timothy Left** the elder, Beverley, Yorkshire, owner of a vessel, Dec. 23 at 10, County Court of Yorkshire, at Beverley.—**M. Mendheim**, Nottingham, dealer in tobacco, Jan. 8 at 9, County Court of Nottinghamshire, at Nottingham.—**James Barton**, Eastwood, Nottinghamshire, butcher, Jan. 8 at 9, County Court of Nottinghamshire, at Nottingham.—**James Taylor**, Nottingham, licensed victualler, Jan. 8 at 9, County Court of Nottinghamshire, at Nottingham.—**Robert Sugden**, Bradford, Yorkshire, woolsorter, Dec. 19 at 11, County Court of Yorkshire, at Bradford.—**John Monk** the younger, Petersfield, Southampton, poultryer, Dec. 18 at 12, County Court of Hampshire, at Petersfield.—**S. G. Smell**, Beverley, Yorkshire, shoemaker, Dec. 23 at 10, County Court of Yorkshire, at Beverley.—**Fred. F. Gibbs**, Bidston, Cheshire, commission agent, Dec. 22 at 10, County Court of Cheshire, at Birkenhead.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Dec. 28 at 11, before Mr. Commissioner PHILLIPS.*

**Wm. Bospidnick**, Museum-street, High Holborn, Middlesex, cheesemonger.—**Henry Morten**, East-place, Kennington-road, Surrey, auctioneer.—**Charles Gent**, Olive-terrace, Canberwell New-road, Surrey, out of business.—**Fras. Drewberry**, Praed-street, Paddington, Middlesex, widow, out of business.—**Robert White**, Queen-street, Piccadilly, Middlesex, ironmonger.—**Louis Louchet**, Jermyn-street, St. James's, Middlesex, out of business.—**Jos. James Sheffield**, Savage-gardens, Tower-hill, London, commission agent.

*Saturday, Dec. 9.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

**John Spencer**, Stoke Golding, near Hinckley, Leicestershire, out of business, No. 69,082 C.; **Samuel Frith**, assignee.—**John Render**, Knaresborough, Yorkshire, out of business, No. 70,228 C.; **O. Rhodes**, assignee.—**T. Shipman**, Liverpool, out of business, No. 70,209 C.; **J. Wilson**, assignee.—**R. Mawdsley**, Liverpool, out of business, No. 70,219 C.; **J. Wilson**, assignee.—**H. Higginbotham**, Macclesfield, Cheshire, out of business, No. 69,749 C.; **John Wright**, assignee.—**Samuel Evans**, Monkwearmouth Shore, Durham, commission agent, No. 70,237 C.; **Robert Plummer** and **Jas. Mainwaring**, assignees.—**John Huskisson**, High-street, White-chapel, Middlesex, baker, No. 60,237 T.; **John Cooper**, assignee.—**Thos. Riddell**, Cheapside, London, manufacturer of Michi lining, No. 60,191 T.; **Benj. Manning**, assignee.—**W. Thos. Knott**, York-st., Borough, Southwark, Surrey, potato salesman, No. 60,236 T.; **Wm. Parkin Moxon** and **Philip Mighell**, assignees.

*Saturday, Dec. 9.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions.)*

**Wm. Mainwaring Sloane**, Queen-st., Bryanstone-square, Middlesex, in no trade or profession: in the Debtors Prison for London and Middlesex.—**James Watson**, Fleet-st., 21, Holborn-hill, London, baker: in the Debtors Prison for London and Middlesex.—**John Parkes Hope**, Richmond-hill, Richmond, Surrey, architect: in the Gaol of Surrey.—**Richd. Robt. Thame**, Haddington-terrace, King-street, Greenwich, Kent, foreman in an ironmonger: in the Queen's Prison.—**John George Hedley**, Leadenhall-street, London, surgeon: in the Debtors Prison for London and Middlesex.—**Thos.**

*Moorecock*, Lincoln's-inn-fields, St. Giles-in-the-fields, Middlesex, messenger: in the Debtors Prison for London and Middlesex.—*Chas. H. Tuttle Cross*, West-st., Bethnal-green, and William-st., Middlesex, bricklayer: in the Queen's Prison.—*John Butler*, Somers's Farm, Long Sutton, near Odiham, Southamptonshire, farmer: in the Gaol of Winchester.—*Justus Wm. Stephens*, Southsea, Southamptonshire, baker: in the Gaol of Winchester.—*Robert Boardman*, Manchester, broker: in the Gaol of Lancaster.—*Sam. Dawson*, Bolton-le-Moors, Lancashire, provision dealer: in the Gaol of Lancaster.—*Thos. Mitchell*, Shaw-brows, Salford, Lancashire, copper-plate printer on commission: in the Gaol of Lancaster.—*Thos. Roberts*, Manchester, provision dealer: in the Gaol of Lancaster.—*Charles Campbell Sutherland*, Liverpool, master of The Flora Macdonald, at Liverpool: in the Gaol of Lancaster.—*Peter Anderson*, Manchester, biscuit baker: in the Gaol of Lancaster.—*John Grandy Birchwood*, Pendleton, near Manchester, out of employment: in the Gaol of Lancaster.—*Wm. Pope*, Manchester, copper-plate printer: in the Gaol of Lancaster.—*John Pope*, Manchester, copper-plate printer: in the Gaol of Lancaster.—*Matthew Walley*, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*W. Howels*, New Woodstock, Oxfordshire, haberdasher: in the Gaol of Oxford.—*J. Leavick*, Ashover, Derbyshire, out of business: in the Gaol of Radford Peverel.—*Henry Rook*, Devonport, Devonshire, brewer: in the Gaol of St. Thomas the Apostle.—*Robert Ryder Blease*, Kirkdale, near Liverpool, plumber: in the Gaol of Lancaster.—*D. Jos. Henry*, Liverpool, civil engineer: in the Gaol of Lancaster.—*John Weeks*, Liverpool, licensed victualler: in the Gaol of Lancaster.—*Bartholomew Weighell*, Bishopwearmouth, Durham, out of business: in the Gaol of Durham.—*John Child*, Beckwith Shaw, near Harrogate, Yorkshire, out of business: in the Gaol of York.—*Alex. Dolphin*, Preston, Lancashire, green-grocer: in the Gaol of Lancaster.—*John Jackson*, Waterloo, Crosby, near Liverpool, gentleman: in the Gaol of Lancaster.—*Parker Storey*, Hunmanby, Yorkshire, schoolmaster: in the Gaol of York.—*Thos. Godfrey*, Hawkhurst, Kent, assistant overseer: in the Gaol of Maidstone.—*James Holman*, Hailsham, Sussex, corn factor: in the Gaol of Lewes.—*James Taylor*, Hulme, Manchester, grocer: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Dec. 28 at 11, before Mr. Commissioner PHILLIPS.*

*Henry Rice*, Liverpool-st., King's-cross, Middlesex, out of business.—*James Ireland*, Vernon-place, St. Pancras-walk, St. Pancras, Middlesex, baker.—*Richard Hodson*, St. Andrew's-road, New Kent-road, Surrey, out of business.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Nottinghamshire, at NOTTINGHAM, Jan. 8.*

*Wm. Alvey*, Sutton in Ashfield, out of business.—*John Leavick*, Ashover, Derbyshire, out of business.

## FRIDAY, DECEMBER 15.

### BANKRUPTS.

**SOLOMON CHILD**, Ewhurst, Surrey, formerly grocer, and now mealman and farmer, Dec. 29 at 11, and Jan. 30 at 12, Court of Bankruptcy, London: Off. Ass. Pennell: Sols. Watson & Son, 12, Bouverie-street, and Hammersmith.—Fiat dated Dec. 13.

**JAMES HENRY GARROD**, Thornham Magna, Suffolk, grocer and draper, dealer and chapman, Dec. 23 at 1, and Feb. 3 at 11, Court of Bankruptcy, London: Off. Ass. Green: Sols. Miller & Son, Norwich; Abbott & Wheatley, Roll's-yard.—Fiat dated Dec. 4.

**PETER THOMPSON** the elder, Osaburg-place, New-road, St. Pancras, and Commercial-road, Limehouse, Middlesex, carpenter and builder, dealer and chapman, Dec. 22 at half-past 12, and Jan. 26 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld: Sol. De Medina, Crosby-hall-chambers, Bishopsgate.—Fiat dated Dec. 12.

**JOHN WEBB FIELDER** and **JOHN BRADBURY**, Thavies-inn, Holborn-hill, London, lace merchants and warehousemen, Dec. 22 at half-past 11, and Jan. 26 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld: Sols. Reed & Co., Friday-street, Cheap-side.—Fiat dated Dec. 12.

**PETER CLARK** the younger, Colchester, Essex, pawnbroker, dealer and chapman, Dec. 21 and Jan. 29 at 2, Court of Bankruptcy, London: Off. Ass. Graham: Sols. Abell, Colchester; Bull, Ely-place.—Fiat dated Dec. 12.

**THOMAS WOOD**, Barden-mill, Tunbridge, Kent, miller, dealer and chapman, Dec. 21 at half-past 2, and Jan. 18 at 11, Court of Bankruptcy, London: Off. Ass. Bell: Sols. Coverdale & Co., 4, Bedford-row.—Fiat dated Dec. 7.

**EDWARD PILLOW**, Canterbury, Kent, dealer in paper hangings, paper hanger, and tobaccoist, dealer and chapman, Dec. 27 at 1, and Jan. 18 at 12, Court of Bankruptcy, London: Off. Ass. Bell: Sol. Buchanan, Basinghall-street.—Fiat dated Dec. 13.

**THOMAS ROBERTS**, Minorities, London, grocer, dealer and chapman, Dec. 26 at half-past 2, and Jan. 30 at 2, Court of Bankruptcy, London: Off. Ass. Groom: Sol. Rogers, 3, Fenchurch-buildings, City.—Fiat dated Dec. 12.

**JAMES BLACKSHAW SANGAR**, Bristol, cabinet maker, upholsterer, dealer and chapman, Dec. 29 and Jan. 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman: Sols. Leman, Bristol; Blower & Co., Lincoln's-inn-fields, London.—Fiat dated Dec. 13.

**THOMAS NOSWORTHY HEYWARD**, Torquay, Devonshire grocer, Dec. 26 and Jan. 24 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel: Sols. Turner, Exeter; Spyer, 30, Broad-street-buildings, London.—Fiat dated Dec. 8.

**THOMAS CARISS**, Thirsk, Yorkshire, corn dealer, dealer and chapman, Jan. 11 and Feb. 2 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young: Sols. Leman & Clark, York; Courtenay, Leeds; Johnson & Co., Temple, London.—Fiat dated Dec. 6.

### MEETINGS.

*A. Whitaker*, Hulme, and Salford, Manchester, licensed victualler, Dec. 27 at 11, District Court of Bankruptcy, Manchester, ch. ass.—*Rob. Debenham*, Edwards-st., Portman-sq., Middlesex, draper, Jan. 3 at 11, Court of Bankruptcy, London, last ex.—*Chas. Brackett*, North-st., Spitalfields-market, Middlesex, fruit salesman, Jan. 12 at 2, Court of Bankruptcy, London, last ex.—*John Rhodes*, Clegg-hall, and *Jas. Rhodes*, Rochdale, Lancashire, cotton spinners, Dec. 23 at 11, District Court of Bankruptcy, Manchester, last ex.—*James Acomb*, Blackburn, Lancashire, and York, draper, Dec. 29 at 12, District Court of Bankruptcy, Manchester, last ex.—*George Matthewman*, Leeds, Yorkshire, commission agent, Jan. 15 at 11, District Court of Bankruptcy, Leeds, last ex.—*John Speller*, High-st., Shoreditch, Middlesex, chace-monger, Jan. 8 at 2, Court of Bankruptcy, London, and ac.—*Edw. Read*, Great Marylebone-st., Marylebone, Middlesex, tailor, Jan. 8 at 2, Court of Bankruptcy, London, and ac.—*Edward Bull*, Croydon, Surrey, ironmonger, Jan. 8 at half-past 1, Court of Bankruptcy, London, and ac.—*David H. Morgan*, Peckham-walk, Old Kent-road, Surrey, coal merchant, Jan. 8 at half-past 1, Court of Bankruptcy, London, and ac.—*W. Williams*, Colchester, Essex, hat maker, Jan. 8 at 1, Court of Bankruptcy, London, and ac.—*John Gloge*, High-street, Portsmouth, Southampton, tailor, Jan. 8 at 1, Court of Bankruptcy, London, and ac.—*Wm. Pyman*, Saint Oseyth, Essex, corn merchant, Jan. 6 at 1, Court of Bankruptcy, London, and ac.—*Louis Geo. Julien*, Harley-st., Cavendish-square, Middlesex, music seller, Jan. 6 at half-past 12, Court of Bankruptcy, London, and ac.—*John E. Boyd*, Grosvenor-street West, Pimlico, Middlesex, baker, Jan. 6 at half-past 12, Court of Bankruptcy, London, and ac.; Jan. 9 at half-past 1, div.—*Rich. G. Clode*, Windsor, Berkshire, corn merchant, Jan. 8 at 12, Court of Bankruptcy, London, and ac.—*Geo. Bensly*, Bristol, draper, Jan. 4 at 11, District Court of Bankruptcy, Bristol, and ac.; Jan. 5 at 11, div.—*Sam. Detick* and *T. R. Kay*, Newton-heath, near Manchester, common brewers, Jan. 8 at 12, District Court of Bankruptcy, Manchester, and ac.—*John Forster*, Shafto, Hartburn, Northumberland, banker, Jan. 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Jan. 10 at 11, div.—*Wm. Barrett Bridick*, Durham, dealer in iron, Jan. 9 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Wm. F.*

Darlington, Durham, land surveyor, Jan. 9 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; Jan. 10 at half-past 10, div.—*John Clarke, Rich. Mitchell, Joseph Phillips, and Thomas Smith*, Leicester, and Lutterworth, and Melton Mowbray, Leicestershire, and Uppingham and Oakham, Rutlandshire, bankers, Jan. 12 at 11, District Court of Bankruptcy, Nottingham, and. ac. sep. est. of *John Clarke*.—*Wm. Ashmore*, Barford-st., Warwickshire, carrier, Jan. 17 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Thos. Wright*, Hanley, Staffordshire, tailor, Jan. 11 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Thos. Raybould*, Brockmoor, Kingswinford, Staffordshire, miller, Jan. 6 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Wm. Fugler*, Lawrence-lane, Cheapside, London, Manchester warehouseman, Jan. 6 at half-past 11, Court of Bankruptcy, London, div.—*James Bishop*, Little Russell-st., Gilbert-street, and Bury-st., Bloomsbury, Middlesex, wheelwright, Jan. 6 at 11, Court of Bankruptcy, London, div.—*Chas. Pottinger*, Banbury, Oxfordshire, tailor, Jan. 9 at 11, Court of Bankruptcy, London, div.—*Wm. Isaac Dawson*, Lime-st., London, and Belinda-terrace, Hackney, Middlesex, cigar merchant, Jan. 9 at 12, Court of Bankruptcy, London, div.—*Richard Smith and Stephen Marshall*, Austin-friars, London, Russia brokers, Jan. 9 at half-past 12, Court of Bankruptcy, London, div. sep. est. of *S. Marshall*.—*James Samuel Turner*, Woolwich, Kent, surgeon, Jan. 9 at half-past 1, Court of Bankruptcy, London, div.—*Den. Sharp*, Southampton, attorney at law, Jan. 9 at 1, Court of Bankruptcy, London, div.—*Aug. Alex. Loebersteen and Wm. H. Crake*, Moorgate-street, London, merchants, Jan. 9 at 12, Court of Bankruptcy, London, div. sep. est. of *Aug. A. Loebersteen*.—*Geo. Bishop*, St. Mary-axe, London, merchant, Jan. 9 at 12, Court of Bankruptcy, London, fin. div.—*Th. H. Forster*, Haymarket, Middlesex, chemist, Jan. 9 at half-past 12, Court of Bankruptcy, London, div.—*George Small*, Coventry, Warwickshire, draper, Jan. 16 at 10, District Court of Bankruptcy, Birmingham, and. ac.—*John Hen. Denner*, Nottingham, pawnbroker, Jan. 12 at 11, District Court of Bankruptcy, Nottingham, and. ac.—*John Willis*, Liverpool, merchant, Jan. 4 at 11, District Court of Bankruptcy, Liverpool, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Hen. Colenutt*, Portsea, baker, and Portsmouth, Hampshire, furniture broker, Jan. 5 at 11, Court of Bankruptcy, London.—*Rich. D. Read*, Southwark, Surrey, victualler, Jan. 8 at 11, Court of Bankruptcy, London.—*Alben Gilmore*, Stamford-hill, Middlesex, merchant, Jan. 9 at 11, Court of Bankruptcy, London.—*Joseph Liddell*, Salway-place, Whitehead's-grove, Chelsea, Middlesex, builder, Jan. 6 at 11, Court of Bankruptcy, London.—*Adam Armstrong*, Salford, Lancashire, ironmonger, Jan. 8 at 12, District Court of Bankruptcy, Manchester.—*John Greenshields and Matt. Strang*, Liverpool, merchants, Jan. 3 at 12, District Court of Bankruptcy, Liverpool.—*Andrew Smith*, Shrewsbury, Shropshire, dealer in marine stores, Jan. 9 at 11, District Court of Bankruptcy, Birmingham.—*Elias Nelson*, Ironbridge, Madeley, Shropshire, clothier, Jan. 23 at 11, District Court of Bankruptcy, Birmingham.—*John Rees*, Stourbridge, Worcestershire, woollen draper, Jan. 17 at 11, District Court of Bankruptcy, Birmingham.—*Thos. Powell*, Aston, near Birmingham, miller, Jan. 17 at 12, District Court of Bankruptcy, Birmingham.—*Thomas Jones*, Old Swinford, Worcestershire, dealer and chapman, Jan. 16 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Jan. 5.*

*Charles Wilson and Geo. Black*, Aldermanbury, London, straw hat manufacturers.—*Samuel Berry*, Ipswich, Suffolk, licensed victualler.—*Hen. C. Brown*, Winchester, Southampton, builder.—*John Matthews*, Chipping Norton, Oxfordshire, and Chipping Campden, Gloucestershire, banker.—*Chas. D. Matthews*, Chipping Norton, Oxfordshire, and Chipping Campden, Gloucestershire, banker.—*Henry Hilliard*, Austin-friars and George-yard, Lombard-st., London, stationer.—*W. Wakeman*, Nantwich, Cheshire, upholsterer.—*Matt. Mason*, Aycliffe, Durham, common brewer.—*J. Render*

and *Edw. Render*, York, tailors.—*Edw. Pearson*, Norwich, modeller.

#### SCOTCH SEQUESTRATIONS.

*Robt. Scott & Co.*, Glasgow, drapers.—*Western Saw Mill Company*, Greenock, merchants.—*Wm. H. Long*, Glasgow, bookseller.—*Alex. Munro*, Tain, innkeeper.—*Peter Young*, Glasgow, merchant.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Richard Reeves*, Abingdon, Berkshire, coach maker, Jan. 9 at 10, County Court of Berkshire, at Abingdon.—*J. Pinner*, Stoke-upon-Trent, Staffordshire butcher, Dec. 21 at 10, County Court of Staffordshire, at Hanley.—*Thomas Schofield*, Castleton, Rochdale, Lancashire, painter, Jan. 4 at 12, County Court of Lancashire, at Rochdale.—*Stephen Hickman*, Standlake, Oxfordshire, calf dealer, Dec. 19 at 11, County Court of Oxfordshire, at Witney.—*Thomas Hickman*, Standlake, Oxfordshire, calf dealer, Dec. 19 at 11, County Court of Oxfordshire, at Witney.—*James Pearce*, Canterbury, Kent, licensed victualler, Dec. 22 at 10, County Court of Kent, at Canterbury.—*Chas. Lock*, Hastings, Sussex, tailor, Jan. 1 at 1, County Court of Sussex, at Hastings.—*Uriah Hobson*, Netherthong, Almondsbury, Yorkshire, innkeeper, Jan. 1 at 11, County Court of Yorkshire, at Holmfirth.—*F. Bartlett*, Storrington, chemist, Dec. 29 at 11, County Court of Sussex, at Petworth.—*Matthew Livesey*, Kirkheaton, Yorkshire, labourer, Jan. 4 at 10, County Court of Yorkshire, at Huddersfield.—*J. Brook*, Holmfirth, Kirkburton, Yorkshire, hat manufacturer, Jan. 1 at 11, County Court of Yorkshire, at Holmfirth.—*James Taylor*, Cowcliffe, Huddersfield, Yorkshire, fancy cloth manufacturer, Jan. 4 at 10, County Court of Yorkshire, at Huddersfield.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

#### Dec. 30 at 11, before the CHIEF COMMISSIONER.

*Adam Switherland*, Tottenham, Middlesex, baker.—*Rich. York*, Gloucester-terrace, Old Brompton, shopman.—*John Goldbold*, Edward's-terrace, Caledonian-road, Islington, Middlesex, out of business.—*Chas. B. Walker*, Grafton-street, Fitzroy-square, Middlesex, dispensing chemist.—*L. Weedman*, High-street, Wandsworth, Surrey, china dealer.—*Geo. W. Fusedale*, London Colney, Hertfordshire, tailor.—*Wm. Varren*, Kirby-street, East India-road, Poplar, Middlesex, smith.—*D. F. Campbell*, Great Marlborough-street, Middlesex, assistant secretary to the Colonial Bank, London.—*D. Collins*, Whitecross-place, Wilson-street, Finsbury-sq., Middlesex, bread manufacturer.

#### Dec. 30 at 10, before Mr. Commissioner LAW.

*Alfred Hone*, London-street, Fitzroy-square, Middlesex, sculptor.—*Robert Burwood*, Acton-street, Bagnigge-wells-st., Middlesex, and Fetter-lane, London, map engraver.—*Herms Mier*, Newtoning-causeway, Surrey, dealer in cigars.—*Geo. McAleavey*, Greenwich, Kent, hawk.—*Gilbert Kennedy*, Broadway, Hammer-smith, Middlesex, surgeon.—*B. Finchen*, Greenwich, Kent, fisherman.—*Samuel Hobill*, St. George's-circus, Blackfriars-road, Surrey, servant.—*Henry Harris*, Avely, near Romford, Essex, baker.

#### Jan. 1 at 10, before Mr. Commissioner LAW.

*Fred. Woolnough*, Queen-street, Ratcliff, Middlesex, general dealer.—*James Sealey*, New Norfolk-street, Shoreditch, Middlesex, carpenter.

#### Jan. 1 at 11, before Mr. Commissioner PHILLIPS.

*J. J. L. Downe*, William-street, Walworth, Surrey, musician.—*John Mawson*, High-street, Poplar, Middlesex, grocer.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

#### Dec. 29 at 11, before the CHIEF COMMISSIONER.

*John Jones*, Belgrave-place, Eaton-square, Piccadilly, Middlesex, solicitor.—*Henry Beedle the younger*, Everest-street,



ange-road, Bermondsey, Surrey, plasterer.—*M. Crasson*, low, Deptford, Kent, cowkeeper.—*Jane M'Douall*, Ed-  
rd-st., Portman-square, Middlesex, boarding-house keeper.  
*Patrick Cody*, Rufford's-buildings, Islington, Middlesex,  
penter.—*Wm. H. Lennas*, Whittington-place, Upper Hol-  
way, Middlesex, foreman to a music publisher.—*Chris. H.*  
*oughton*, Newport-road, Isle of Wight, out of business.—  
in *Morris*, Chestpote-place, Westbourne-grove, Bayswater,  
ddleser, out of business.—*Chas. S. Daniell*, St. John's-  
cet, Middlesex, tinman.

Dec. 29 at 2, before Mr. Commissioner LAW.

*Robert Cook*, Newgate-market, London, out of business.—  
*m. Crossingham*, Sydney-place, Clapham-road, Surrey, out  
business.—*William G. Wade*, Smithfield-market, London,  
Tee-house keeper.

Dec. 30 at 10, before Mr. Commissioner LAW.

*John Dowd*, Wormwood-street, Bishopsgate, London, auc-  
neer.—*Anthony Corry*, King's-road East, Chelsea, Middle-  
sex, paper stainer.—*Robt. B. Jefferson*, High-st., Hounslow,  
iddlesex, ironmonger.

Jan. 1 at 10, before Mr. Commissioner LAW.

*John Cook*, White's-grounds, Crucifix-lane, Bermondsey,  
rrey, fur dyer.—*Anne Rabbow*, Holford-place, Pentonville,  
iddlesex, out of business.—*George Pettit*, South Island-  
ce, Clapham-road, Surrey, cowkeeper.

ie following Prisoners are ordered to be brought up before  
a Judge of the County Court, to be examined and dealt  
with according to the Statute:—

At the County Court of Sussex, at LEWES, Jan. 2.

*Wm. Brakefield*, Heathfield, agricultural labourer.—*Robt.*  
*elling*, Brighton, Sussex, seedsman.—*Jas. Holman*, Hail-  
on, seed factor.—*James Evans*, Brighton, nurseryman.—  
*orge Evans*, Brighton, nurseryman.

'the County Court of Devonshire, at the CASTLE of EXETER.  
Dec. 29 at 10.

*James Quick*, Woodbury, out of business.—*Joseph Loveys*,  
ristow, labourer.—*Henry Rook*, Devonport, brewer.

INSOLVENT DEBTOR'S DIVIDEND.

*James Rainford*, Preston, Lancashire, brick maker, Dec. 16,  
Dodd's, Preston: 1s. 11½d. in the pound.

The Queen has been pleased to appoint William  
ederick Desbarres, Esq., to be Putane Judge, and  
lexander M'Dougall, Esq., to be her Majesty's Soli-  
tor-General, for the province of Nova Scotia.

MASTER IN CHANCERY.—The Lord Chancellor has  
appointed John Pattinson Guy, Gent., of York, to  
be a Master Extraordinary in the high Court of Chan-  
ery.

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The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Dec. 30 at 11, before the CHIEF COMMISSIONER.

*Adam Sutherland*, Tottenham, Middlesex, baker.—*Rich. York*, Gloucester-terrace, Old Brompton, shopman.—*John Godbold*, Edward's-terrace, Caledonian-road, Islington, Middlesex, out of business.—*Chas. B. Walker*, Grafton-street, Fitzroy-square, Middlesex, dispensing chemist.—*L. Woodman*, High-street, Wandsworth, Surrey, china dealer.—*Geo. W. Fusedale*, London Colney, Hertfordshire, tailor.—*Wm. Varren*, Kirby-street, East India-road, Poplar, Middlesex, smith.—*D. F. Campbell*, Great Marlborough-street, Middlesex, assistant secretary to the Colonial Bank, London.—*D. Collins*, Whitecross-place, Wilson-street, Finsbury-sq., Middlesex, bread manufacturer.

Dec. 30 at 10, before Mr. Commissioner LAW.

*Alfred Hone*, London-street, Fitzroy-square, Middlesex, sculptor.—*Robert Burwood*, Acton-street, Bagnigge-well-st., Middlesex, and Fetter-lane, London, map engraver.—*Heran Mier*, Newington-causeway, Surrey, dealer in cigars.—*Geo. McAleavy*, Greenwich, Kent, hawkers.—*Gilbert Kennedy*, Broadway, Hammersmith, Middlesex, surgeon.—*B. Facklan*, Greenwich, Kent, fisherman.—*Samuel Hobill*, St. George's-circus, Blackfriars-road, Surrey, servant.—*Henry Harv*, Avely, near Romford, Essex, baker.

Jan. 1 at 10, before Mr. Commissioner LAW.

*Fred. Woolnough*, Queen-street, Ratcliff, Middlesex, general dealer.—*James Sealey*, New Norfolk-street, Shoreditch, Middlesex, carpenter.

Jan. 1 at 11, before Mr. Commissioner PHILLIPS.

*J. J. L. Downe*, William-street, Walworth, Surrey, musician.—*John Mawson*, High-street, Poplar, Middlesex, grocer.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Dec. 29 at 11, before the CHIEF COMMISSIONER.

*John Jones*, Belgrave-place, Eaton-square, Finsley, Middlesex, solicitor.—*Henry Beedle the younger*, Everett-street,

range-road, Bermondsey, Surrey, plasterer.—*M. Crosson*, idow, Deptford, Kent, cowkeeper.—*Jane M'Douall*, Edward-st., Portman-square, Middlesex, boarding-house keeper.—*Patrick Cody*, Rufford's-buildings, Islington, Middlesex, carpenter.—*Wm. H. Lennox*, Whittington-place, Upper Holloway, Middlesex, foreman to a music publisher.—*Chris. H.roughton*, Newport-road, Isle of Wight, out of business.—*John Morris*, Chepstow-place, Westbourne-grove, Bayswater, Middlesex, out of business.—*Chas. S. Daniell*, St. John's-rect, Middlesex, tinman.

Dec. 29 at 2, before Mr. Commissioner LAW.

*Robert Cook*, Newgate-market, London, out of business.—*Wm. Crossingham*, Sydney-place, Clapham-road, Surrey, out of business.—*William G. Wade*, Smithfield-market, London, office-house keeper.

Dec. 30 at 10, before Mr. Commissioner LAW.

*John Dowd*, Wormwood-street, Bishopsgate, London, auctioneer.—*Anthony Corry*, King's-road East, Chelsea, Middlesex, paper stainer.—*Robt. B. Jefferson*, High-st., Hounslow, Middlesex, ironmonger.

Jan. 1 at 10, before Mr. Commissioner LAW.

*John Cook*, White's-grounds, Crucifix-lane, Bermondsey, Surrey, fur dyer.—*Anne Rabbow*, Holford-place, Pentonville, Middlesex, out of business.—*George Pettit*, South Island-lace, Clapham-road, Surrey, cowkeeper.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Sussex, at LEWES, Jan. 2.

*Wm. Brakefield*, Heathfield, agricultural labourer.—*Robt. nelling*, Brighton, Sussex, seedman.—*Jas. Holman*, Hailam, seed factor.—*James Evans*, Brighton, nurseryman.—*George Evans*, Brighton, nurseryman.

At the County Court of Devonshire, at the CASTLE of EXETER, Dec. 29 at 10.

*James Quick*, Woodbury, out of business.—*Joseph Loveys*, Bristow, labourer.—*Henry Rook*, Devonport, brewer.

INSOLVENT DEBTOR'S DIVIDEND.

*James Rainford*, Preston, Lancashire, brick maker, Dec. 16, Dedd's, Preston: 1s. 11½d. in the pound.

The Queen has been pleased to appoint William Frederick Desharres, Esq., to be Puisne Judge, and Alexander M'Dougall, Esq., to be her Majesty's Solicitor-General, for the province of Nova Scotia.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 1, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunston in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 41, Great Corn Market Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex. Sunday, December 16, 1848.

# The Jurist

No. 624—VOL. XII.

DECEMBER 23, 1848.

PRICE 1s.

\* \* *The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—*

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench { G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Bail Court { H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
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Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.	Crown Cases Reserved.. { ROBERT R. PEARCE, Esq. of Gray's Inn, Barrister at Law.

LONDON, DECEMBER 23, 1848.

THE present seems to be a period destined to exhaust the learning upon rights of publication. But recently the question was raised and determined how far the custom of a trade will operate to give a right to the public use of words and music combined, where one of the two is separately the subject of copyright. Still more recently has the question been raised as to the right of restraining one person from publishing an account of another's literary productions, when publishing that account might be a profitable use of the property in the productions themselves. And we have now, not a new claim of right, but a sort of doubt attempted to be thrown on a claim of right long admitted in practice, viz. the claim of right in the Judges of a court to prohibit the publication of pending proceedings. We allude, of course, to the discussions upon the order made by the Judges in Ireland, in the case of *The Queen v. Duffy*, prohibiting the publication of the proceedings.

Good may, and probably does, frequently result from the publication of a part of pending proceedings, but that, especially in criminal cases, much evil may result from it, is beyond contest; and though the practice has been generally tolerated for many years, it does not at all follow that it is legal. So far as there is authority on the subject, it is quite in the contrary direction, viz. that the practice is not legal. In *Deacon v. Deacon* (2 Russ. 607) there is a very strong dictum of Lord Eldon's on the subject. In that case it was incidentally mentioned to the Chancellor, on a motion to dissolve an ex parte injunction, that great injury had been done to the defendant by the circulation of a newspaper containing an ex parte statement of the case; whereupon his Lordship stated, that, when he came into Westminster Hall, it was clearly understood to be

the law, that part of a depending case was not to be published; and no lawyer could have been found who would have entertained a contrary opinion. "If such was the law then," he continued, "I know not by what authority it can have been changed, if changed it has been." No decision was pronounced of course, because the case was not regularly before the Court. However, doubt did not appear to enter his Lordship's mind on the subject.

Nor does it seem that there can be any doubt of the power of Courts to prohibit publication of their proceedings. The question is not one of copyright, or any other right of property, but of the inherent right of Courts to authorise the publication of their proceedings, resting upon grounds of public policy. In the case of *Millar v. Taylor*, (4 Mer. 2303), Willis, C. J., says, arguendo, "The Courts of Westminster Hall have the sole power to authorise and authenticate the publication of their own proceedings." Hence, the practice in the olden time of the reports of law proceedings always being in terms printed pursuant to the permission of the Judges, bearing a certificate of allowance on their title-page. Hence also, no doubt as a remnant of a practice considered to be by law essential, the practice still subsisting, according to which the Courts will not hold themselves bound to permit any reports to be cited, but those compiled by the reporter whose reports they formally authorise.

But, independently of the right to authorise publication, implying the right to withhold authorisation, it is plain that Courts of law must have the right to prohibit publication of their proceedings, at least pending those proceedings, in this way. Courts of law are not, as of right, open to the public. In practice, they are always opened to the public; but it is quite a mistake to suppose that the public can insist upon being present. Beyond all question, the right exists in the



Courts to exclude all but the parties and their agents. And this right is, in fact, continually exercised when the parties desire it, and the Judge thinks the case a proper one to be heard in private; and the most eminent Judges, and among them some of those most attached to popular liberty, have repeatedly, and without challenge, ordered their courts to be cleared, if the public conducted itself in any manner inconsistent with the rules laid down for preserving the decorum of judicial proceedings. This being so, of course the parties and their agents may lawfully be restrained from publishing reports of the pending proceedings; and that on this ground, if on no other—that the parties and their agents, having submitted themselves to the jurisdiction, must conform to the rules laid down by the Court for the conduct of its proceedings, or be guilty of a contempt; it being unquestionable, that, subject to the interference of Parliament, every Court of record has inherent jurisdiction to regulate its own proceedings, and to commit for contempt any person, at least any person within its jurisdiction, who disobeys its rules.

Now, if the Court has authority to exclude the public, it follows that the public attending, attends not *de jure*, but *dum bene se gesserit*: it attends by permission, on the implied understanding that it will do nothing inconsistent with the rules laid down by the Court; in fact, submitting itself, for all purposes of conduct with reference to the Court, to the jurisdiction. Hence it is a contempt of Court in any person to publish proceedings contrary to the order of the Court; although, by common practice, if the Court makes no order, it is assumed that it permits reports.

Whether, if a person present at proceedings of a court of law, could commit them to memory, and repeat them to a stranger, and that person were to publish them, the Court could commit either party for contempt, may, perhaps, be a question. But we apprehend, that, if any defect of this sort existed at law, a Court of equity would, in such a case, imply fraud, and grant an injunction, not on any ground of property, but on grounds of public policy in aid of a defective jurisdiction.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 504).

We have before seen that there must be either eight or fourteen days between the teste and return, according to the circumstances of the case, (ante, chap. ), at the expiration of which period the parties to whom the writ is directed (Com. Dig. "Mandamus," D. 1) must duly make a return, otherwise an attachment will issue for the contempt; and this, though the parties to whom the writ be directed have not been duly elected to the office they fill, because, until removal, they remain as such officers, and must, therefore, answer the writ. (*Reg. v. Olithorpe*, 6 Mod. 133).

All parties named in the writ may join in the return, or, if the parties disagree, a separate return may be made upon the original writ, or copies which they have received; but where a return is made and filed as a joint return, the parties cannot afterwards disavow it. (Gude's Crown Office Pract. 184). Therefore, if a mandamus be directed to several, as the mayor, bailiffs, and burgesses, and the mayor alone make a return, the others cannot repudiate it, although contrary to the

consent of the majority; for the Court will not examine upon affidavits whether there was a consent of the majority, but leave the parties to punish the mayor for the misdemeanor, if he be guilty, and, for this purpose, will grant a rule for a criminal information. (*Rex v. Abingdon*, Salk. 431; S. C., Carth. 499. But see *Reg. v. S. Saviour's, Southwark*, 7 Adol. & Ell. 925, 931).

The return must, in all cases, be made to the first writ of mandamus. (9 Anne, c. 26, s. 1; 11 Geo. 1, c. 4, s. 9).

If the party or parties to whom the writ is directed, and the copies served, fail to make a return on the day the writ is returnable, the prosecutor should search at the Crown Office the day after if no return be made. He may then, if unprepared with an affidavit of the service of the original writ and copies, take out a side-bar rule at the Crown Office, (see Rule 2, G., C. P., 654), requiring the party or parties to whom the writ was directed, and who were served with the original writ and copies, to return the same within six days next after service thereof. The rule must then be served upon the same parties on whom the original writ and copies were served, but the service need not be personal. As it is, however, not usual for the Court to grant an attachment, but only a rule nisi, upon an affidavit of service of the side-bar rule and also of the original writ and copies, it is more advisable for the party prosecuting to be prepared with an affidavit of service of the original writ and copies, in the first instance, to avoid the proceeding of a side-bar rule, as the Court will, upon production of an affidavit of the service of the writ and copies only, on motion, grant a rule nisi for an attachment, without resorting to a side-bar rule. The trouble and delay of a side-bar rule and service may thus be avoided. (Gude's Crown Office Pract. 185).

Before the stat. 9 Anne, c. 20, the prosecutor was compelled to issue an alias and pluries writ previous to moving for an attachment. By sect. 1 of that statute, in all cases where parties are required to make a return, they must do so to the first writ of mandamus. The Court, however, or a judge at chambers, may, on application, allow the party further time to make the return. (Sect. 6).

The return must be made by indorsing the subject-matter thereof on the back of the writ; if it be insufficient to contain the whole, a schedule may be annexed. If the latter course be adopted, the writ or copy must be indorsed, thus:—"The execution of this writ appears by the schedule hereto annexed. The answer of A. B." &c. It must be signed by the party, or the name of the corporation to whom addressed. It need not be upon oath, although the Court may require it to be so. (Com. Dig. "Mandamus," D. 2). The rule of law for regulating the return is, that wherever a mandamus is directed to a party to do some act, or to shew some cause to the contrary, it is competent to return as many causes for excuse as they may think fit, provided such excuses are not inconsistent. If any one is held sufficient, no peremptory mandamus will be awarded. (*Rex v. The Mayor of London*, 10 Adol. & Ell. 271, 272). The Court, however, will in no case direct how the return shall be made. (Com. Dig. "Mandamus," D.) It must be positive and certain, (*Bagg's case*, 11 Rep. 99 b; *Rex v. Abingdon*, 2 Salk. 431), and should set out clearly all the facts necessary to support it, in order that the Court may judge as to the sufficiency of the matters so returned. (*Rex v. Liverpool*, 2 Burr. 731; *Braithwaite's case*, Vent. 19; *Bagg's case*, 11 Rep. 99 b). The same certainty is required as in indictments or returns to writs of habeas corpus, (*Rex v. Lyne Regis*, Doug. 153, per Buller, J.) If it be certain on the face of it, that is sufficient; and the Court cannot intend facts inconsistent with it for the purpose of making it bad. (Id. 154). Where it consists of several independent matters, not inconsistent with each other, part of which are good in law, and part bad, it will suffice, because

the Court may quash the return as to so much as is bad, and put the prosecutor to plead to or traverse the rest; but if two causes are returned, inconsistent one with the other, the whole will be bad, because the Court cannot determine which is the true one, and an objection may well be taken to the whole return, (*Res v. Cambridge*, 2 T. R. 461; *Res v. York*, 5 T. R. 66; *Res v. Norwich*, 2 Ld. Raym. 1244; *Res v. Lyme Regis*, Doug. 149), on the ground of being repugnant and contradictory. (*Reg. v. Old Hall Manor*, 10 Adol. & Ell. 248; *Res v. The Mayor of London*, supra). The return need not answer the words, but the materiality of the writ. (*Res v. Lyme Regis*, supra, per Mansfield, C. J.) If it disclose a fair legal reason why the mandamus should not be obeyed, it is enough; (*Res v. York*, 6 T. R. 491); nor will the return be invalid by reason of an erroneous judgment exercised in performing the act required. Thus, where a mandamus was directed to an inferior Court, commanding them to give judgment in a certain cause, if it sets out an erroneous judgment given below, it will not vitiate the return, for the Court above will not enter into the question whether it be so or not. It is a sufficient compliance with the terms of the writ, if it appear they have done what the Court required of them. (*Res v. The Justices of Yorkshire*, 7 T. R. 467; *Reg. v. Old Hall Manor*, 10 Adol. & Ell. 248. See *Res v. Suddis*, 1 East, 306).

The number of the causes returned makes no difference, as before said, provided they be consistent; therefore, to a mandamus to admit or shew cause to the contrary, the defendant is at liberty to return one or more, or any number of causes. (*Wright v. Fawcett*, 4 Burr. 2044; *Res v. The Mayor of London*, 3 B. & Adol. 255; *Reg. v. Norwich*, 2 Ld. Raym. 1244; S. C., 1 Salk. 436). A return, that L. C. was not duly elected, according to ancient custom; that there is a custom for the inhabitants, &c. to remove at pleasure; and that L. C. was removed pursuant to such custom, is good. (*Res v. Taunton*, Cowp. 413). A return, stating generally that the body was duly assembled to remove, &c., held sufficient; (*Res v. Doncaster*, 2 Ld. Raym. 391); and if it be stated, that a party was removed by the corporate body at large, it is unnecessary to aver that the power of removing is vested in them, because it is incidental to them, unless given by the charter or a bye-law, &c. to a select party. (*Res v. Lyme Regis*, Doug. 177). So a return, that B. was not a burgess, that he was not eligible to the office of common-councillor, and that he was not elected, is good, and not inconsistent. (*Res v. Cambridge*, 2 T. R. 456). To a mandamus to the commissioners of sewers to make a rate to reimburse the applicant, they returned, that the writ was not delivered till the 12th February, and that their commission expired in four days after, and, therefore, they had not time to make a rate, was held good; the Court saying, they could not grant a peremptory mandamus, as there was nobody who had power to execute it. (*Res v. The Commissioners of Sewers*, 2 Str. 763; 2 Ld. Raym. 1479, S. C.; *Res v. Richardson*, 1 Wils. 21). So, to a mandamus to the bishop to grant a license to a clergyman, who was nominated to a grammar-school, a return, stating that a caveat was lodged against his admission, on account of misconduct, and that the bishop was proceeding to enquire into the truth, was held good, because the bishop must first examine into the qualifications of the candidate. (*Res v. The Bishop of Litchfield*, 2 Str. 1023; see also *Res v. York*, 6 T. R. 490). And to a mandamus to restore, a return of resignation, and election of another to the office, is a good return. (*Res v. Rippon*, Salk. 433). To a mandamus to the judge of the spiritual court to grant probate of a will, it is a good return, that a suit is depending concerning the validity of the will of which probate is demanded. (*Res v. Hay*, 4 Burr. 2296; *Res v. Bettesworth*, 2 Str.

1111). So, to a mandamus to appoint overseers, a return, that the place was not a village or township, and that it is extra-parochial, was held good. (*Res v. Welbeck*, 2 Str. 1143). So, to justices to hear a complaint before them, a return, that they had heard and determined, was held good; (*Res v. Richardson*, 1 Wils. 21; *Res v. The Justices of Yorkshire*, 7 T. R. 467); without setting out in what way they had decided, because, if erroneous, the Court could not inquire into it on an application for a mandamus. (*Reg. v. Old Hall Manor*, 10 Adol. & Ell. 257). So, to justices to register and certify a dissenting meeting-house, the justices may return, that they are not within the qualifications of the act. (*Res v. Derby*, 4 Burr. 1991; see 1 W. & M., st. 1, c. 18, ss. 1 and 19). If a return follows the suggestion of the writ, it will suffice. (*Res v. Penrice*, 2 Str. 1235).

(To be continued.)

## London Gazette.

TUESDAY, DECEMBER 19.

### BANKRUPTS.

JOHN SHIELDS GOMME, Angel-terrace, Hammersmith, Middlesex, cabinet maker and upholsterer, Dec. 29 at half-past 11, and Jan. 30 at 1, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sol. Tate, 10, Basinghall-st., London.—Fiat dated Dec. 18.

JOHN TEALL, Bampton, Oxfordshire, late corn dealer and shoemaker, but now out of business, Jan. 2 at 2, and Jan. 30 at half-past 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Rose, Bampton, Oxfordshire; Close, St. Mildred's-court, City.—Fiat dated Dec. 11.

JOHN MORRISON, Beaulieu-hill, Norwood, Surrey, coal merchant, Jan. 1 and 29 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Silvester, Great Dover-st., Newington.—Fiat dated Dec. 16.

GILBERT CURRIE, Church-row, Upper-street, Islington, Middlesex, and St. Swithin's-lane, Lombard-st., London, oil, grocery, and Italian warehouseman, Dec. 29 at 12, and Feb. 2 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Cattaras, 33, Mark-lane.—Fiat dated Dec. 18.

ROGER UPTON, Dawlish, Devonshire, grocer and tea dealer, dealer and chapman, Dec. 28 at 1, and Jan. 31 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. J. H. Terrell, Exeter; R. H. Terrell, Gray's-inn, London.—Fiat dated Dec. 11.

GEORGE LOCKYER BETTY, Taunton, Somersetshire, baker, dealer and chapman, Dec. 28 at 1, and Jan. 31 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Exeter; Penny, Taunton; Baker & Co., Lime-st., London.—Fiat dated Dec. 14.

HENRY DOUGLAS COOKE, Liverpool, dealer in paper hangings, dealer and chapman, Jan. 5 and 23 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Woodburn, Liverpool; Hampson, Manchester; Gregory & Co., Bedford-row, London.—Fiat dated Dec. 8.

### MEETINGS.

James W. Spokes, Strand, Middlesex, bookseller, Dec. 27 at 12, Court of Bankruptcy, London, last ex.—J. Hustable, Frome Selwood, Somersetshire, silversmith, Jan. 4 at 11, District Court of Bankruptcy, Bristol, last ex.—Isaac Battie, Erith, Kent, licensed victualler, Jan. 10 at 1, Court of Bankruptcy, London, aud. ac.—Rich. C. Lawrence, Broadstairs, Isle of Thanet, Kent, licensed victualler, Jan. 11 at 11, Court of Bankruptcy, London, aud. ac.—Catherine Choules, Reading, Berkshire, ironmonger, Jan. 11 at 11, Court of Bankruptcy, London, aud. ac.—Mark Robt. Cockburn Wightman, Pancras-lane, London, linen factor, Jan. 10 at 1, Court of Bankruptcy, London, aud. ac.—John C. Chappell, Great Marlborough-st., Middlesex, surgeon, Jan. 11 at 11, Court of Bankruptcy, London, aud. ac.—Thos. Williams and Thos. Williams the younger, Cheltenham, Gloucestershire, auctioneers, Jan. 16 at 12, District Court of Bankruptcy, Bristol, aud. ac.—Dow. Simons, Trowbridge, Wiltshire, general dealer,



Jan. 22 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Joe. Sidebottom*, Derby, plumber, Jan. 19 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*John Willcox*, Birmingham, provision dealer, Jan. 9 at 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Thos. Lewis*, Newcastle-upon-Tyne, laceman, Jan. 11 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*W. Emmerson*, North Shields, Northumberland, banker, Jan. 12 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Jan. 15 at 1, div.—*William Smith* the younger, Stockton, Durham, manufacturer of earthenware, Jan. 11 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Jan. 12 at half-past 10, div.—*Thos. Tyson*, Whitehaven, Cumberland, builder, Jan. 11 at half past 2, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Hen. Wanstall*, Durham, grocer, Jan. 11 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*C. Robson*, Newcastle-upon-Tyne, grocer, Jan. 11 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Jan. 12 at 12, div.—*Andrew White*, Bishopwearmouth, Durham, coal owner, Jan. 11 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Hen. G. Gibson*, Newcastle-upon-Tyne, chemist, Jan. 11 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Robert Hurst*, Newcastle-upon-Tyne, draper, Jan. 11 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*J. D. Green*, Leeds, Yorkshire, plaid manufacturer, Jan. 16 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. Pymon*, St. Osyth, Essex, corn merchant, Jan. 11 at 1, Court of Bankruptcy, London, div.—*Edward Read*, Great Marylebone-street, Marylebone, Middlesex, tailor, Jan. 11 at half-past 12, Court of Bankruptcy, London, div.—*Rowland Evans*, *John Foster*, *Skinner Z. Langton*, and *Thos. Foster*, Barge-yard, Bucklersbury, London, East India merchants, Jan. 11 at half-past 1, Court of Bankruptcy, London, div. sep. est. of *John Foster*.—*John Speller*, High-st., Shoreditch, Middlesex, cheesemonger, Jan. 11 at 12, Court of Bankruptcy, London, div.—*Edw. Bull*, Croydon, Surrey, ironmonger, Jan. 11 at 12, Court of Bankruptcy, London, div.—*Wm. Williams*, Colchester, Essex, hat maker, Jan. 11 at 11, Court of Bankruptcy, London, div.—*David Heathcote Morgan*, Peckham-walk, Old Kent-road, Surrey, coal merchant, Jan. 11 at half-past 11, Court of Bankruptcy, London, div.—*John Gloge*, Portsmouth, Southampton, tailor, Jan. 11 at 11, Court of Bankruptcy, London, div.—*Wm. Wilkins* and *John Everett Evans*, Trowbridge, Wiltshire, woollen drapers, Jan. 11 at 2, Court of Bankruptcy, London, div.—*James Pearce*, Andover, Hampshire, ironmonger, Jan. 11 at 12, Court of Bankruptcy, London, div.—*Abraham Henry Chambers* the elder and *Abraham Henry Chambers* the younger, New Bond-st. and South Molton-st., Middlesex, bankers, Jan. 12 at 12, Court of Bankruptcy, London, div. sep. est. of *Abraham Henry Chambers* the elder.—*Henry Hill*, Gray's-inn-lane, Middlesex, brewer, Jan. 12 at 11, Court of Bankruptcy, London, div.—*David Hughes*, Tredegar Iron Works, Monmouthshire, grocer, Jan. 22 at 11, District Court of Bankruptcy, Bristol, div.—*Robert Moore Toogood*, Cwm Brane, near Newport, Monmouthshire, grocer, Jan. 11 at 11, District Court of Bankruptcy, Bristol, div.—*Robert Kay*, Tottington Lower-end, Lancashire, corn dealer, Jan. 11 at 11, District Court of Bankruptcy, Manchester, div.—*David Greenwood* and *John Bateman*, Bury, Lancashire, joiners, Jan. 11 at 11, District Court of Bankruptcy, Manchester, div.—*J. Broadbent* and *James Hughes*, Walmersley cum Shuttleworth, Lancashire, paper makers, Jan. 11 at 12, District Court of Bankruptcy, Manchester, div. joint and sep. est.—*John Matthews* and *Charles Decimus Matthews*, Chipping Norton, Oxfordshire, and Chipping Campden, Gloucestershire, bankers, Jan. 16 at 10, District Court of Bankruptcy, Birmingham, div. sep. est. of *C. D. Matthews*.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Joseph Hubbard*, Dorking, Surrey, linen draper, Jan. 10 at 11, Court of Bankruptcy, London.—*Isaac Battie*, Erith, Kent, licensed victualler, Jan. 10 at 1, Court of Bankruptcy, London.—*John Cramer Chappell*, Great Marlborough-street, Middlesex, surgeon, Jan. 11 at 11, Court of Bankruptcy, London.—*Wm. Bignell*, Codicote, near Wellwyn, Hertfordshire, tailor, Jan. 11 at 12, Court of Bankruptcy, London.—*John Evans*, Gilbert-st., Oxford-st., wine merchant, Jan. 11 at 11, Court of Bankruptcy, London.—*John Raven Mann*,

Adam-st., Adelphi, Middlesex, lithographic printer, Jan. 11 at 11, Court of Bankruptcy, London.—*Chas. Turk*, Stow in the Wold, Gloucestershire, innholder, Jan. 16 at 12, District Court of Bankruptcy, Bristol.—*Wm. Shackell*, Regent's Canal, St. Pancras, and Hammersmith, Middlesex, coal manufacturer, Jan. 12 at 11, Court of Bankruptcy, London.—*Wm. Smith* the younger, Stockton, Durham, manufacturer of earthenware, Jan. 12 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Robert Kay*, Tottington Lower-end, Lancashire, corn dealer, Jan. 11 at 11, District Court of Bankruptcy, Manchester.—*Nath. Denton*, Gorton, Lancashire, hat manufacturer, Jan. 12 at 12, District Court of Bankruptcy, Manchester.—*Matthew Sibson*, The Grove, near Wrexham, Denbighshire, cattle dealer, Jan. 10 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Martin*, Birkenhead, Cheshire, innkeeper, Jan. 10 at 11, District Court of Bankruptcy, Liverpool.—*Henry Glynn*, Liverpool, broker, Jan. 10 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Jan. 9.

*James Betts*, Winchester, Southampton, upholsterer.—*D. Greenaway Porter*, Great Tower-st., London, wine merchant.—*Wm. Hen. Stray*, Lambeth-walk, Surrey, hat manufacturer.

#### SCOTCH SEQUESTRATIONS.

*Edward Piper*, East Craigs, near Edinburgh, coach contractor.—*Fenton, Johnston, & Co.*, Leith, merchants.—*Wm. Anderson*, Leith, merchant.—*James Wilson*, Airdrie, grocer.—*Sam. McKean*, Fordel, near Inverkeithing, Fifeshire, merchant.—*Alex. Angus*, Bathgate, merchant.—*B. F. Lloyd & Co.*, Edinburgh, wholesale stationers.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Cox*, Yatton, Somersetshire, butcher, Feb. 7 at 11, County Court of Gloucestershire, at Bristol.—*Thomas Jones*, Wolverhampton, Staffordshire, out of business, Dec. 26 at 12, County Court of Staffordshire, at Wolverhampton.—*William North*, Wolverhampton, Staffordshire, mine agent, Dec. 26 at 12, County Court of Staffordshire, at Wolverhampton.—*Wm. Henry Biddlecombe*, Lyme Regis, Dorsetshire, professor of music, Jan. 8 at 10, County Court of Devonshire, at Armistead.—*John Rowe*, Manchester, stone mason, Dec. 29 at 12, County Court of Lancashire, at Manchester.—*Rob. Wilson*, Manchester, saddler's labourer, Dec. 29 at 12, County Court of Lancashire, at Manchester.—*Wm. Hartin*, Worcester, tobaccoconist, Jan. 10 at 10, County Court of Worcestershire, at Worcester.—*John Wm. Lewis*, Worcester, victualler, Jan. 10 at 10, County Court of Worcestershire, at Worcester.—*Hen. Hubbard*, Norwich, labourer, Jan. 13 at 10, County Court of Norfolk, at Norwich.—*Thos. Bennett*, Norwich, upholsterer, Jan. 13 at 10, County Court of Norfolk, at Norwich.—*Joe. East*, Tealby, near Market Rasen, Lincolnshire, wheelwright, Jan. 17 at 2, County Court of Lincolnshire, at Market Rasen.—*John Goulding*, Swinethorpe, near Market Rasen, Lincolnshire, farmer, Jan. 17 at 2, County Court of Lincolnshire, at Market Rasen.—*Robert Ross*, Teignmouth, Devonshire, lieutenant in the Royal Navy, Dec. 30 at 11, County Court of Devonshire, at Newton Abbott.—*Thomas Clarke*, Bristol, licensed victualler, Jan. 23 at 11, County Court of Gloucestershire, at Bristol.—*Thos. Parsons*, Maidstone, Kent, butcher, Jan. 2 at 12, County Court of Kent, at Maidstone.—*John Saunders*, Little Dean, Gloucestershire, carpenter, Jan. 19 at 10, County Court of Gloucestershire, at Newnham.—*Thomas Chappell*, Denby Dale, Penistone, Yorkshire, beer-house keeper, Jan. 12 at 12, County Court of Yorkshire, at Barnsley.—*Edward Marston*, Saint Alban's, Hertfordshire, baker, Dec. 29 at half-past 10, County Court of Hertfordshire, at Saint Alban's.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Jan. 2 at 11, before the CHIEF COMMISSIONER.

*Richard F. Burton*, Holwell-place, Blackheath-road, Kent, clerk to a grocer.

Jan. 3 at 10, before Mr. Commissioner LAW.

C. W. Broadway, Redcross-st., Union-street, Southwark, urry, carpenter.—James Owen, Hoxton-square, Middlesex, polsterer's assistant.

Jan. 4 at 11, before the CHIEF COMMISSIONER.

Chas. P. Rickart, Victoria-house, Hampstead, Middlesex, shoemaker.

Jan. 4 at 11, before Mr. Commissioner PHILLIPS.

John Spry Stacey, Alfred-mews, Thurlow-square, Fulham-road, Brompton, Middlesex, cabriolet proprietor.—Thos. F. Fairbanks, Great Titchfield-st., Oxford-st., Middlesex, out of employment.—Geo. F. Squires, Holmes-st., Stepney, Middlesex, out of employment.—Henry Stevens, South Island-lace, Clapham-road, Surrey, builder.

Saturday, Dec. 16.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

Jas. Broadhouse, Wednesbury, Staffordshire, cabinet maker, No. 69,717 C.; William Page, assignee.—William Thatcher, alford, Lancashire, candle manufacturer, No. 70,205 C.; onathan Swallow, assignee.—Wm. King, Newington-common, Stoke Newington, Middlesex, dyer, No. 60,221 C.; Robert Watkins, assignee.—Samuel Saunders the younger, Bermondsey-st., Southwark, Surrey, bone dealer, No. 60,264 C.; Joseph Everett, assignee.—Joseph Saunders the elder, Bermondsey-st., Bermondsey, Surrey, bone dealer, No. 60,175 C.; Joseph Everett, assignee.—William Hostage, Liverpool, ientioneer, No. 70,185 C.; Joseph Woodall, assignee.—Chas. miff, Preston, Lancashire, joiner, No. 70,285 C.; George warbrick and George Tait, assignees.—Jas. Wilson, Gloucester-street, Vauxhall-walk, Lambeth, Surrey, dustman, No. 3,258 T.; Thomas Mason, assignee.—Isaac Suggitt, High olborn, Middlesex, lamp manufacturer, No. 60,196 T.; William Reading, assignee.—Dan. Slater, Salford, Lancashire, censed victualler, No. 79,331 C.; Joseph Marriott Barber, assignee.—James Broadbent the elder, Waterhead-mill, near lldham, Lancashire, provision dealer, No. 70,326 C.; George wallow, Joseph Lees, and James Whitaker, assignees.—Hugh Filson, Manchester, grocer, No. 68,787 C.; Oswald Dumble, assignee.—George Procter, Rochdale, Lancashire, cotton spinner, No. 70,283 C.; James Lord, assignee.—Jos. C. shton, Kedgerie-place, East India-road, Middlesex, agent, No. 60,194 T.; Frederick Blyth, assignee.

Saturday, Dec. 16.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

John Y. Lucy, Southend-green, Hampstead, Middlesex, ay salesman: in the Debtors Prison for London and Middlesex.—Richard Tomkins, Surrey-place, Grange-road, Bermondsey, Surrey, out of business: in the Gaol of Horsemonger-lane.—Wm. Brown, Upper John-st., St. Pancras, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—Henry Dunford, Paddington-street, Marylebone, Middlesex, harness maker: in the Debtors Prison for London and Middlesex.—William John Worthington, Brook's-mews, Westbourne-terrace, Bayswater, Middlesex, cabriolet proprietor: in the Debtors Prison for London and Middlesex.—J. F. Powell, Canterbury-st., York-road, Lambeth, Surrey, reporter: in the Gaol of Horsemonger-lane.—Wm. Moir, Royal Mint-street, Whitechapel, Minorities, London, eating-house keeper: in the Debtors Prison for London and Middlesex.—Richard Baker, Artichoke-row, Mile-end-road, Middlesex, commission agent: in the Debtors Prison for London and Middlesex.—Wm. Carter, High-street, Whitechapel, Middlesex, assistant to a beer-shop keeper: in the Debtors Prison for London and Middlesex.—John Powell the younger, Cox-rd, Shirley, near Southampton, builder: in the Gaol of Surrey.—Charles Lovett, Great Suffolk-street, Southwark, Surrey, cowkeeper: in the Queen's Prison.—Charles Loftus, Forston, near Blakeney, Norfolk, major in the Norfolk Yeomanry Cavalry: in the Queen's Prison.—Christopher Bell, Tower-stairs, Tower-hill, Middlesex, armoury keeper at the ower: in the Debtors Prison for London and Middlesex.—An Edwards, Adam-street, Harper-street, New Kent-road, Surrey, bedstead maker: in the Debtors Prison for London and Middlesex.—Barnet Harris, Chatham, Kent, clothier:

in the Debtors Prison for London and Middlesex.—Chas. B. Ramsay, Phoenix-place, Blackheath, Kent, secretary to the South Tyne Colliery Company: in the Debtors Prison for London and Middlesex.—Thomas Jolliffe, King's-row, Knightsbridge-green, Knightsbridge, Middlesex, clothier's assistant: in the Debtors Prison for London and Middlesex.—Fred. T. Haswell, Chancery-lane, London, and West Teignmouth, Devonshire, gentleman: in the Queen's Prison.—C. Bateman, Weston-super-Mare, Somersetshire, in no trade: in the Gaol of Wilton.—C. G. O'Brien, Ditch-farm, Strington, near Stowey, Somersetshire, farmer: in the Gaol of Wilton.—Joseph Loveys, Christow, Devonshire, labourer; in the Gaol of St. Thomas the Apostle.—Thomas Saxton, Heaton Norris, Lancashire, grocer: in the Gaol of Lancaster.—R. Burston, Great Malvern, Worcestershire, shopkeeper: in the Gaol of Worcester.—Henry Burston, Great Malvern, Worcestershire, blacksmith: in the Gaol of Worcester.—John Jauncey, Sidbury, St. Peter the Great, Worcestershire, flyman: in the Gaol of Worcester.—Joseph Yardley, Oldswinford, Worcestershire, butcher: in the Gaol of Worcester.—John Austin, Ryhope, near Sunderland near the Sea, Durham, publican: in the Gaol of Durham.—John Draper, Castle Church, Staffordshire, grocer: in the Gaol of Stafford.—Jabez Summersgill, Collyhurst, near Manchester, shopman to a bookseller: in the Gaol of Lancaster.—Henry Eves, Liverpool, retail coal dealer: in the Gaol of Lancaster.—Joseph Fletcher, Liverpool, colour maker: in the Gaol of Lancaster.—John Ingham, Hulme, Manchester, out of business: in the Gaol of Lancaster.—D. Glover, Pudsey, near Leeds, Yorkshire, clothier: in the Gaol of York.—Joseph Pollard, South Shields, Durham, keelman: in the Gaol of Durham.—Edward Wetherstone, Cheltenham, Gloucestershire, plumber: in the Gaol of Gloucester.—Eliz. Hughes, Halifax, Yorkshire, spinster: in the Gaol of Halifax.—Edw. Richards, Chatham, Kent, lieutenant in her Majesty's Royal Marines: in the Gaol of Maidstone.—W. Docksey, Liverpool, licensed victualler: in the Gaol of Lancaster.—J. Firth, Ardwick, Manchester, beerseller: in the Gaol of Lancaster.—Isaac Jacobs, Strangeways, Manchester, tailor: in the Gaol of Lancaster.—James Shorroock, Blackburn, Lancashire, smallware dealer: in the Gaol of Lancaster.—Joseph Wm. Noble, Bishopwearmouth, Durham, chemist: in the Gaol of Durham.—John Aquith, Liverpool, ale dealer: in the Gaol of Lancaster.—Wm. F. Burdett, Manchester, tavern keeper: in the Gaol of Lancaster.—George Bradshaw, Manchester, baker: in the Gaol of Lancaster.—William Culph, Liverpool, blacksmith: in the Gaol of Lancaster.—John Daggers, Preston, Lancashire, baker: in the Gaol of Lancaster.—Jane Rollinson, Tonge Fold, near Bolton-le-Moors, Lancashire, licensed victualler: in the Gaol of Lancaster.—Mary Wooley, Liverpool, midwife: in the Gaol of Lancaster.—James Yule, Manchester, out of business: in the Gaol of Lancaster.

(On Creditor's Petition).

Richard Atkinson, Esq., Copthill, near Banstead, Surrey: in the Gaol of Reading.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Jan. 3 at 11, before the CHIEF COMMISSIONER.

John George Hedley, Lendenhall-street, City, and George-street, Portman-square, Middlesex, surgeon.—Edward Collis, Mill-street, Hanover-square, Middlesex, shopman to a hosier.

Jan. 4 at 10, before Mr. Commissioner LAW.

Chas. H. T. Cross, West-street, Bethnal-green, Middlesex, bricklayer.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Warwickshire, at COVENTRY,  
Jan. 20 at 2.

S. Read, Birmingham, iron-plate worker.

At the County Court of Worcestershire, at WORCESTER,  
Jan. 10.

R. Burston, Great Malvern, out of business.—H. Burston, Great Malvern, blacksmith.—John Jauncey, Sidbury, flyman.—Joseph Yardley, Oldswinford, butcher.

*At the County Court of Kent, at MAIDSTONE, Jan. 2 at 12.*

*Thos. Godfrey*, Hawkhurst, Kent, collector of taxes.—*Jas. W. Perren*, Sandhurst, out of business.—*Edward Richards*, Chatham, lieutenant in her Majesty's Royal Marines.

## FRIDAY, DECEMBER 22.

### BANKRUPTS.

**SAMUEL JOHN THOMAS**, London-road, Southwark, Surrey, surgeon, apothecary and chemist, dealer and chapman, Dec. 29 at half-past 12, and Feb. 2 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Foord, Pinners'-hall, Old Broad-street.—Fiat dated Dec. 21.

**JAMES HOBSON and CHARLES HOBSON**, Waltham Abbey, Essex, and Enfield, Middlesex, stone masons, builders, dealers and chapmen, Dec. 28 at 11, and Feb. 1 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Atkinson, Carey-street.—Fiat dated Dec. 20.

**DUKE PAINE**, Worthing, Sussex, auctioneer, printer, and stationer, Dec. 30 at 1, and Feb. 10 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Rodgers & Pagden, King-st., Cheapside.—Fiat dated Dec. 18.

**EDMUND MILLWARD**, late of Peterborough, Northamptonshire, coach builder, dealer and chapman, but now of Cambridge, out of business, Jan. 1 at half-past 12, and Feb. 5 at 11, Court of Bankruptcy, London: Off. Ass. Tarquand; Sols. King, Cambridge; J. T. & H. Baddeley, Leman-street, Goodman's-fields.—Fiat dated Dec. 9.

**GEORGE JOSEPH GLADSTONE**, Brunswick-street, Blackwall, Poplar, shipwright, and Willis-st., Bromley, Middlesex, builder and beer seller, dealer and chapman, Jan. 1 at 12, and Feb. 5 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. R. & W. G. Roy, Lothbury.—Fiat dated Dec. 19.

**GEORGE ROBINSON**, South Audley-street, Grosvenor-square, Middlesex, licensed victualler, dealer and chapman, Jan. 2 at 1, and Feb. 6 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Moon, 4, Adam-st., Adelphi.—Fiat dated Dec. 19.

**JOEL BOULTON**, formerly of Bristol, Gloucestershire, brewer, and High-st., Hoxton Old-town, Middlesex, baker, afterwards of King-st., Rotherhithe, Surrey, baker, and now of Tooley-st., Southwark, Surrey, out of business, Dec. 30 at half-past 12, and Feb. 3 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Sprigge, Bevinghall-street.—Fiat dated Dec. 19.

**JOHN HALL**, Shrewsbury, Shropshire, timber merchant, dealer and chapman, Jan. 10 at 12, and Jan. 30 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Hodgson, Birmingham.—Fiat dated Dec. 16.

**JOHN HALL** the younger, Shrewsbury, Shropshire, timber merchant, dealer and chapman, Jan. 10 at 12, and Jan. 30 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Gordon, Shrewsbury; Hodgson, Birmingham.—Fiat dated Dec. 19.

**JOSEPH JACKSON** the younger, Shelfield, Walsall, Staffordshire, miller, Jan. 9 and Feb. 13 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Duignan & Hemmant, Walsall.—Fiat dated Dec. 19.

**THOMAS HILL**, Redditch, Worcestershire, builder, Jan. 11 and Feb. 8 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Browning, Redditch; Hodgson, Birmingham.—Fiat dated Dec. 19.

**JOHN RANSFORD**, Leamington Priors, Warwickshire, coal porter and ale merchant, dealer and chapman, Jan. 11 and Feb. 7 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Heath, Warwick; Motteram & Co., Birmingham.—Fiat dated Dec. 19.

**JOHN SCOTT**, Devonport, Devonshire, jeweller and silversmith, dealer and chapman, Jan. 2 at 10, and Jan. 24 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Beer & Rundle, Devonport; Stogdon, Exeter; Penkivil, West-street, Finsbury-circus, London.—Fiat dated Dec. 15.

**CHARLES WILLIAMSON**, Manchester, starch manufacturer, Jan. 5 and Feb. 1 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Slater, Manchester; Abbott, 46, Lincoln's-inn-fields, London.—Fiat dated Nov. 27.

### MEETINGS.

*John W. Burton*, George Cotman, and *Wm. Smith*, Manchester, and Leeds, Yorkshire, manufacturers, Jan. 3 at 11, District Court of Bankruptcy, Manchester, last ex.—*Robert Ashforth*, Birmingham, hardwareman, Jan. 17 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Elizabeth Curtis* and *Thos. J. Curtis*, Aylesbury, Buckinghamshire, plumbers, Jan. 12 at 11, Court of Bankruptcy, London, aud. ac.—*M. Foletti*, Upper Somersford-st., Mile-end, Middlesex, looking glass manufacturer, Jan. 12 at 11, Court of Bankruptcy, London, aud. ac.—*John Henderson*, Anderton's Hotel, Fleet-st., London, bookseller, Jan. 12 at 11, Court of Bankruptcy, London, aud. ac.—*Ann Drew*, Portugal-street, Lincoln's-inn-fields, Middlesex, stationer, Jan. 16 at 11, Court of Bankruptcy, London, aud. ac.—*Geo. Banks*, Lymington, Hampshire, builder, Jan. 12 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Shackell*, Regent's-canal, Saint Pancras, and Hammersmith, Middlesex, coal manufacturer, Jan. 12 at 11, Court of Bankruptcy, London, aud. ac.—*Henry Buckland*, Charles-st., Manchester-sq., Middlesex, cabinet maker, Jan. 13 at 11, Court of Bankruptcy, London, aud. ac.—*W. Reeves*, Horseferry-road, Limehouse, Middlesex, live stock dealer, Jan. 19 at 11, Court of Bankruptcy, London, aud. ac.—*John Hubbard*, Stockwell-green, Surrey, brewer, Jan. 19 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Newson*, Saint Mary Axe, London, commission agent, Jan. 19 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Davis*, Lock's-bottom, Farnborough, Kent, brewer, Jan. 19 at 11, Court of Bankruptcy, London, aud. ac.—*James Knights*, Ipswich, Suffolk, licensed victualler, Jan. 19 at half-past 11, Court of Bankruptcy, London, aud. ac.—*E. Mary Headland*, Harley-street, Cavendish-square, Middlesex, lodging-house keeper, Jan. 19 at half-past 11, Court of Bankruptcy, London, aud. ac.—*T. Stott*, Liverpool, laceman, Jan. 15 at 12, District Court of Bankruptcy, at Manchester, aud. ac.; Jan. 16 at 12, div.—*J. I. Grylls*, Pontardulaie, *Wm. Stubbs*, Llanelli, Carmarthenshire, and *Rich. B. Cousens*, York-sq., Stepney, Middlesex, engineers, Jan. 12 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Jan. 16 at 11, div. sep. est. of *Richard B. Cousens*.—*Henry Davies* and *Wm. Davies*, Liverpool, stock brokers, Jan. 19 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Thomas Burt*, High-street, Newington-batts, Surrey, grocer, Jan. 12 at 1, Court of Bankruptcy, London, div.—*R. G. Clode*, Windsor, Berkshire, corn merchant, Jan. 16 at half-past 11, Court of Bankruptcy, London, div.—*W. Wilton*, Upper Saint Martin's-lane, Middlesex, victualler, Jan. 15 at 1, Court of Bankruptcy, London, div.—*George Goddard*, Leicester, tea dealer, Jan. 15 at 2, Court of Bankruptcy, London, div.—*Sam. Mobbs*, Alexander-sq., Brompton, Middlesex, coal merchant, Jan. 19 at 12, Court of Bankruptcy, London, div.—*John Boddington*, Manchester, hop dealer, Jan. 19 at 11, Court of Bankruptcy, London, div.—*George Freeman*, Croydon, Surrey, grocer, Jan. 19 at 12, Court of Bankruptcy, London, div.—*David Jones*, Liverpool, linen draper, Jan. 15 at 11, District Court of Bankruptcy, Liverpool, div.—*James D. Green*, Leeds, Yorkshire, plaid manufacturer, Jan. 23 at 11, District Court of Bankruptcy, Leeds, div.—*John Newton*, Stockton, Durham, ship builder, Jan. 15 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—*John Matthews* and *Charles D. Matthews*, Chipping Norton, Oxfordshire, and Chipping Campden, Gloucestershire, bankers, Jan. 16 at 10, District Court of Bankruptcy, Birmingham, fin. div. sep. est. of *J. Matthews*.

### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Wm. Wilton*, Upper Saint Martin's-lane, Middlesex, victualler, Jan. 16 at 12, Court of Bankruptcy, London.—*Geo. Banks*, Lymington, Hampshire, builder, Jan. 12 at 11, Court of Bankruptcy, London.—*Jasper Taylor*, Noble-street, Saint Martin's-le-Grand, London, licensed victualler, Jan. 12 at 12, Court of Bankruptcy, London.—*C. Sims*, Dimmock's-wharf, Upper Ground-st., Surrey, wharfinger, Jan. 12 at 12, Court of Bankruptcy, London.—*Jos. Wilson*, Green's-end, Woolwich, Kent, assistant to a cheesemonger and grocer, Jan. 13 at 1, Court of Bankruptcy, London.—*Henry Buckland*, Charles-street, Manchester-square, Middlesex, cabinet maker, Jan. 13 at 11, Court of Bankruptcy, London.—*James Wain*, Bristol, stock and share broker, Jan. 15 at 11, District Court of Bankruptcy, Bristol.—*Rich. B. Cousens*, York-sq.,

Stepney, Middlesex, engineer, Jan. 16 at 11, District Court of Bankruptcy, Bristol.—*William Emmerson*, North Shields, Northumberland, banker, Jan. 15 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*J. Thompson*, Leeds, Yorkshire, tea dealer, Jan. 26 at 11, District Court of Bankruptcy, Leeds.—*Wm. Gylby*, East Retford, Nottinghamshire, apothecary, Jan. 27 at 12, District Court of Bankruptcy, Sheffield.—*Chas. Jas. Hammer*, Upper Lawn, Shropshire, cattle dealer, Jan. 23 at 11, District Court of Bankruptcy, Birmingham.—*Robt. L. Evans*, Liverpool, butcher, Jan. 15 at 11, District Court of Bankruptcy, Liverpool.—*Joseph Feeny*, Liverpool, hotel keeper, Jan. 15 at 11, District Court of Bankruptcy, Liverpool.—*Walter Hall*, Kingston, Herefordshire, miller, Jan. 20 at 11, District Court of Bankruptcy, Birmingham.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shown to the contrary on or before Jan. 12.

*John Robinson*, Leighton, Nantwich, Cheshire, cheese factor.—*Reuben Hemingway*, Liverpool, merchant.—*J. Henderson*, Anderton's Hotel, Fleet-st., London, bookseller.—*J. Dillon*, Hereford, ironmonger.—*Wm. Cole*, Birkenhead, Cheshire, estate agent.—*John Maddock*, Liverpool, tallow chandler.—*John Green*, Liverpool, wine merchant.—*Richard Walton*, Church-road, Battersea, Surrey, out of business.—*Richard Hawkins*, Newnham, Gloucestershire, out of business.—*Giles Bell*, Prittlewell, Essex, builder.—*Ebenezer Handcomb*, Woburn, Bedfordshire, dealer in watches.—*Henry Hutchens*, Portsea, Southampton, timber merchant.—*Robert Adkin*, Queen's-road, Notting-hill, Kensington, Middlesex, builder.—*Wm. Hinton*, Pudding-lane, Lower Thames-street, London, bricklayer.—*James Harper*, Dudley, Worcestershire, and Walsall Tipton and Bilston, Staffordshire, mercer.—*Richard Field*, Barge-yard, Bucklersbury, London, warehouseman.

#### FIATS ANNULLED.

*Wm. Norton*, Penzance, Cornwall, ironmonger.—*Richard W. Openshaw*, Birkenhead, Cheshire, wine merchant.—*John Edmondson*, Warrington, Lancashire, miller.

#### PARTNERSHIPS DISSOLVED.

*Chas. Handley and Thomas H. Kirby*, Warwick, attorneys and solicitors, (under the firm of Handley & Kirby).—*Wm. Burchell, Geo. A. Kilgour, and John Parson*, Parliament-st., Westminster, Middlesex, attorneys and solicitors, (under the firm of Burchell, Kilgour, & Parson).—*Hen. Hughes, Hen. S. Pairfoot, and Henry Webb*, Clement's-inn, attorneys and solicitors, (so far as respects Henry Hughes).

#### SCOTCH SEQUESTRATIONS.

*Alex. Bruce*, Fraserburgh, shipmaster.—*Thos. Mackenzie*, Beaulieu, innkeeper.—*John M'Dougall*, Glasgow, dyer.—*Rev. James Wilson*, Irongray, insurance broker.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*W. Snadden*, Ryde, Isle of Wight, Hampshire, shoemaker, Dec. 29 at 10, County Court of Hampshire, at Newport.—*John Dougherty*, Liverpool, butcher, Jan. 1 at 10, Liverpool District County Court, at Liverpool.—*G. Lambert*, Sheffield, Yorkshire, sugar manufacturer, Jan. 3 at 10, County Court of Yorkshire, at Sheffield.—*Hen. Redfearn*, Sheffield, Yorkshire, saw manufacturer, Jan. 3 at 10, County Court of Yorkshire, at Sheffield.—*Wm. Dixon*, Sheffield, Yorkshire, saw grinder, Jan. 3 at 10, County Court of Yorkshire, at Sheffield.—*Hen. Tomlinson*, Mayfield, Staffordshire, schoolmaster, Jan. 9 at 2, County Court of Derbyshire, at Ashbourne.—*Rich. Davies*, Liverpool, warehouseman, Jan. 1 at 10, Liverpool District County Court, at Liverpool.—*William Briddon*, Sheffield, Yorkshire, edge tool maker, Jan. 3 at 10, County Court of Yorkshire, at Sheffield.—*Thos. Rothwell*, St. Helen's, Lancashire, joiner, Jan. 9 at 12, County Court of Lancashire, at St. Helen's.—*William W. Bird*, Hereford, justices' clerk, Jan. 11 at 10, County Court of Herefordshire, at Hereford.—*William Broadstock* the younger, Corse, Gloucestershire, blacksmith, Jan. 18 at 10, County Court of Gloucestershire, at Newent.—*Herbert Martin*, Southampton, painter, Dec. 27 at 10, County Court of Hampshire, at Southampton.—*Jos. Martin*, Southampton, painter, Dec. 27 at 10, County Court of Hampshire, at Southampton.—*John Alexander*, Rochester, Kent, porkman, Jan. 11 at 10, County Court of Kent, at Ro-

chester.—*James Churehill*, Poole, attorney at law, Jan. 19 at 11, County Court of Dorsetshire, at Poole.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Jan. 8 at 11, before Mr. Commissioner PHILLIPS.

*John Fraser*, York-road, Lambeth, Surrey, commission agent.—*Edw. T. Wicks*, Canal-terrace, Camden-town, Middlesex, bricklayer.—*Wm. Tebey* the younger, Dartford, Kent, jobbing coach wheelwright.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Jan. 6 at 11, before Mr. Commissioner PHILLIPS.

*Jacob Smith*, Camden-street, Islington, Middlesex, builder.—*Richard Robert Thame*, Haddington-terrace, King-street, Greenwich, assistant to an ironmonger.—*James Gaston*, Epsom, Surrey, whitewash.—*Wm. D. Clarke*, Theobald's-road, Red Lion-square, Holborn, Middlesex, gas fitter.

Jan. 8 at 11, before the CHIEF COMMISSIONER.

*George Rolfe*, Anne-place, Hoxton, Middlesex, out of business.

Jan. 8 at 11, before Mr. Commissioner HARRIS.

*Wm. Robinson*, Southampton-wharf, Adam's-terrace, Camden-town, Middlesex, coal merchant.—*Thomas Cooke*, Crippllegate-buildings, London, out of business.—*John Spence* the elder, Folly-wall, Isle of Dogs, Poplar, near Blackwall, Middlesex, licensed victualler.—*Thomas Moorcock*, Lincoln's-inn-fields, Middlesex, labourer.—*John Crawley*, Queen-st., Soho, Middlesex, joiner.—*Benj. W. Hollamby*, White Horse-street, Stepney, Middlesex, commission shipping agent.—*Jas. Watson*, Fleet-street, and Holborn-hill, London, baker.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Gloucestershire, at GLOUCESTER, Jan. 6 at 10.

*Edward Wetherstone*, Cheltenham, plumber.

At the County Court of Lancashire, at LANCASTER, Jan. 5 at 10.

*John Jackson*, Waterloo Crosby, near Liverpool, gentleman.—*Hugh Brown*, Liverpool, merchant.—*Mary Woolley*, Liverpool, midwife.—*Jabez Summersgill*, Manchester, shopman to a bookseller.—*George Bradshaw*, Manchester, baker.—*Lambert Hall*, Oldham, in no business.—*John G. Birchwood*, Pendleton, near Manchester, bookkeeper.—*T. Dearden*, Oldham, out of business.—*John Ingham*, Hulme, Manchester, out of business.—*Robt. R. Blaise*, Kirkdale, out of business.—*John Edmondson*, Hulme, Manchester, out of business.

Jan. 6, at the same hour and place.

*John Asquith*, Liverpool, out of business.—*James Yule*, Hulme, out of business.—*Wm. F. Burdett*, Manchester, out of business.—*Thomas Kenyon*, Manchester, tin plate worker.—*John Daggere*, Preston, baker.—*Francis Price*, Manchester, upholsterer.—*George Bernard*, Cheekwood, out of business.—*Thomas Nevin*, West Derby, near Liverpool, baker.—*R. Dean*, Clitheroe, out of business.—*M. Potter*, Leyland, joiner.—*Abraham Brearley*, Millgate, near Rochdale, wheelwright.—*Wm. Smith*, Colne, agent for the Oxford-road Twist Company.—*Thomas Coope*, Little Bolton, out of business.—*Thos. Alesworth*, Liverpool, merchant.—*Robert Boardman*, Manchester, broker.—*Thomas Roberts*, Manchester, broker.—*W. Stafford*, Manchester, warehouseman.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Edward Stubbs*, Walsall, Staffordshire, gentleman, at Barnett & Marlow's, Walsall: 20s. in the pound.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the High Court of Chancery:—*Thomas Pittard Bagshaw*, of Manchester; *Frank Cavendish Ward*, of Prescott, Lancashire.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 3 Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, Law Bookseller and Publisher, residing at No. 41, Great Coram Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex. Saturday December 23, 1848.

# The Jurist

No. 625—VOL. XII.

DECEMBER 30, 1848.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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LONDON, DECEMBER 30, 1848.

THE Incorporated Law Society has put forth a sort of manifesto, printed in another part of this Number, under the title of "Rules of Practice relating to the Retainers of Counsel," adopted by a special general meeting of that Society. We suppose their next performance will be, rules relating to the manner in which counsel shall dress, or the style in which their chambers shall be kept; for the Incorporated Law Society can have just about the same authority in the one matter as the other.

We do not, certainly, object to the endeavour to have the rules of practice as to retainers settled; it would be very convenient that they should be so; but, we apprehend, it would be more consistent with a due regard to the rights and powers of the Bar, if the Incorporated Law Society had inquired what are the rules of practice adopted and recognised by the Bar as to retainers, and suggested objections, if objections fairly occurred, instead of laying down what rules shall in future govern the Bar. We have always advocated, to the fullest extent,—many persons have thought, to a foolish and quixotic extent,—the rights of clients and their agents, the solicitors and attorneys, to the services of counsel. We have done so, however, with reference to principles and rules already established; but it is really too extravagant a claim, on the part of the public and their agents, to say that they are to make new rules, referring to their intercourse with counsel, which are to be binding upon counsel: in other words, that in what is, in a sense, a matter of contract or arrangement between two parties, one is to make terms to bind the other. If there exist at present a certain rule as to any given question of retainer, by what authority can clients say that that rule shall be abolished, and counsel shall be bound by a new rule, to

the making of which they have not assented? Of course, any solicitor, or any body of solicitors, can refuse to retain counsel; except on the understanding that the retainer is to have a particular duration and effect; but, on the other hand, the Bar has as unquestionable a right to say that they will not acquiesce in the doctrine of retainer at all, or that, if they take retainers, they will accept them only on given conditions. The point is too clear for argument; and we shall, therefore, at once pass from it to the consideration of the merits of the proposed rules, not doubting that the Bar will be willing to sanction all that is really reasonable and beneficial to the public in them.

Now, some of the proposed rules are very rational; some are and some are not consistent with existing practice; and of some, the principle is altogether vicious. Of the latter class are those which require counsel to give notice to a client, whose retainer is either wholly or partially inoperative, before he accepts a retainer or brief from the opposite party. Such a liability to give notice is one that ought not to exist as a duty, because it entails on counsel a proceeding in many cases exceedingly onerous, and likely to breed confusion, and in others utterly at variance with all delicacy of feeling.

Suppose a general retainer to have been given to Mr. A., who practises in Chancery; a proceeding is instituted against his client at law, in which the opposing party, requiring, perhaps, an able conveyancer's argument, and thinking highly of Mr. A., offers him a brief; the counsel, before taking it, is to give notice to his Chancery client; in other words, to ask whether he will give him a brief. Can anything be more unpleasant to the feelings, nay derogatory to the position of the counsel? Can anything be more unpleasant to the solicitor, than to have to say to his counsel, "I do not want you." Such is the position in which the

trine of notice puts both parties. Apply the doctrine to the case of senior counsel in full practice, and its inconvenience will be manifest. Mr. A. has a special retainer for the plaintiff in a cause of B. v. C.: he will have probably twenty other retainers for the plaintiff in twenty other causes; any given number of these retainers fails, and the causes, or some of them, are coming on to be heard on a given day. On the preceding day the defendants tender briefs to Mr. A., the plaintiffs not having done so; Mr. A. cannot accept, and, of course, cannot read any of those briefs till he has given notice to the plaintiffs, and had their answers. He is, therefore, precluded from giving his services to the defendants during a considerable portion of the time at his disposal, in order to give the plaintiffs an opportunity of saying they do not require them. Looking at the carelessness in preserving their retainers, which such a system would inevitably engender in solicitors, we apprehend that the rule suggested would be a most mischievous one. In this, as in other legal matters, *vigilantibus non dormientibus* should be the rule. If counsel are worth retaining at all, they are worth the trouble of keeping the retainer alive; and the counsel ought not to be put to the trouble of serving notices, and the degradation of a quasi application for briefs, to save the solicitor the trouble of a little thought and attention. Part of the same reasoning applies to the proposed rule, that junior counsel having drawn pleadings or advised for one party, cannot, without notice, accept a retainer from, or draw pleadings for, or advise the other party. But here there are additional reasons against the rule. Pleadings or opinions are often prepared for, or given to, casual clients, who consult the particular counsel in the particular case, for reasons with which he has nothing to do, and never asks. Having drawn the pleadings or given the opinion, he hears no more of his clients, perhaps for months. They are perfect strangers to him. If they intend to retain him, they know where to find him. If they do not, why should he be required to go through the form of giving to them a notice which can have but one answer, viz. that they do not require his services?

It is perfectly obvious, that this proposed rule of expecting counsel once employed on behalf of one party to decline a retainer or brief on behalf of his opponent, without first giving notice to the party originally employing or retaining, is nothing more than a quaint, we will not say a cunning, for it is a very shallow device, for saving solicitors from the trouble of thinking whether they wish to retain, and from the further trouble of actually retaining the counsel whom they have first employed.

The 5th and 12th of the proposed rules are in direct opposition to the existing practice, and cannot be expected to be noticed by senior counsel. The present undoubted practice is, that if a Queen's counsel is retained, his retainer fails, if on any occasion an application is made in open court without giving him a brief. We say nothing about the question, whether it is a good or a bad practice; but it is the practice, as firmly settled as the practice that a bill must be signed by counsel. The practice proposed is, to transfer to the solicitor the right of determining that a leading counsel shall be bound by his retainer, whether, on any appli-

cation to the Court, a brief is delivered to him or not. We can only say, that if the senior counsel acquiesce in this species of dictation, their silk gowns are but a mockery and a snare, and are scarcely worth more than the noise of their superior rustle.

Subject to the foregoing observations, the rules proposed by the Incorporated Law Society appear to us, in the main, rational, and fit to be adopted by the Bar; but, before concluding, we would wish to offer this remark: that solicitors and their clients make a very great mistake, if they imagine, that, because counsel have prepared pleadings, or advised, or held a brief, therefore they are likely, should they be engaged by the opposite party, to carry into the enemy's camp their previously acquired knowledge. In the first place, counsel, extensively employed, make a point of forgetting every pleading they have drawn, or brief they have held, as soon as the business is concluded; if they did not, they could never keep a clear mind. In the next place, counsel are trained specially to the habit of looking only at the information before them, and would no more think of defeating a defendant by means of some knowledge acquired in that defendant's service, unless it appears in the plaintiff's brief and evidence, than they would of asking a judge to decide upon his preconceived notions, instead of the evidence in the cause before him.

It is satisfactory to us, in closing the year, to be enabled to remind our readers that the view taken by a writer in this work some time ago, (9 Jur. 514), upon the point doubted in *Story v. Tunge*, (7 Beav. 91), and afterwards the subject of several decisions, has been confirmed in a very recent case, not yet reported, by the Lord Chancellor, overruling *Hall v. Hugonin*, (14 Sim. 595), and *Bishopp v. Colebrook*, (11 Jur. 793); so that we may now reverse the statement that we were compelled to make in a former leading article (11 Jur. 406) on the authority of the cases last mentioned, and say, that it must now be considered settled, almost beyond the possibility of dispute, that the reversionary interest of a married woman in personalty not settled to her separate use, is *not*, by any contrivance, however cunning, capable of being barred. We are not yet in possession of any accurate note of the Lord Chancellor's judgment on this important point, but a report of it will be inserted at the earliest possible opportunity.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen *Masters Extraordinary* in the High Court of Chancery:—Lawrence Pemberton Rowley, of Bilston, Staffordshire; Rowland Varley, of Bolton-le-Moors, Lancashire; George Williams, of Cardiff, Glamorganshire; Alfred Carter, of Coventry, Warwickshire; Thomas Phillips the younger, of Plymouth, Devonshire.

**MEMBERS RETURNED TO SERVE IN PARLIAMENT.**—Edmund Denison, Esq., for the county of York, (West Riding), in the room of the Right Hon. George William Frederick Howard, commonly called Viscount Morpeth, now Earl of Carlisle, called up to the House of Peers.—The Hon. Edward Henry Stanley, for the Borough of King's Lynn, in the room of William George Frederick Cavendish Bentinck, commonly called Lord William George Frederick Cavendish Bentinck, deceased.



### Rebirth.

*A Treatise on the Conflict of Laws of England and Scotland.* By JOHN HOSACK, of the Middle Temple, Barrister at Law. Part First.

[William Blackwood & Sons, London and Edinburgh, 1847.]

Mr. Hosack mentions in his Preface that the idea of this treatise was suggested by the work of the late Professor Story, from which, he adds, he has derived much valuable assistance. As we feel some confidence that Mr. Hosack's work, if well executed, will prove very useful to the practitioner, we beg to caution him, and we hope our caution will reach him in time, against placing much reliance on any assistance to be obtained from Professor Story, whose compilations are not remarkable for the light they throw upon any dark question, and are besides not always entitled to the praise of accuracy and consequent trustworthiness.

Mr. Hosack, in a well-written Introduction, containing a clear and condensed account of the rise of the new branch of jurisprudence which forms the subject of his work, says, that the cause of many of the most important differences now existing between the laws of England and those of Scotland was the war occasioned by the claim of Edward the Third to the Crown of France. But it was rather the claim of Edward the First upon the Crown of Scotland, and the twenty years' war of independence that arose out of that claim, that produced the effect mentioned. From that time the relation of the two countries to each other was completely altered. We no longer find the same persons, as before, in the cases of the Umfravills, the Comyns, the Bruces, barons of both kingdoms\*. The close alliance between Scotland and France was one of the consequences of this, as the separation between Scotland and England, in customs and laws, was another.

The following is a list of the contents of this first part of Mr. Hosack's work:—Chap. 1. General Rules of International Law. Chap. 2. On Domicile, as it affects Civil Status and Succession. Chap. 3. Civil Status—Legitimacy. Chap. 4. Civil Status—Minority and Guardianship—Lunatics and Aliens. Chap. 5. The Marriage Contract. Chap. 6. Effect of Marriage on the Property of the Husband and Wife. Chap. 7. Divorce.

The second part, Mr. Hosack informs us, in his Preface, will contain the Law of Real and Personal Succession, Contracts, and Bankruptcy.

In stating (pp. 58 et seq.) the much-discussed case of *Doe d. Birtwhistle v. Vardill*†, (5 B. & C. 438; 9 Bligh, 32; West, 500), Mr. Hosack gives considerable prominence to Lord Brougham's comments thereon, and likewise quotes Professor Story, as approving of those comments, and as confessing himself wholly unable to reconcile the decisions.

In the cases of *Sheddan v. Patrick* and *Strathmore v. Bowes*, (cited 9 Bligh, N. S., 51, 52), it was decided, that certain parties were, as Lord Redesdale said, "bastard by the law of their birthplace, and therefore bastard in Scotland, where the rights claimed respected real estate." In the case of *Doe d. Birtwhistle v. Vardill* it was decided, that a person legitimate by the law of Scotland, to all intents and purposes could, nevertheless,

\* Gilbert de Umfravill, indeed, was still summoned to the English Parliament as Earl of Angus, from 27th January, 6 Edw. 2, 1332, to 26th August, 4 Rich. 2, 1380. His father and grandfather had likewise been summoned to the English Parliament as "Comites de Angos."

† Mr. Hosack cites part of the reference to this case thus: 9 Bligh Rep.; 1 West, Appeal Cases. In English law-books the page is always given; this obviously saves time and trouble to those using the reference; and the usual abbreviations may be found in any of the catalogues of modern law-books.

less, not inherit real estate in England, because the legitimation was effected per subsequens matrimonium; and the law of England had distinctly declared that such a legitimation was not sufficient for the purpose of inheriting land in England; this particular rule of the English law having, to borrow the words of Chief Justice Tindal, in delivering the opinion of the judges, "been framed for the direct purpose of excluding, in the descent of land in England, the application of the rule of the civil and canon law, by which the subsequent marriage between the father and mother was held to make the son born before marriage legitimate." We cannot perceive that there is here any inconsistency, or that the cases of *Sheddan v. Patrick* and *Strathmore v. Bowes* could be in any degree made to govern the case of *Doe d. Birtwhistle v. Vardill*. There is a general rule, and there is an exception to that general rule. The general rule is, that persons illegitimate by the law of their birthplace are illegitimate everywhere else. The exception in the case of England is as stated above. The cases of *Sheddan v. Patrick* and *Strathmore v. Bowes* fall under the general rule; and the case of *Doe d. Birtwhistle v. Vardill* falls under the exception. Lord Brougham says: "Your Lordships declared that the *lex loci rei sitæ* should not be regarded where it differed from the *lex loci contractus et nativitatis*; you decided that where the former law declared for legitimacy, it should yield to the latter, which declared for bastardy." But this is not quite a fair statement. The *lex loci rei sitæ*, in the cases referred to, was the law of Scotland, and it did not declare for legitimacy, because it had adopted the general rule above stated in the matter, and the *lex loci nativitatis* declared for bastardy. His Lordship proceeds: "How can you be called upon here to decide that the *lex loci rei sitæ* shall overrule the other law, and that again in favour of bastardy? I profess my inability to understand how these two decisions of the same question can in any way stand together." The answer is, that it is not the same question.

Mr. Hosack says, (p. 154), "An alien, or a person 'born out of the Queen's allegiance, cannot be tenant 'in curtesy, [by the curtesy,] unless he be either naturalised or made a denizen. The first of these privileges 'is now conferred by a certificate to be obtained from 'one of the principal Secretaries of State, [under stat. '7 & 8 Vict. c. 66]; the second, by letters-patent from 'the Queen. The former has the effect generally of 'removing all disabilities, past as well as future; the 'latter only from the date of the instrument." He adds, indeed, as a note to "removing all disabilities," "Vide, as exception to this rule, *Cullingwood v. Pace*, (Bing. 445); *Fish v. Klein*, (2 Mer. 431)." But his statement of the law, even with this reservation, is calculated to mislead. Acts of naturalisation have not a retrospective operation, according to the ordinary form, which is, that the alien "shall be, and is hereby from henceforth, naturalised, and shall be, to all intents and purposes, reputed and taken to be, in every condition, respect, and degree, as if he had been a natural-born subject within the United Kingdom," &c. And the stat. 7 & 8 Vict. c. 66, empowering the Secretary of State to grant certificates of naturalisation, does not appear to give more than an ordinary act of naturalisation, as it enacts, "That, upon obtaining the certificate and taking the oath hereinafter prescribed, every alien now residing &c. shall enjoy all the rights and capacities which a natural-born subject of the United Kingdom can enjoy or transmit, except," &c.

The conflict of laws sometimes renders the question of administration very complicated and difficult. We will give an example of the difficulties of this kind that we have met with in practice, in the hope that Mr. Hosack, in his second part, may furnish some help in regard to similar ones.

A., domiciled in Scotland, died, having a claim on the British Government, which was recovered some years after his death by one of his relatives, and paid to a party who took out administration in England. In consequence of the state of A.'s affairs at the time of his death, there was some doubt whether the administrator would be safe in paying any part of the money over to the next of kin of the deceased without the sanction both of the English Court of Chancery and the Scotch Court of Session. The parties interested in the fund were unwilling to incur the expense of English Chancery proceedings as well as of proceedings in the Court of Session; and one consequence of this was, that the administrator kept the fund in his hands for about ten years without paying any interest.

We wish Mr. Hosack would persuade his printer to print his marginal and foot notes in type of the size usually employed for that purpose in English law-books. We have noticed that some Scotch printers seem to think that they improve the appearance of their work by making a very striking contrast between the text and the notes—a great mistake.

As a specimen of Mr. Hosack's style, we extract from his Introduction the following passage explanatory of the nature of the subject which forms the title of his work:—

"The discussions of the jurists upon questions of international law naturally divide themselves into two great branches; the one relating to the public rights of nations, the other to the private interests of individuals. The former—such as the rights of peace and war, the interpretation of treaties, the privileges of ambassadors, and other questions directly affecting the interest and dignity of nations—must necessarily be left to the determination of the supreme government of each state; the latter—involving a consideration of the effect of foreign upon domestic laws, when these happen to be in conflict, and when the matter at issue relates solely to the rights of private persons or property—fall under the cognisance of the ordinary tribunals of justice. It is to the latter branch of this extensive subject only, and which from its nature may be denominated private international law, that it will be necessary, in the course of the following treatise, frequently to refer.

"In England, for obvious reasons, this interesting branch of jurisprudence has not assumed the same degree of importance as in various other states. But our comparatively isolated position did not prevent the introduction of the study of the law of nations at an early period of its history. In the year 1585 an Italian jurist, the most celebrated of the age, was appointed professor of jurisprudence at Oxford. He held that office for many years, and was succeeded by Dr. Zouche, a learned English civilian, who afterwards became judge of the Court of Admiralty. Sir Leoline Jenkins, whose extensive knowledge of public law was appreciated, as well in France and Holland as in his native country, next presided over the same court; and it is impossible, in referring, however cursorily, to the English jurists of the seventeenth century, to omit the name of Selden. But it was principally to questions of public law that the attention of these learned persons appears to have been directed; and it has been observed by a high authority, that the discussions of the foreign jurists on the conflict of laws generally were almost unknown in England before the time of Lord Hardwicke. This remark, however, must be received with some qualification, for there is ample evidence of the recognition, upon enlightened principles, of foreign laws in England long before the period referred to; but it may be admitted, that the eminent person last named, and after him Lords Mansfield and Stowell, three jurists of whom it would be difficult to name the most distinguished,

have mainly contributed towards the establishment of this branch of jurisprudence in Great Britain.

"From the greater infusion of Roman law into the jurisprudence of Scotland, there is found, in the earlier decisions of the Court of Session, a much more frequent reference to foreign authorities than at a corresponding period in England. The doctrines of international law, however, do not appear to have made much real progress in the former country before the middle of the last century. The publication of the ingenious treatise of Lord Kaimes about that time shews, indeed, that the subject had attracted attention; but the principles which were then allowed to regulate the most important questions of mixed rights were then but ill defined—a circumstance proved by the remarkable fluctuation which the law of international succession underwent after that period, and to which it will be necessary to refer in another part of this treatise. For practical purposes, indeed, this branch of law may be said to be of simultaneous growth in the two countries; for the jurisprudence of Scotland appears to be in many respects indebted to the same eminent jurists who first established its principles in the sister kingdom.

"But, although the labours of the learned, powerfully aided as they have been by judicial skill, have cleared away many difficulties, and fixed numerous rules for the adjustment of conflicting laws, various questions, involving interests of deep importance to society, still remain in a state of perplexing uncertainty. There is, however, one remarkable feature in the present age, by means of which it is possible that these evils may be eventually diminished, if not altogether removed. The unprecedented facility for intercourse between nations will, in all probability, render questions of foreign and conflicting laws of much more frequent occurrence. The necessity of determining these upon equitable principles must lead to a more extensive acquaintance, as well with the writings of the best authorities, as with the practice of foreign states, and an approximation may at length be made to that universal system of international comity, which it is the ultimate object of this branch of jurisprudence to establish."

## RETAINER OF COUNSEL.

The following new rules of practice relating to the retainers of counsel were adopted unanimously at a special general meeting of the Incorporated Law Society, held on Wednesday, the 29th November:—

### GENERAL RETAINERS.

1. That a general retainer applies to all courts in which the counsel receiving it shall practise.
2. That if the counsel should be offered a special retainer by the opponent of the party having given such general retainer, in any other court than that in which he shall usually practise, the general retainer entitles the party giving it to notice before the offered retainer is accepted.
3. That the general retainer lasts for the joint lives of the client and counsel, or so long as the counsel continues in practice, except it be lost, according to any of these rules.
4. In case a special retainer or brief is offered to counsel against the party who has given a general retainer, the counsel is at liberty to accept the special retainer or brief of the other party, unless within one week after issue joined, or replication filed, a special retainer or brief be given by the party who gave the general retainer.

5. Where a general retainer has been given and a brief is not delivered to the retained counsel in any action, suit, or other proceeding, in which the party giving the general retainer is concerned, (and pending in the court wherein the counsel usually practises), the general retainer is entirely lost, unless in cases where a brief is given to a junior counsel only, and the services of the retained counsel appear unnecessary to the retaining solicitor.

6. Where a general retainer is given for one person, and he is sued with others, and he defends separately, the retainer is binding; but it is otherwise if he defend jointly.

#### CORPORATION AND PARTNERSHIP RETAINERS.

7. Subject to the foregoing rules, a general retainer given for a corporation will continue, unless the corporation be dissolved, or the grant of a new charter be accepted.

8. When a general retainer is given for a partnership or firm, it continues so long as the style of the partnership or firm continues, and extends to all matters affecting the partnership, notwithstanding all the partners may not be included in the action or actions brought.

9. A general retainer may be given for a provisional committee in respect of any subject of action or suit by or against such committee, or any member or members of it, arising out of the concern in which they are provisional committeemen.

#### SPECIAL RETAINERS.

10. A special retainer may be given as well before as after the commencement of an action at law, or suit in equity, or a proceeding in bankruptcy.

11. A special retainer gives the client a right to the services of the counsel during the whole progress of the cause, including interlocutory applications and bills of exception and rehearsings.

12. The retained counsel is entitled to a brief on every occasion in which the case is brought before the Court in which he usually practises, except where the services of the junior counsel only appear to the retaining solicitor necessary.

#### CIRCUIT RETAINERS.

13. A special retainer in a country cause must be given for a particular assize.

14. If the venue be changed for another place on the same circuit, a fresh retainer is not required.

15. If the cause be not tried at the assize for which the retainer is given, the retainer must be renewed for every subsequent assize until the cause is disposed of, unless a brief has been delivered, and then the usual refresher fee is sufficient.

16. A retainer may be given for future assizes, without a retainer for the intervening assizes, unless notice of trial shall have been given for such intervening assizes.

17. Where a renewed retainer is necessary, it must be given before the end of the term preceding the assize.

18. In any case requiring the renewal of a retainer, an adverse brief or retainer cannot be accepted without notice to the original client.

#### APPEALS, WRITS OF ERROR, AND NONSUITS.

19. A special retainer, in an appeal, or on a writ of error, may be given before the appeal has been lodged, or the writ of error issued.

20. Counsel in the original cause cannot accept a retainer on an appeal or writ of error for the opposite party, without affording the client in such original cause the opportunity of giving such retainer.

21. After a nonsuit, a retainer cannot be accepted from the adverse party in a second action without notice

to the client for whom a brief has been held in the first action.

#### OPINIONS AND PLEADINGS.

22. Where counsel has drawn pleadings, or advised, during the progress or in contemplation of an action or suit, a retainer cannot be accepted from, or pleadings drawn for, or advice given to, the opponent, without notice to the first client.

#### PROMOTION OF COUNSEL.

23. The retainer of a counsel does not cease upon his being promoted to a higher rank at the bar.

#### FORM OF RETAINER.—NOTICE.

24. When a retainer is given by the plaintiff in a cause *A. v. B.*, and an action or suit is afterwards brought by *B. v. A.*, the counsel cannot take the retainer of *B.* without notice to *A.*, if the causes of action are connected.

25. A mistake in the title of an action or suit does not render the retainer inoperative, if it can be shewn that the cause of action or suit is the same, and that there is no other to which the retainer can apply.

26. The notice to the client mentioned in these rules is intended to afford him an opportunity to give a special retainer to counsel.

#### AMOUNT OF FEES.

27. The fees given for general retainers are as follow:  
In the Courts of Queen's Bench, Common Pleas, and Exchequer of Pleas, five guineas.  
In Chancery and Bankruptcy Appeals, five guineas.  
In Bankruptcy, five guineas.  
In Parliament, ten guineas.  
In the Privy Council, ten guineas.

28. The fees given for special retainers are as follow:  
At Common Law or in Equity, one guinea.  
In Parliament, on Bills and Election Committees, five guineas.  
In Appeals to the House of Lords, two guineas.  
In the Privy Council, two guineas.

#### Court Papers.

EQUITY SITTINGS, HILARY TERM, 12 VICT.  
1849.

#### Rolls Court.

*Before the Right Hon. the MASTER OF THE ROLLS.*

Thursday .. Jan. 11	Motions.
Friday .. 12	Petitions in the General Paper.
Saturday .. 13	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Monday .. 15	
Tuesday .. 16	
Wednesday .. 17	Motions.
Thursday .. 18	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Friday .. 19	
Saturday .. 20	
Monday .. 22	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Tuesday .. 23	
Wednesday .. 24	
Thursday .. 25	Motions.
Friday .. 26	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Saturday .. 27	
Monday .. 29	
Tuesday .. 30	Petitions in the General Paper.
Wednesday .. 31	Motions.

Short Causes, Consent Causes, and Unopposed Petitions every Saturday at the sitting of the Court.

*Notice.*—Consent Petitions must be presented, and Copies left with the ~~clerk~~ *clerk*, on or before the Thursday preceding the Saturday intended they should be heard.

## London Gazette.

TUESDAY, DECEMBER 26.

## BANKRUPTS.

**WILLIAM BRUCE**, Albany-street, Regent's-park, Middlesex, baker, Jan. 4 and Feb. 9 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Webber, 3, Caroline-street, Bedford-square.—Fiat dated Dec. 20.

**THOMAS TILBURY HAYDON**, Wandsworth, Surrey, butcher, Jan. 11 at 12, and Feb. 2 at 11, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Smith & Co., Basinghall-street, London.—Fiat dated Dec. 22.

**ANDREW DAVIDSON YOUNG**, late of Gracechurch-st., London, and of Boxworth-grove, Islington, Middlesex, commission agent, dealer and chapman, Jan. 1 at half-past 1, and Feb. 5 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Lloyd, Milk-street.—Fiat dated Dec. 21.

**PATRICK CRUICKSHANK, JOHN MELVILLE**, and **WILLIAM FAUNTLEROY STREET**, Austin-frisers, London, merchants, dealers and chapmen, (trading, or lately trading, under the firm of Cruickshank, Melville, & Co.), Jan. 11 at 1, and Feb. 13 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. J., C., & H. Freshfield, 5, New Bank-buildings, Lothbury.—Fiat dated Dec. 19.

**ANDREW SMITH**, of Marylebone-street, Regent-street, and late of Millwall, Poplar, Middlesex, wire rope manufacturer, Jan. 9 at 1, and Feb. 5 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Wheelock, 10, Chancery lane.—Fiat dated Dec. 20.

**OWEN PARRY**, late of Fleet-street, London, carver, but now a prisoner for debt in the Queen's Prison, Surrey, Jan. 6 and Feb. 17 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Wilson, Furnival's-inn.—Fiat dated Dec. 20.

**CHARLES WHITE DILLON**, Rathbone-place, Oxford-st., Middlesex, carrying on business with George Rowney, George Edward Rowney, and Frederick William Rowney, as artists' colourmen and stationers, dealers and chapmen, Jan. 3 at half-past 12, and Feb. 8 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Dec. 15.

**FRANCIS DOUGLAS HAVILAND**, Burwash, Sussex, hop merchant, dealer and chapman, Jan. 8 and Feb. 9 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Walker, 13, Furnival's-inn.—Fiat dated Dec. 23.

**JOHN HALL**, Shrewsbury, Shropshire, timber merchant, dealer and chapman, Jan. 10 at 12, and Jan. 30 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Hodgson, Birmingham; Gordon, Shrewsbury.—Fiat dated Dec. 16.

**ANTHONY GARDINER the younger**, Chepstow, Monmouthshire, timber and bark merchant, dealer and chapman, Jan. 9 and Feb. 9 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. W. & C. Bevan, Bristol; White & Co., Bedford-row, London.—Fiat dated Dec. 20.

**WILLIAM TOMS the younger**, now of Honicknowle, Saint Budeaux, Devonshire, and formerly of Saltash, Cornwall, victualler, Jan. 10 and 31 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Beer & Rundle, Devonport; Stogdon, Exeter; Penkivil, West-st., Finsbury-circus, London.—Fiat dated Dec. 16.

**WILLIAM BRYAN the younger**, Garton on the Wolds, Yorkshire, coal dealer and corn merchant, dealer and chapman, (carrying on business there and also at Great Driffeld, Yorkshire), Jan. 10 and 31 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Carrick; Sols. Hodgson, Great Driffeld; Bell, Hull; Chilton & Co., Chancery-Lane, London.—Fiat dated Dec. 8.

**JOSEPH ELLIOTT**, Liverpool, draper, dealer and chapman, Jan. 10 and Feb. 5 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, Cheapside, London.—Fiat dated Dec. 21.

## Merchants.

**Thomas Wallis**, Oxford-st., Middlesex, woollen draper, Jan. 10 at 1, Court of Bankruptcy, London, pr. d.—**William Hoole and John Leachyer**, St. James's-walk, Clerkenwell, Middlesex, metal tool merchants, Jan. 17 at 11, Court of Bankruptcy, London, last ex. of **John Leachyer**.—**Richard Castle Lawrence**, Broadstairs, Isle of Thanet, Kent, licensed victualler, Jan. 18 at 2, Court of Bankruptcy, London, last ex.—**Wm. Shaw the younger**, Salford, Lancashire, printer, Jan. 3 at 11, District Court of Bankruptcy, Manchester, ch. ass.; at 12, last ex.—**James Crossley**, Horwecroft, Rochdale, Lancashire, victualler, Jan. 5 at 12, District Court of Bankruptcy, Manchester, last ex.—**Giles Bell**, Pritchwell, Essex, builder, Jan. 19 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Charles Howard**, Kingston, Surrey, and of Great Tower-st., London, wine merchant, Jan. 17 at 11, Court of Bankruptcy, London, aud. ac.—**Alex. Turnbull**, Blue Anchor-road, Bermondsey, Surrey, and Russell-square, Middlesex, tanner, Jan. 19 at 12, Court of Bankruptcy, London, aud. ac.—**Thos. Maskell Cook**, Bath, publican, Jan. 22 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**Wm. Seddaly**, Kingston-upon-Hull, millwright, Jan. 31 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.; Feb. 14 at half-past 10, div.—**Wm. Dawe**, Exeter, plasterer, Jan. 24 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Jan. 25 at 1, div.—**Sam. Gundry and Walter Rustace Gundry**, Bridport, Dorsetshire, bankers, Jan. 17 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Jan. 18 at 1, div. sep. est. of **Walter Rustace Gundry**.—**Wm. Fowler**, Coston, Devonshire, auctioneer, Jan. 24 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Jan. 25 at 1, div.—**Isaac Lindo Mocatta**, Liverpool, commission merchant, Jan. 16 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Jan. 19 at 11, div.—**Geo. Ed. Dinsdale**, Middleham, Yorkshire, scrivener, Jan. 18 at 11, District Court of Bankruptcy, Leeds, aud. ac.—**John Pullens the younger**, Selby, Yorkshire, brewer, Jan. 18 at 11, District Court of Bankruptcy, Leeds, aud. ac.—**Wm. Cole**, Apperley-bridge, Calverley, Yorkshire, consulting engineer, Jan. 18 at 11, District Court of Bankruptcy, Leeds, aud. ac.—**Wm. Wallace and George Darnall**, Sunderland, Durham, butchers, Jan. 19 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**John Cox**, Bishopwearmouth, Sunderland, Durham, grocer, Jan. 19 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**Chas. Wright**, Sunderland, Durham, hatter, Jan. 19 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**John Thompson Phys.**, Darlington, Durham, linen draper, Jan. 19 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**J. Wilkinson**, Stockton-upon-Tees, Durham, wharfinger, Jan. 19 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**M. Ramsay and R. Ramsay**, Scotswood, Northumberland, paper manufacturers, Jan. 19 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—**Micb. Polett**, Upper Somerford-street, Mile-end, Middlesex, looking-glass manufacturer, Jan. 19 at 11, Court of Bankruptcy, London, div.—**John Henderson**, Belfast, Antrim, Ireland, bookseller, Jan. 19 at 1, Court of Bankruptcy, London, div.—**W. Nutt**, Budge-row, London, tea dealer, Jan. 19 at 11, Court of Bankruptcy, London, div.—**James Gerry**, Gilbert-street, Oxford-street, Middlesex, builder, Jan. 19 at half-past 11, Court of Bankruptcy, London, div.—**Thos. C. Stanbrough**, Berner's-street, Oxford-street, Middlesex, wine merchant, Jan. 19 at half-past 1, Court of Bankruptcy, London, div.—**Elizabeth Curtis and Thos. J. Curtis**, Aylesbury, Buckinghamshire, plumbers, Jan. 19 at 1, Court of Bankruptcy, London, div.—**Emanuel Parkinson**, Whitchy, Yorkshire, grocer, Jan. 19 at 1, Court of Bankruptcy, London, div.—**Henry Howell**, Shrewsbury, Shropshire, draper, Jan. 17 at 11, Court of Bankruptcy, London, div.—**John Teasel**, Norwich, carpenter, Jan. 17 at 11, Court of Bankruptcy, London, div.—**John Laszlo**, Rickmansworth, Hertfordshire, coal merchant, Jan. 17 at half-past 11, Court of Bankruptcy, London, div.—**H. Searle**, Oxford, tailor, Jan. 17 at 12, Court of Bankruptcy, London, div.—**Henry S. Searle**, Queen's-place, Kennington, Surrey, dealer in surgical instruments, Jan. 17 at half-past 11, Court of Bankruptcy, London, div.—**Geo. H. Haworth and Robt. Archbutt**, Manor-street, King's-road, Chelsea, Middlesex, ironmongers, Jan. 17 at 12, Court of Bankruptcy, London, div.—**George M'Donnell**, Mincing-lane, London, wine broker, Jan. 18 at 12, Court of Bankruptcy, London, div.—**John**

*Gates, Jos. Coates, Robert Thos. Barfield, and George Bech,* Watling-street, London, warehousemen, Jan. 18 at 12, Court of Bankruptcy, London, div.—*Wm. R. Nicholas,* Clement-lane, London, insurance broker, Jan. 18 at half-past 12, Court of Bankruptcy, London, div.—*Christopher Green,* St. Mary Overies-dock, Southwark, Surrey, wharfinger, Jan. 18 at half-past 11, Court of Bankruptcy, London, div.—*John Haddock,* Bury St. Edmund's, Suffolk, pawnbroker, Jan. 18 at 11, Court of Bankruptcy, London, div.—*Wm. Tomlin,* Charing-cross, Middlesex, carpet warehouseman, Jan. 18 at 11, Court of Bankruptcy, London, div.—*Henry Carpenter,* Cranbourne-street, Leicester-square, Middlesex, oil merchant, Jan. 18 at half-past 11, Court of Bankruptcy, London, div.—*F. Pinder,* Bishop's Stortford, Hertfordshire, tanner, Jan. 17 at 1, Court of Bankruptcy, London, div.—*Henry Clark,* Redcross-street, London, and Plummers-row, Whitechapel, Middlesex, oil merchant, Jan. 17 at half-past 12, Court of Bankruptcy, London, div.—*John Brocklehurst,* High Holborn, Middlesex, lamp manufacturer, Jan. 17 at 1, Court of Bankruptcy, London, div.—*John Lucas,* Cardiff, Glamorganshire, general shopkeeper, Jan. 18 at 12, District Court of Bankruptcy, Bristol, div.—*Alex. Walker the elder and Martin Walker,* Birmingham, *Alex. Walker the younger,* Philadelphia, North America, and *Richard Hasluck,* Philadelphia, merchants, Jan. 23 at 10, District Court of Bankruptcy, Birmingham, div.—*James Horsfield,* Sunderland, Durham, merehand tailor, Jan. 18 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Thos. Tyson,* Whitehaven, Cumberland, builder, Jan. 18 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Jonas M'George,* Wardour-st., Soho, Middlesex, ironmonger, Jan. 17 at half-past 12, Court of Bankruptcy, London, div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Wm. Farlar,* Brompton-square, Middlesex, builder, Jan. 19 at 12, Court of Bankruptcy, London.—*Jos. Vaile,* High Holborn, Middlesex, auctioneer, Jan. 18 at 1, Court of Bankruptcy, London.—*Mary Norgate,* Tavistock-villas, Tavistock-square, Middlesex, schoolmistress, Jan. 18 at 12, Court of Bankruptcy, London.—*James Norton,* Johnstone, Renfrewshire, Scotland, manufacturer, Jan. 18 at 11, Court of Bankruptcy, London.—*Alex. Turnbull,* Blue Anchor-road, Bermondsey, Surrey, and Russell-square, Middlesex, tanner, Jan. 19 at 12, Court of Bankruptcy, London.—*S. G. Fryman,* Rye, Sussex, wine merchant, Jan. 19 at 11, Court of Bankruptcy, London.—*James Noble and Richard Eaton Noble,* Down-street, and Ebury-street, Fimlico, Middlesex, plumbers, Jan. 17 at 2, Court of Bankruptcy, London.—*J. C. Dicker,* Vere-street, Oxford-street, Middlesex, merchant, Jan. 17 at 1, Court of Bankruptcy, London.—*M. L. Benussan, Saml. Levy Benussan, Jacob Levy Benussan, and Joshua Levy Benussan,* Magdalen-row, Great Prescott-street, Goodman's-fields, Middlesex, merchants, Jan. 17 at 12, Court of Bankruptcy, London.—*Rich. Wm. M'Donnell,* Bilton, Gloucestershire, paper manufacturer, Jan. 19 at 11, District Court of Bankruptcy, Bristol.—*Wm. Angus,* Gatehead, Durham, banker, Jan. 18 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Jas. Jepson,* Driffield, Yorkshire, draper, Jan. 31 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Owen Roberts,* Tyn-y-Coed, Penmachno, Carnarvonshire, cattle dealer, Jan. 18 at 11, District Court of Bankruptcy, Liverpool.—*George Crocker,* Yeovil, Somersetshire, ironmonger, Jan. 31 at 11, District Court of Bankruptcy, Exeter.—*Edward Lyne,* Liskeard, Cornwall, attorney at law, Jan. 31 at 11, District Court of Bankruptcy, Exeter.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Jan. 16.*

*Chas. E. Newcomen,* Austin-friars, London, merchant.—*Joseph Green,* Hansdon, Hertfordshire, blacksmith.—*W. D. Evans,* Bread Winsor, Dorsetshire, butter merchant.—*John Westlake,* Tavistock, Devonshire, cattle salesman.—*Thomas Newstead,* Norwich, linen draper.—*John Noble,* Liverpool, maker.—*Wm. Payne,* Lewes, Sussex, clothier.—*Wm. Darby,* Walsham-in-the-Willows, near Bury St. Edmund's, Suffolk, maker.—*Richard Fosley,* Herne, Kent, brick maker.—*Robt. John Cambridge,* Cheltenham, Gloucestershire, cigar dealer.

## PARTNERSHIPS DISSOLVED.

*Ralph Comthard,* Durham, and *Richard C. Cross,* Kirkby Stephen, Westmoreland, attorneys and solicitors, (under the firm of Coulthard & Cross, Kirkby Stephen).—*John Bubb,* Robert S. Lingwood, and *Benj. Bubb,* Cheltenham, Gloucestershire, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Robert T. Monteith,* Glasgow, manufacturer.—*A. Phillips,* Aberdeen, cabinet maker.—*John Craig,* Forfar, ironmonger.—*George Robertson,* Roseneath, dealer in shares.—*Alexander Drysdale,* Glasgow, merchant.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Barnard,* Debden, Essex, butcher, Jan. 12 at 11, County Court of Essex, at Saffron Walden.—*Thos. Phillips,* Gravesend, Kent, schoolmaster, Jan. 13 at 10, County Court of Gravesend, at Gravesend.—*Samuel Panton,* Wavertree, near Liverpool, clerk, Jan. 1 at 10, Liverpool District County Court, at Liverpool.—*William Cos,* Yatton, Somersetshire, butcher, Feb. 7 at 11, County Court of Gloucestershire, at Bristol.—*Thos. Clarke,* Bristol, licensed victualler, Jan. 23 at 11, County Court of Gloucestershire, at Bristol.—*Thomas B. Wentworth,* Lechlade, Gloucestershire, plumber, Dec. 28 at 12, County Court of Berkshire, at Faringdon.—*Seth Perkin,* Leeds, Yorkshire, out of business, Jan. 10 at 10, County Court of Yorkshire, at Leeds.—*Anthony Trench,* Blaydon, Durham, grocer, Jan. 22 at 10, County Court of Durham, at Gateshead.—*Elizabeth Woolley,* Birmingham, paper hanger, Jan. 13 at 2, County Court of Warwickshire, at Birmingham.—*Jos. Johnson,* Birmingham, commission agent, Jan. 13 at 2, County Court of Warwickshire, at Birmingham.—*Henry Cresswell,* Creech Saint Michael, Somersetshire, clerk, Jan. 10 at 10, County Court of Somersetshire, at Trunton.—*W. Dunmore,* Great Bowden, Leicestershire, pig jobber, Jan. 3 at 11, County Court of Leicestershire, at Market Harborough.—*Thos. Pee,* Kingwinford, Staffordshire, joiner, Jan. 15 at 10, County Court of Worcestershire, at Stourbridge.—*Jos. P. Corbett,* Kingwinford, Staffordshire, corn dealer, Jan. 15 at 10, County Court of Worcestershire, at Stourbridge.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Jan. 9 at 11, before the CHIEF COMMISSIONER.*

*Henry Davison,* Great May's-buildings, St. Martin's-lane, Middlesex, plumber.—*Geo. Christel,* Louisa-st., Mile-end, Stepney, Middlesex, house decorator.—*William Jos. Turner,* John-street, Limehouse-fields, Limehouse, Middlesex, barge owner.—*Charles M. Darby,* Inverness-terrace, Bayswater, Middlesex, bookseller.

*Jan. 9 at 11, before Mr. Commissioner HARRIS.*

*Edward Bembrook the elder,* Mill-pond-street, near Union-bridge, Bermondsey, Surrey, carpenter.—*John L. Le Mesurier White,* Rochelle-cottage, Drum-lane, Ealing, Middlesex, out of business.—*Jos. Cusson,* Beeson's-place, Old Gravel-lane, Middlesex, ship and house smith.—*Benj. Whitehead,* Deane-mews, Holywell-lane, Shoreditch, Middlesex, currier.—*Ellen E. Sarrell,* Monmouth-road, Westbourn-grove, Bayswater, Middlesex, schoolmistress.—*Wm. Saunders,* Dalston-terrace, Dalston, Middlesex, in no business.—*John Brown,* Parker's-row, Dockhead, Bermondsey, Surrey, carpenter.—*John Gery,* Sutherland-terrace, Caledonian-road, King's-cross, Middlesex, tobacconist.—*Edward C. Piggett,* New Bridge-street, Blackfriars, clerk to a lace manufacturer.—*George Pullin,* Church-row, St. Pancras, Middlesex, baker.

*Jan. 9 at 10, before Mr. Commissioner LAW.*

*Jos. Gibbins,* Queen's-road, Bayswater, Middlesex, carpenter.—*John Jones,* Ranelagh-st., Fimlico, Middlesex, baker.—*Henry Draper,* Catherine-street, Caledonian-road, Islington, Middlesex, watch maker.—*Alex. Macdonald,* Chatham, Kent, conductor of the band of her Majesty's 17th Regiment of Infantry.—*Charles W. V. Smith,* Bermondsey-st., Bermondsey, Surrey, shopman to a grocer.

Jan. 10 at 10, before Mr. Commissioner LAW.

John Castle, Boundary-street, Bethnal-green, Middlesex, sawyer.

Jan. 11 at 11, before the CHIEF COMMISSIONER.

Jos. R. Harris, Tyssen-place, Kingsland-road, Shoreditch, Middlesex, professor of dancing.—E. M. Syer, New North-street, Paul-st., Finsbury, Middlesex, cabinet manufacturer.

Jan. 11 at 11, before Mr. Commissioner PHILLIPS.

Jas. Meadows, Charlotte-terrace, Lower Marsh, Lambeth, Surrey, cheesemonger.—Godfrey Phillips, Union-st., Southwark, printer.

Saturday, Dec. 23.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

Richard Fos, Lancaster, sawyer, No. 70,383 C.; Daniel Simpson and Charles Cleminson, assignees.—John Graham, Cumberland, joiner, No. 53,522 C.; Jane Tiffin, assignee.—John Halliday, Woolwich, Kent, dealer in drapery goods, No. 70,371 C.; John Cooper and Joseph Vickers, assignees.—John Phythian, Saint Helens, Lancashire, joiner, No. 70,414 C.; John Morgan, assignee.—Wm. K. Jackson, Chorlton-upon-Medlock, Lancashire, out of business, No. 69,856 C.; James Parker, assignee.—S. D. Patch, New-st., Oxford-st., Middlesex, parliamentary agent, No. 60,222 T.; Thomas Nunn and James Clyde, assignees.—Edmund Clark the elder, Erith, Kent, brewer, No. 60,124 T.; Matthew Berry, assignee.—John J. Bowen, Gt. Dover-st., Newington, Surrey, pewterer, No. 60,276 T.; Augustus Henry Farwig, assignee.—Geo. A. Backer, Cambridge-heath, Hackney, Middlesex, proprietor of saw mills, No. 59,879 T.; Joseph Apsey, assignee.—John Howells, Northampton, china dealer, No. 70,265 C.; Michael Grazebrook, Francis Morley, and Mary Howells, assignees.

Saturday, Dec. 23.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

Hugh Lloyd, Ottery-place, College-st., Pelham-crescent, Brompton, Middlesex, attorney at law: in the Debtors Prison for London and Middlesex.—Thomas Shaw, Francis-street, Tottenham-court-road, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—Thos. Ward, Old-street-road, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—Henry A. Horneman, Florence-cottage, Wilmott's-avenue, Old Kent-rd., Camberwell, Surrey, surveyor: in the Debtors Prison for London and Middlesex.—Wm. J. Gilbert, Francis-place, Friar-st., Blackfriars-road, Surrey, machinist: in the Queen's Prison.—George Cole, Hampton Court, Hampton, Middlesex, assistant to an hotel keeper: in the Queen's Prison.—C. Wyatt, South Lambeth, Surrey, not in any business: in the Gaol of Horsemerg-lane.—Henry Hart, Plumstead, Kent, brick maker: in the Queen's Prison.—Thos. Hayward, Henry-street, Pentonville, Middlesex, carver in wood: in the Queen's Prison.—Richard Cushing, Hawkins-street, Jubilee-place, Commercial-road, Middlesex, master mariner: in the Debtors Prison for London and Middlesex.—James Bonwell, Princes-street, Stepney, Middlesex, clerk: in the Gaol of Surrey.—Robert B. Barrett, Little May's-buildings, St. Martin's-lane, Middlesex, boot maker: in the Queen's Prison.—Charlotte Armstrong, New North-street, Queen-square, Middlesex, embroideress: in the Queen's Prison.—Wm. Hardy, High-street, Notting-hill, Kensington, Middlesex, clothier: in the Debtors Prison for London and Middlesex.—Sarah Stayles, Shoe-lane, London, greengrocer: in the Debtors Prison for London and Middlesex.—Thos. Alesworth, Liverpool, merchant: in the Gaol of Lancaster.—Abraham Brearley, Mill-gate, Spotland, near Rochdale, Lancashire, joiner: in the Gaol of Lancaster.—Geo. Barnard, Chestwood, Manchester, out of business: in the Gaol of Lancaster.—Rich. Dean, Clitheroe, Lancashire, out of business: in the Gaol of Lancaster.—John Edmundson, Hulme, Manchester, general agent: in the Gaol of Lancaster.—Thos. Kenyon, Chorlton-upon-Medlock, Manchester, tin plate worker: in the Gaol of Lancaster.—Bernard M'Arde, Liverpool, cabinet maker: in the Gaol of Lancaster.—Thos. Nevin, West Derby, near Liverpool, earthenware dealer: in

the Gaol of Lancaster.—Francis Price, Manchester, out of business: in the Gaol of Lancaster.—Wm. Stafford, Manchester, bookkeeper: in the Gaol of Lancaster.—Wm. Smith, East-parade, Colne, Lancashire, agent for the Oxford-road Twist Company: in the Gaol of Lancaster.—Thos. W. Buel, Charmouth, near Lyme Regis, Dorsetshire, out of business: in the Gaol of Wilton.—Wm. Brown, Holbeck, near Leeds, Yorkshire, blacksmith: in the Gaol of York.—Thos. Coops, Bolton, Lancashire, out of business: in the Gaol of Lancaster.—Rich. James, Dowlais, near Merthyr Tydvil, Glamorganshire, publican: in the Gaol of Cardiff.—Joseph Neasham, Killerby, near Ingleton, Durham, cowkeeper: in the Gaol of Durham.—Thos. Padley, Sheffield, Yorkshire, manager of a razor business: in the Gaol of Sheffield.—John Williams, Ipswich, Suffolk, marine store dealer: in the Gaol of Ipswich.—John Crossley, Oldham, Lancashire, waste dealer: in the Gaol of Lancaster.—David Evans, Merthyr Tydvil, Glamorganshire, carpenter: in the Gaol of Cardiff.—Joseph Smith, Altringham, Cheshire, joiner: in the Gaol of Chester.—Wm. Goodall the younger, Reading, Berkshire, carpenter: in the Gaol of Reading.—Rachel Richardson, Bishopwearmouth, Durham, confectioner: in the Gaol of Durham.—William Wilkinson, Leeds, Yorkshire, out of business: in the Gaol of York.—Wm. Woolnough, Norfolk, out of business: in the Gaol of Norwich.—John Andrews, Frittham, near Lyndhurst, Hampshire, farmer: in the Gaol of Winchester.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Jan. 9 at 10, before Mr. Commissioner LAW.

For Re-hearing.

James Agg, Wine-office-court, Fleet-street, London, book-binder.

Jan. 9 at 10, before Mr. Commissioner LAW.

Original.

Wm. Faulkner, Langton-cottages, Melbourne-sq., Brixton-road, Surrey, dealer in ironmongery goods.

Jan. 11 at 10, before Mr. Commissioner LAW.

Barnet Harris, Chatham, Kent, clothier.—John Peter Hope, Rothsay-cottages, Richmond-hill, Surrey, lodging-house keeper.

The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—

At the County Court of Montgomeryshire, at WELCHPOOL, Jan. 22 at 10.

Jacob Davies, Newtown, labourer.—Edward Owen, New town, shopkeeper.

At the County Court of Yorkshire, at SHEFFIELD, Jan. 10 at 10.

Thos. Padley, Sheffield, manager of a razor business.

At the County Court of Durham, at DURHAM, Jan. 12.

Jos. Neasham, Killerby, near Ingleton, joiner.—William Clarke, Sunderland, publican.—Thomas English, Easington, out of business.—Joseph Pollard, South Shields, keelman.—Rachel Richardson, Bishopwearmouth, confectioner.—Matt. Bell, Durham, confectioner.—Jos. Wm. Noble, Bishopwearmouth, accoucheur.—John Austin, Ryhope, near Sunderland near the Sea, publican.

At the County Court of Glamorganshire, at CARDIFF, Jan. 10.

David Evans, Merthyr Tydvil, carpenter.—Richard Jann, Dowlais, near Merthyr Tydvil, publican.

At the County Court of Buckinghamshire, at AYLESBURY, Jan. 16 at 12.

Thos. Everett, Beaconsfield, auctioneer.

INSOLVENT DEBTOR'S DIVIDEND.

Henry Taylor, at Dodd's, Preston, Lancashire: 20s. in the pound.

FRIDAY, DECEMBER 29.

## BANKRUPTS.

**GEORGE THOMAS SALTMARSH**, Houndsditch, London, wine and spirit merchant, Jan. 9 and Feb. 13 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Whittington, 2, Dean-street, Finsbury-place.—Fiat dated Dec. 26.

**JOHN SAMUEL STORY**, St. Alban's, Hertfordshire, banker, dealer and chapman, Jan. 11 at 1, and Feb. 24 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Lettis, 8, Bartlett's-buildings.—Fiat dated Dec. 9.

**ROBERT SULLINGS SPURGE**, Halstead, Essex, linen draper, dealer and chapman, Jan. 12 at 11, and Feb. 9 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. De Jersey, 2, St. Ann's-lane, Aldersgate.—Fiat dated Dec. 22.

**HENRY COOK**, Studley, Warwickshire, needle manufacturer, Jan. 18 and Feb. 15 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Browning, Redditch; Hodgson, Birmingham.—Fiat dated Dec. 26.

**RICHARD EMINSON**, Grantham, Lincolnshire, scrivener, dealer and chapman, Jan. 12 and Feb. 9 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Thompson, Grantham.—Fiat dated Dec. 12.

**FREDERICK WILLIAM LUCK**, Cheltenham, Gloucestershire, tailor and draper, dealer and chapman, Jan. 11 and Feb. 8 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Packwood, Cheltenham; Lindo, King's Arm's-yard, London.—Fiat dated Dec. 22.

**JOHN WHITWORTH**, Leeds, Yorkshire, millwright and ironfounder, dealer and chapman, Jan. 19 and Feb. 23 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Preston, Leeds; Lambert, Gray's-inn, London.—Fiat dated Dec. 20.

**SAMUEL TAYLOR**, Poynton, Cheshire, butcher, Jan. 12 and Feb. 8 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Wormald, Ashton-under-Lyne; Williamson & Stile, 10, Great James-st., Bedford-row, London.—Fiat dated Dec. 22.

## MEETINGS.

*Richard Field*, Barge-yard, Bucklersbury, London, warehouseman, Jan. 25 at half-past 1, Court of Bankruptcy, London, pr. d.—*Jos. Wm. Cattell*, Huggin-lane, London, silk shag manufacturer, Jan. 25 at 11, Court of Bankruptcy, London, pr. d. and div.—*Geo. Westbury Hall*, Lime-st., London, East India merchant, Jan. 25 at 11, Court of Bankruptcy, London, last ex.—*John Ed. Bacon*, Upper Russell-street, Bermondsey, and Maisnore-square, New Peckham, Surrey, leather factor, Jan. 12 at 2, Court of Bankruptcy, London, last ex.—*John Yates* the elder, Colton, Staffordshire, corn merchant, Jan. 23 at 10, District Court of Bankruptcy, Birmingham, last ex.—*Elizabeth Ling*, Norwich, brush maker, Jan. 22 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Brooks*, Great Queen-st., Lincoln's-inn-fields, Middlesex, carver, Jan. 25 at 2, Court of Bankruptcy, London, aud. ac.—*George Andrews Cawse*, Claremont-terrace, Hampstead-road, Middlesex, builder, Jan. 25 at 12, Court of Bankruptcy, London, aud. ac.—*John Straker*, Jarrow, Durham, brick maker, Jan. 26 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*James Watson*, Carlisle, grocer, Jan. 23 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Wm. Fordyce*, Newcastle-upon-Tyne, bookseller, printer, and share broker, Jan. 23 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Michael Oliver*, Longtown, Cumberland, innkeeper, Jan. 23 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*George Steele*, Claypath, Durham, grocer, Jan. 23 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Jas. Mitchell*, Monkwearmouth Shore, Durham, ship owner, Jan. 23 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Robert Imeary*, East Jarrow, Durham, alkali manufacturer, Jan. 23 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Jos. Wooler*, Stockton-on-Tees, Durham, draper, Jan. 23 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Joseph Sidebottom*, Derby, plumber, Jan. 19 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*Isaac Denning*, Titchbourne-st., Westminster, Middlesex, watch maker, Jan. 26 at 1, Court of Bankruptcy, London, div.—*Ann Drew*,

Portugal-st., Lincoln's-inn-fields, Middlesex, stationer, Jan. 22 at 11, Court of Bankruptcy, London, div.—*Robert Greig* and *Wm. Rawlings*, Maiden-lane, King's-cross, Middlesex, timber merchants, Jan. 25 at 1, Court of Bankruptcy, London, div. sep. est. of *R. Greig*.—*George Heathcote* and *Robert Heathcote*, Clapham, Surrey, coach masters, Jan. 25 at half-past 12, Court of Bankruptcy, London, div.—*H. C. Brown*, Winchester, Southampton, builder, Jan. 19 at 1, Court of Bankruptcy, London, div.—*Wm. Reeve* and *R. Reeve*, New Bond-st., Westminster, upholsterers, Jan. 26 at 1, Court of Bankruptcy, London, div.—*R. K. Payne*, Brighton, Sussex, grocer, Jan. 26 at 12, Court of Bankruptcy, London, div.—*Edmund Smith*, Shide, near Newport, Isle of Wight, brick maker, Jan. 19 at 2, Court of Bankruptcy, London, div.—*Henry Haynes*, Scole, Norfolk, innkeeper, Jan. 19 at 2, Court of Bankruptcy, London, div.—*John Miller*, Oxford-street, Middlesex, bookseller, Jan. 23 at 1, Court of Bankruptcy, London, div.—*J. Wilkinson*, Stockton-upon-Tees, Durham, wharfinger, Jan. 23 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*M. Ramsay* and *R. Ramsay*, Scotswood, Northumberland, paper manufacturers, Jan. 24 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div. joint est.; at 11, fin. div. sep. est.—*J. Carter* and *J. Baines*, Liverpool, merchants, Jan. 23 at 11, District Court of Bankruptcy, Liverpool, div.—*G. E. Dinadale*, Middleham, Yorkshire, scrivener, Jan. 19 at 11, District Court of Bankruptcy, Leeds, div.—*John Palleine* the younger, Selby, Yorkshire, brewer, Jan. 19 at 11, District Court of Bankruptcy, Leeds, div.—*Wm. Cole* and *Wm. Cole* the younger, Calverley, Yorkshire, tea dealers, Jan. 19 at 11, District Court of Bankruptcy, Leeds, div. sep. est. of *W. Cole*.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Joseph King*, North Audley-st., Grosvenor-sq., Middlesex, coach builder, Jan. 26 at 1, Court of Bankruptcy, London.—*C. T. Ansell*, Barnet, Middlesex, coach proprietor, Jan. 22 at half-past 1, Court of Bankruptcy, London.—*Jos. I. Winstanley*, King William-st., London, hosier, Jan. 26 at half-past 1, Court of Bankruptcy, London.—*Joseph Humphreys*, Grove-st., Hackney, Middlesex, furnishing undertaker, Jan. 22 at 2, Court of Bankruptcy, London.—*John Price*, Dolly's Chop-house, Queen's Head-passage, Newgate-street, London, Portland-hotel, Gt. Portland-street, Middlesex, and Plaistow, Essex, innkeeper, Jan. 19 at 1, Court of Bankruptcy, London.—*Wm. Brooks*, Gt. Queen-st., Lincoln's-inn-fields, Middlesex, carver, Jan. 25 at 2, Court of Bankruptcy, London.—*Henry Nicholls*, Eastham, Cheshire, innkeeper, Jan. 24 at 11, District Court of Bankruptcy, Liverpool.—*James Ingram*, Liverpool, merchant, Jan. 24 at 11, District Court of Bankruptcy, Liverpool.—*Frederick Brown*, Tunstall, Staffordshire, tanner, Jan. 20 at 12, District Court of Bankruptcy, Birmingham.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Jan. 19.*

*Joshua Lee*, Manchester, paper hanger.—*E. Smith*, Shide, near Newport, Isle of Wight, brick maker.—*Thomas Carden*, Oxford-st., Middlesex, silk mercer.—*Fred. Davis*, Luton, Bedfordshire, merchant.—*Robert Kippax*, Colne, Lancashire, cotton spinner.—*Thomas Ridpath*, Leeds, Yorkshire, auctioneer.—*Jos. Walters*, Union-st., Southwark, Surrey, and London-wall, London, bottle merchant.—*George Webster*, Staincross, Royston, Yorkshire, nail maker.—*Arthur Peters*, Manchester, spirit merchant.

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*Thos. F. Smith*, Dumfries, writer.—*Alexander Richardson*, Edinburgh, silk mercer.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Jonathan Thorp*, Huddersfield, Yorkshire, eating-house keeper, Jan. 18 at 10, County Court of Yorkshire, at Huddersfield.—*Wm. Tzipple*, East Rudham, Norfolk, hawker, Jan. 13 at 4, County Court of Norfolk, at King's Lynn.—*W. Hendry*,



Manningham, Norfolk, butcher, Jan. 13 at 4, County Court of Norfolk, at King's Lynn.—*G. Eldridge*, King's Lynn, Norfolk, engraver, Jan. 13 at 4, County Court of Norfolk, at King's Lynn.—*H. Brook*, Huddersfield, Yorkshire, waste dealer, Jan. 18 at 10, County Court of Yorkshire, at Huddersfield.—*Edward Cooke*, Huddersfield, Yorkshire, attorney's clerk, Jan. 18 at 10, County Court of Yorkshire, at Huddersfield.—*Frederick Peters*, Swindon, Wiltshire, clerk to the Great Western Railway Company, Jan. 19 at 1, County Court of Wiltshire, at Swindon.—*Mark Tomlin*, Downholme, Yorkshire, joiner, Jan. 19 at 10, County Court of Yorkshire, at Richmond.—*Joseph Priestley*, Stainland, Halifax, Yorkshire, shoemaker, Jan. 19 at 10, County Court of Yorkshire, at Halifax.—*Wm. Clegg*, Barksland, Halifax, Yorkshire, farmer, Jan. 19 at 10, County Court of Yorkshire, at Halifax.—*Wm. Bowen*, Gilvach, Llangorse, Breconshire, out of business, Jan. 5 at 10, County Court of Brecknockshire at Brecknock.—*J. Davies*, Senny-bridge, Devynnock, Brecknockshire, out of business, Jan. 5 at 10, County Court of Brecknockshire, at Brecknock.—*Thomas James*, Litherginein, Brecknockshire, farmer, Jan. 5 at 10, County Court of Brecknockshire, at Brecknock.—*Clement Keys*, Derby, publican, Jan. 20 at 11, County Court of Derbyshire, at Derby.—*Jas. Down*, Milton next Sittingbourne, Kent, blacksmith, Jan. 13 at 10, County Court of Kent, at Sittingbourne.—*John Baldwin*, Borough-green, Cambridgeshire, blacksmith, Jan. 13 at 10, County Court of Cambridgeshire, at Newmarket.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Jan. 12 at 10, before Mr. Commissioner LAW.*

*John Stephen Pardy*, Clipstone-st., Portland-place, Middlesex, stable keeper.

*Jan. 13 at 11, before Mr. Commissioner PHILLIPS.*

*Charles Cox*, Broadway, Deptford, Kent, dealer in British and Foreign birds.—*Robt. Pettigrew*, Mulgrave-place, Woolwich, Kent, tailor.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Jan. 13 at 11, before Mr. Commissioner PHILLIPS.*

*James Bonwell*, Princeps-street, Stepney, Middlesex, clerk.—*Chas. E. Ranney*, Phoenix-place, Blackheath, Kent, secretary to the South Tyne Colliery Company.—*George Telfer*, Stoke Newington, seller of coals on commission.

*Jan. 15 at 11, before the CHIEF COMMISSIONER.*

*Richard Huggard*, South-street, Manchester-square, Middlesex, dyer.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Berkshire, at READING, Jan. 12.*

*Wm. Goodall* the younger, Reading, carpenter.

*At the County Court of Norfolk, at NORWICH, Jan. 13 at 10.*

*Isaac Cockaday*, Norwich, fringe maker.

*At the County Court of Norfolk, at NORWICH CASTLE, Jan. 13 at 10.*

*Wm. Woolnough*, Diss, out of business.

*At the County Court of Oxfordshire, at OXFORD, Jan. 15.*

*Wm. Howells*, New Woodstock, draper.

*At the County Court of Yorkshire, at HALIFAX, Jan. 19 at 10.*

*Elizabeth Hughes*, spinster, Halifax, out of business,

#### INSOLVENT DEBTORS' DIVIDENDS.

*Margaret Eliza Collyer*, widow, Jessamine-cottage, Mill-street, Lambeth, Surrey, Jan. 8, at Lyall's, Swan Brewery, Chelsea: 6s. 4½d. in the pound.—*Nicholas Patmore*, Woodrows, Hatfield Broad Oak, Essex, farmer, at Messrs. Thurstons, Saffron Walden, Essex: 8s. in the pound.

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Printed by LUKE JAMES HANSARD, PRINTER, residing at No. 7, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY LANE, in the Parish of St. Dunstan in the West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 41, Great Coram Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex. Saturday, December 30, 1848.

# The Jurist

No. 626—VOL. XII.

JAN. 6, 1849.

Price, with Supplement, 1s. 6d.

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LONDON, JANUARY 6, 1849.

THE doctrine relating to the merger of misdemeanours in felonies, if it ever existed, may be regarded as abolished by the recent and important case of *Reg. v. Button and Others*, (12 Jur. 1017; 18 Law Journ., N. S., M. C., 19). Prior to this decision, the authorities on the question, though few in number, were apparently opposed to each other; but the subject has at length been treated in a clear and decisive manner and disposed of in accordance with common sense and the principles of natural justice.

It was not to be tolerated that a man should be allowed to purge himself of a less offence by shewing that he had committed a greater; or that, because he was found to be more criminal than had been supposed, therefore he should be acquitted. It is true, that he might subsequently be indicted for the more serious offence, and could not plead thereto *autrefois* acquit of the misdemeanour; but the felony set up at the first trial might turn out on the second trial to have been a mere pretence, or the evidence might not be the same, or might not be satisfactory to the jury, or might be met by a different answer. As was said by Lord Denman, delivering judgment in the case now under our consideration, "Entire impunity has sometimes been obtained by varying the description of the offence according to the prisoner's interest, and he has been liberated on both charges solely because he was guilty on both."

The defendants in *Reg. v. Button* were indicted for a conspiracy to use dyeing materials in possession of their master (a dyer) on articles not entrusted to them for dyeing by the master, and so to defraud their employer. It was objected, that the misdemeanour of conspiracy merged in the felony of larceny or em-

bezzlement; and it was assumed by the Court, that the facts shewed a felony to have been committed.

One class of authorities cited for the defence (*Rex v. Cross*, 1 Ld. Raym. 711; Foster's Discourse, 3, c. 3, s. 6; *Isaac's case*, 2 East, P. C., c. 21, s. 8, p. 1031) were declared by the Court to be cases not of merger, but in which the offence charged was a felony, and a felony *only*; and, therefore, an indictment charging it as a misdemeanour of course was bad. These decisions were thus irrelevant to the question, whether, if a party be indicted for a complete misdemeanour, and it appear that he has *also* committed a felony comprising the misdemeanour, the one merges in the other.

Another class of authorities cited for the defence (*Procter v. Darnbrook*, Hob. 138) were referred to the jurisdiction now exercised by justices of oyer and terminer, who may direct one indictment to be quashed or suspended, and another preferred, as public justice may require. "But," observed Lord Denman, "the Court, by making the plaintiff prosecute for the felony before he went on with his suit, (as in *Procter v. Darnbrook*), gave no sanction to the notion, that the defendant has any right so to interfere, and to demand an acquittal for a manifest minor offence, upon the pretext that he has a right to direct himself to be prosecuted for a graver crime."

The Court recognised and acted upon the case of *Reg. v. Neale*, (1 Car. & K. 591; 1 Den. C. C. 36, S. C.), where a charge of misdemeanour, in having intercourse with a female child between the age of ten and twelve, was held proved, and the conviction maintained by the judges, although the evidence shewed that the very act charged as a misdemeanour was also the felony of rape, the argument for the prosecution being, that every material allegation in the indictment was proved, and that the verdict ought to be according to truth. It may now be considered as an established rule of law,



that a misdemeanour, which is a part of a felony, may be prosecuted as a misdemeanour, though the felony has been completed.

### Court Papers.

#### EQUITY SITTINGS, HILARY TERM, 12 VICT. 1849.

##### Court of Chancery.

*Before the LORD CHANCELLOR, at Lincoln's Inn.*

Thursday .. Jan. 11	Appeal Motions and Appeals.
Friday .....	12 { (Petition-day).—Petitions and Appeals.
Saturday .....	13 { Appeals.
Monday .....	15 {
Tuesday .....	16 {
Wednesday .....	17 {
Thursday .....	18 Appeal Motions and Appeals.
Friday .....	19 { (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	20 { Appeals.
Monday .....	22 {
Tuesday .....	23 {
Wednesday .....	24 {
Thursday .....	25 Appeal Motions and Appeals.
Friday .....	26 { (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	27 { Appeals.
Monday .....	29 {
Tuesday .....	30 {
Wednesday .....	31 Appeal Motions and Appeals.

##### Vice-Chancellors' Courts.

*Before the VICE-CHANCELLOR OF ENGLAND, at Lincoln's Inn.*

Thursday .. Jan. 11	Motions.
Friday .....	12 { (Petition-day).—Petitions and Short Causes.
Saturday .....	13 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	15 {
Tuesday .....	16 {
Wednesday .....	17 {
Thursday .....	18 Motions.
Friday .....	19 { (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	20 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	22 {
Tuesday .....	23 {
Wednesday .....	24 {
Thursday .....	25 Motions.
Friday .....	26 { (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	27 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	29 {
Tuesday .....	30 {
Wednesday .....	31 Motions.

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Lincoln's Inn.*

Thursday .. Jan. 11	Motions.
Friday .....	12 { (Petition-day).—Petitions and Causes.
Saturday .....	13 { Short Causes, Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	15 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	16 {
Wednesday .....	17 Bankrupt Petitions.
Thursday .....	18 Motions.
Friday .....	19 { (Petition-day).—Petitions and Causes.
Saturday .....	20 Short Causes and Causes.
Monday .....	22 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	23 {
Wednesday .....	24 Bankrupt Petitions.
Thursday .....	25 Motions.
Friday .....	26 { (Petition-day).—Petitions and Causes.

Saturday .....	27	Short Causes and Causes.
Monday .....	29	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	30	{
Wednesday .....	31	Motions.

*Before VICE-CHANCELLOR WIGRAM, at Lincoln's Inn.*

Thursday .. Jan. 11	Motions and Causes.
Friday .....	12 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday .....	13 { Short Causes, Petitions, (unopposed first), and Causes.
Monday .....	15 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	16 {
Wednesday .....	17 {
Thursday .....	18 Motions and Ditto.
Friday .....	19 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday .....	20 { Short Causes, Petitions, (unopposed first), and Causes.
Monday .....	22 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	23 {
Wednesday .....	24 {
Thursday .....	25 Motions and Ditto.
Friday .....	26 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday .....	27 { Short Causes, Petitions, (unopposed first), and Causes.
Monday .....	29 { Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	30 {
Wednesday .....	31 Motions and Ditto.

#### COMMON-LAW CAUSE LISTS, HILARY TERM.

##### Court of Queen's Bench.

###### NEW TRIALS

REMAINING UNDETERMINED AT THE END OF THE SITTINGS AFTER MICHAELMAS TERM, 1848.

STANDING FOR JUDGMENT.	WARW.—Same v. Pearson
Lindford, a pauper, v. Fitzroy	" Lord Somerville & ors. v. Dawson
Anderson v. Boynton	Norfolk—Briggs v. Merchant
Charter, a pauper, v. Grene	Traders' Loan Insurance Ship Association
Huntley v. Russell & an.	York—Shaw v. York & North
Boosey v. Davidson	Midland Railway Co.
George v. Mar. of Conyngham	" Dixon v. Burton
Reg. v. Cutler & an.	Liv'pool—Marriott v. Cotton
Reg. v. Charretie & an.	" Bein v. Kirk
Doe d. Campbell & an. v. Hamilton	" Haswell v. Cole
Lowe v. Renn	Cardigan—Jones v. Hall
Alcock v. Royal Exchange Assurance Company	Chester—Vaghan v. Matthews
Ward v. Keys	

###### FOR ARGUMENT.

###### EASTER TERM, 1846.

York—Worth v. Gresham  
(Stands till judgment in a similar case in Court of Error).

###### EASTER TERM, 1848.

Lond.—Tucker v. Roberts  
Kent—Doe d. Warren v. Brydges  
Surr.—Daw v. Scott & an.  
" Webb & an. v. Spicer  
" Same v. Salmon  
Wilts—Reg. v. Inhabitants of Cricklade  
Devon—Steer v. Bowerman  
Cornwall—Doe d. Vingo v. Nicholls  
" Doe d. Thomas & an. v. Pascoe  
Denbigh—Doe d. Clay & ors. v. Jones & ors.  
Northamp.—Doe d. Langley & an. v. King  
Leicester—Bailey v. Macaulay

*Tried during Easter Term, 1848.*

Midd.—Beals v. Cleobury  
" Brown v. M'Leas

###### TRINITY TERM, 1848.

Midd.—Sewell v. Marshall  
" Turrill v. Crawley  
" Doe d. Gordon v. Story  
*Tried during Trinity Term, 1848.*

Midd.—Silk v. Stones

###### MICH. TERM, 1848.

Midd.—Brown v. Darling  
" Doe d. Darlington & Uph  
" Gardner v. Slade  
" Hulce v. Eedale  
Lond.—Bain v. Rickards  
" Bailly v. Haines  
" Small v. Nairn  
Essex—Sturges v. Cooper  
" Doe d. Carter v. Bernard

Devon—Doe d. Moore & an.  
v. Dunning & an.  
Cornw.—Doe d. Rowe v.  
Howell  
Bristol—Scott v. Ferris  
Cardigan—Reg. v. Bowen  
York—Reg. v. Inhabitants  
of Brightside  
Brerlowe  
„ Same v. Inhab. of  
Attercliffe cum  
Darnall  
„ Same v. Inhab. of  
Tinsley  
Durham—Jenkyns v. Hutch-  
inson  
Lancash.—Robinson v. Wad-  
dington & an.  
Livp.—Walley v. Stone & ors.  
„ James & ors. v. Lynn  
„ Jenkyns v. Brown

Livp.—Company of Proprie-  
tors of Rochdale  
Canal v. King  
Camb.—Hammond v. Ben-  
dyshe & an.  
„ Fuller v. Brown  
„ Preston v. Titch-  
march  
Suffolk—Doe d. Marriott v.  
Marquis of Hert-  
ford  
„ Rutland v. Mills  
Oxford—Allen v. Gilkes  
„ Same v. Same  
Worcester—Doe d. Meuce v.  
Hadley  
Stafford—Bate v. Pane  
*Tried during Mich. Term,  
1848.*  
Midd.—Gridley v. Austin

## SPECIAL CASES AND DEMURRERS

FOR HILARY TERM, 1849.

Those marked thus \* are Special cases—the rest are demurrers.

## STANDING FOR JUDGMENT.

Vigers v. Dean and Chapter of  
St. Paul's & ors.  
Baley v. Harris  
\*Doe d. Patrick v. Royle and  
Wife  
\*Russell v. Phillips  
\*The Guardians of the Poor of  
the Woodbridge Union, Suf-  
folk v. The Corporation,  
&c. of Colmes and Carlford,  
Suffolk  
Weedon v. Woodbridge

## FOR ARGUMENT.

Morris v. Duke of Beaufort  
\*Ostler v. Cooke & ors.  
\*Trinity House v. Beadle  
\*Green & ors. v. St. Katherine  
Dock Company  
Everest & ors. v. Humphery  
\*M'Swiny v. The Royal  
Exchange Assurance Com-  
pany  
Cobbett v. Hudson  
(Appointed for Tuesday,  
Jan. 16).  
Ryan v. Clark & an.  
Nolan v. Elster & an.

The West Cornwall Railway  
Company v. Mowatt  
\*Ayrton & an. v. Abbott & an.  
\*Doe d. Payne v. Piyer  
Elliott & ors. v. Von Glehn  
\*Doe d. Dand v. Thompson  
Wilson v. The South-eastern  
Railway Company  
Newton v. Bishop  
\*Sherlock v. Spiers  
Smith & an. v. Alexander  
Duke of Rutland v. Bagshaw  
Ladbroke v. Stutely  
Small & ors. v. Gibson  
Howley v. Knight, sued, &c.  
\*Sturge & an. v. Jenkins  
Dowling v. Becke  
Miner v. Jones  
\*Wilson v. Eden, Bart.  
\*Doe d. Reg. v. Archbishop  
of York  
Marson & an. v. Lunb  
Flockton & ors. v. Hall & ors.  
Everest & an. v. Duke, Knt.  
Dowdall v. Hallett & ors.  
Meyer & an. v. Cockburn  
Ryan v. Giles  
Whitmore & ors. v. Norton  
Smith v. Bennet

## ENLARGED RULES

FOR HILARY TERM, 1849.

Those marked thus \* are to be heard in the Bail Court.

## First Day.

Bland v. Lord Alvanley  
Doe d. Richmond v. Smith  
\*In re the London and North  
Western Railway Company  
Challis & an. v. Higge & an.  
\*Akerman v. Akerman  
Brown v. Hutchinson & ors.  
Doe d. Ashburnham v. Michael  
\*Smith & an. v. Reece  
\*Reece v. Smith  
\*In re Stevenson and Shickell  
Reg. v. The London and North  
Western Railway Company  
\*Same v. Robinson  
\*Same v. Bishop  
\*Same v. Justices of West  
Riding of York  
Second Day.  
\*In re Sarven v. Deighton

\*In re Hitchcock  
Varty & ors. v. Duncan  
\*In re Firth v. M'Lachlan  
Flanders v. Bunbury  
\*In re Lloyd & ors.  
\*In re Addison and Spittle  
\*Bever v. Jones  
Reg. v. Justices of Birmingham  
\*Same v. Justs. of Peterboro'  
Same v. Ipswich and Bury St.  
Edmund's Railway Comp.  
Same v. Manchester & South-  
port Railway Company

## Third Day.

\*Hutchinson v. Shepperson  
\*Bayles v. Rablah & an.

## Fifth Day.

\*Reg. v. Inhab. of Angmering

## CROWN PAPER, HILARY TERM, 1849.

Manchester .. J. Smith v. Reg. (in error).  
Buckinghamsh. Reg. v. Great Western Railway Company.  
Same ..... Same.  
Northampton.. Lord Steward of Manor of Weedon  
Beck.  
Monmouthshire ..... Inhabitants of Bedwelty.  
Sussex ..... Inhabitants of Hamsey.  
Norwich ..... Inhabitants of Fawncett St. Mary.  
Same ..... Churchwardens of Facolnestone.  
Berkshire ..... Inhabitants of Silchester.  
Devonshire ..... Inhabitants of Totnes.  
Lincolnshire .. W. Clayton.  
Yorkshire ..... J. Blanshard & an.  
Carnarvonshire ..... Inhabitants of St. Pancras, Middlesex  
(with Bangor).  
Essex ..... Inhabitants of Hatfield Peverel.  
Liverpool .... Mayor of Liverpool.  
Breconshire .. Inhabitants of the county of Brecon.  
Lancashire .... G. Knox & an.  
Sussex ..... Inhab. of St. Thomas, Winchilea.  
Denbighshire.. Inhabitants of Llandogget.  
Middlesex ..... Inhab. of St. Leonard, Shoreditch.  
Yorkshire ..... Sheffield Canal Company.  
Lincolnshire .. Justices of Lindfry.  
Middlesex ..... Inhabitants of Mile End Old Town.  
Leeds ..... W. S. James.  
Yorkshire ..... Inhabitants of Linthwaite.  
Same ..... Inhabitants of Silkstone.  
Surrey ..... Inhabitants of St. Olave, Southwark.  
Middlesex ..... Inhabitants of St. George, Hanover-  
square.  
Surrey ..... Inhabitants of Lambeth.  
Warwickshire ..... Inhabitants of Priors Hardwick.  
Yorkshire ..... Inhabitants of Goole.  
Middlesex ..... Inhabitants of Ealing.  
Hull ..... Governors &c. of the Poor of Hull.  
Staffordshire .. Inhabitants of Penkridge.  
Salop ..... Inhabitants of Ellesmere.  
Carmarthenshire ..... Kidwelly and Llanelly Canal and Dock  
Company.  
Essex ..... Inhabitants of Leaden Roothing.  
Somersetshire.. H. Mees.  
Surrey ..... T. Holland.  
Breconshire .. Inhabitants of Merthyr-mawr.  
Yorkshire ..... Inhabitants of Barnsley.  
Carmarthenshire ..... South Wales Railway Company.  
London ..... Baptist Missionary Society.  
Lancashire .... Inhabitants of Halliwell.  
Middlesex ..... Directors of the Poor of St. Pancras.  
Lancashire .... Inhabitants of Preston.  
Surrey ..... Inhabitants of St. Mary, Newington,  
(with Mountnessing).  
Same ..... Inhabitants of St. Mary, Newington,  
(with Widford).  
Bristol ..... Governors of the Poor of Bristol.  
Derbyshire .... Inhabitants of All Saints.  
Somersetshire.. Inhabitants of Winsford.  
Middlesex ..... Inhab. of Aston, near Birmingham.  
Wiltshire ..... Inhabitants of Bradford.  
Yorkshire ..... Mayor and Aldermen of Hall.  
Cornwall ..... Inhabitants of Crowan.  
Lincolnshire .. J. Perkins.  
Cheshire ..... Inhabitants of Great Sattton.  
Dorsetshire ... Inhabitants of Portsmouth.  
Hertfordshire.. W. Thomas.  
Lancashire .... Inhabitants of Wigan.  
Yorkshire ..... J. Drury & ors. (in error).  
Cambridgeshire ..... Newmarket Railway Company.  
Cornwall ..... Inhabitants of Bodmin.

## Court of Common Pleas.

## NEW TRIALS.

EASTER TERM, 1847.      Lond.—Croll v. Edge  
Suffolk—Vipan v. Gray      HILARY TERM, 1848.  
„ Same v. Same      Lond.—Schwartz v. Sharp  
TRINITY TERM, 1847.      EASTER TERM, 1848.  
Lond.—Powell v. Bradbury      Midd.—Kinsing v. Buckham  
„ Beard v. Egerton

Midd.—Duke of Brunswick v. Harman  
 " Same v. Same  
 " Same v. Same  
 " Sargent v. Gannon  
 " Bowyer v. Long  
 " Thompson v. Wesleyan Newspaper Association  
 " Same v. Same  
 " Summers v. Davis  
 " Franklin v. M'Leod  
 Lond.—Richards v. London, Brighton, & South Coast Railway Co.  
 " Lewis v. Campbell  
 " Walker v. Giles  
 " Bayley v. Wilkins  
 " Somerville v. Hawkins  
 " Jones v. Broadhurst  
 Herts.—Doe d. Gutteridge v. Sowerby  
 " Hankin v. Smith  
 Kent—Sisco v. Curling  
 Surrey—Pennell v. Stephens  
 " Mayhew v. Herrick  
 " Same v. Same  
 " Turner v. Meryweather  
 Essex—Wright v. Colls  
 Somerset—Doe d. Kinglake v. Beviss  
 " Lee v. Lester  
 Cornwall—Peter v. Daniel  
 TRINITY TERM, 1848.  
 Midd.—Sawyer v. Langford  
 " Thorogood v. Bryan  
 Lond.—French v. Candy  
 " Maxey v. Thomas  
 " Rathbone v. Clarke

Lond.—Green v. Slack  
 " Groom v. Watson  
 " Smith v. Thompson  
 MICHAELMAS TERM, 1848.  
 Midd.—Morgan v. Field  
 " Newton v. Chaplin  
 " Russell v. Tubb  
 " Smith v. Pritchard  
 Lond.—Monaghan v. Walker  
 " Fitch v. Martyr  
 " Howard v. Mull  
 " Smith v. Hull Glass Co.  
 " Moss v. Smith  
 " Stebbing v. Spicer  
 Denbigh—Doe d. Williams v. Sparrow  
 Chester—Worthington v. Warrington  
 Essex—Wilby v. Elston  
 Sussex—Doe d. Eversfield v. Troup  
 Surrey—Alcock v. Butt  
 " Cory v. Norfolk Railway Co.  
 " Kempson v. Grayfere  
 " Hamilton v. Cochran  
 Suffolk—Doe d. Archer v. Johnson  
 " Same v. Same  
 Norfolk—Heyhoe v. Burge  
 " Morse v. Same  
 York—Duncan v. Topham  
 Hants—Pilgrim v. Southampton and Dorchester Railway Co.  
 Bristol—Acraman v. Morris  
 " Lewis v. Lloyd  
 Glamorgan—Doe d. Rogers v. Price  
 Oxon—Hicks v. Gregory

Crosfield v. Morrison  
 Morrison v. Chadwick  
 Edmonds v. Challis

Caunt v. Thompson  
 Same v. Same  
 Russell v. Briant

### APPEAL FROM REVISING BARRISTERS.

No. County. Appellant. Respondent.  
 7... Worcestershire..... Palmer.. Allen.

### Court of Exchequer.

#### SITTINGS—HILARY TERM, 1849.

	Banc.	Nisi Prius.
Thursday, Jan. 11	{ Peremptory Paper after Motions }	.....
Friday .....	Ditto before Motions	Midd. 1st Sitting
Saturday.....	.....	.....
Monday.....	.....	.....
Tuesday.....	.....	.....
Wednesday... 17	Demurrers	.....
Thursday..... 18	.....	London 1st Sitting
Friday..... 19	Special Cases	Midd. 2nd Sitting
Saturday..... 20	Crown Cases	.....
Monday..... 22	Demurrers	.....
Tuesday..... 23	Errors	.....
Wednesday... 24	Special Cases	London 2nd Sitting
Thursday..... 25	.....	Midd. 3rd Sitting
Friday..... 26	Demurrers	.....
Saturday..... 27	.....	.....
Monday..... 29	.....	.....
Tuesday..... 30	.....	.....
Wednesday... 31	.....	.....

### NEW TRIALS.

#### FOR JUDGMENT.

Midd.—Morley v. Attenborough  
 Lond.—Landon v. Bewley  
 Midd.—Long v. Rennie  
 Liv'pool—Standish v. Ross  
 Warw.—Barrett v. Jermy  
 " Cox v. Midland Railway Co.  
 " Silk v. Same

#### FOR ARGUMENT.

Moved Hil. Term, 1845.  
 Midd.—Eglington v. Ruck  
 Moved Mich. Term, 1847.  
 Lond.—Burnside v. Dayrell  
 Moved Easter Term, 1848.  
 Stafford—Dobbs v. Penn  
 Hereford—Price v. Woodhouse  
 Glo'ster—Cannock v. Jones  
 Swansea—Beaufort v. Mayor, &c. of Swansea  
 Moved after the 4th Day of Easter Term, 1848.  
 Midd.—Arnold v. Ryan  
 " Glen v. Dungay  
 Moved Trin. Term, 1848.  
 Midd.—Gayland v. Morris  
 " Greville v. De Rutzen  
 Lond.—Campbell v. Pepper  
 Moved Mich. Term, 1848.  
 Midd.—Boosey v. Purday  
 " Same v. Same  
 " Macgregor v. Keily  
 " Clayton v. Clayton  
 " Faithfull v. Proctor  
 " Brown v. Seace  
 " Edwards v. Same  
 " Grew v. Hill  
 " Treheine v. Biers  
 Lond.—Miller v. Atlee  
 " Mackintosh v. Mitchellson

Lond.—Gome v. Brithwaite  
 Hertford—Angell v. Worsley  
 Chelmsfd.—Roberts v. Tucker  
 Maidstone—Miller v. Hollingworth  
 " Grout v. Ricketts  
 Guildford—Ablett v. Camero  
 Ipswich—Partridges v. Johnson  
 " Hardcastle v. Hanson  
 Wor'ster—Cooper v. Marshall  
 Stafford—Davis v. Denks  
 " Sharrod v. London and North-western Railway Co.  
 Shrewsbury—Chamberlain v. Wall  
 Glo'ster—Yeates v. Woodward  
 North'ton—Edwards v. Higgins  
 " Harbridge v. Warwick  
 Derby—Rangeley v. London and North-western Railway Co.  
 Leicester—Howcutt v. Boser  
 Warwick—Jackson v. Mills  
 Dolgelly—Williams v. Griffiths  
 Chester—Falkner v. Gibson  
 " Brian v. Lackenstein  
 Winchester—Cattlin v. Sturgess  
 Cornwall—Warren v. Leger  
 Devises—Mills v. Alderbury Union  
 Bristol—Gullick v. Hamley  
 " Cross v. Dando  
 York—Reedie v. London and North-western Railway Co.  
 " Hobbitt v. Same  
 " Brooke v. Faviell  
 " Grayburn v. Harbury  
 " Same v. Everett  
 Newcastle—New v. Angus  
 " Same v. Goutwaite

### ENLARGED RULES.

#### First Day.

Poncia v. White

| Ilderton v. Till

### DEMURRER PAPER.

Wednesday, Jan. 17.  
 Engstrom v. Brightman  
 Sanderson v. Dobson  
 Dean and Chapter of Ely v. Cash  
 Boden v. Smith  
 Woolf v. City Steam-boat Co.  
 Monypenny v. Dering  
 Vincent v. Bishop of Sodor and Man  
 Pilgrim v. Southampton and Dorchester Railway Co.  
 Reed v. Shrubsole  
 Jones v. Ashfield  
 Ward v. Dalton  
 Munroe v. Bordier  
 Gooch v. Shordiche  
 Batty v. St. Aubyn  
 Besset v. De Witte  
 Graham v. Cox  
 Wetherell v. Julius  
 Field v. Walker  
 Empson v. Knowles

Sands v. Clarke  
 Birch v. Bevan  
 Birch v. Rees  
 Sinauer v. Great Western Railway Co.  
 Same v. Same  
 Hill v. Kempshall  
 Wood v. Governors and Co. of Copper Miners of England  
 Smith v. London, Brighton, and South-coast Railway Co.  
 Richards v. Egan  
 Tate v. Hitchings  
 Robinson v. Marquis of Bristol  
 Devaux v. Conolly  
 Robinson v. Marquis of Bristol  
 Paterson v. Davis  
 Bolekow v. Oliver  
 Kinnersley v. Knott  
 Doe d. Brammall v. Collings  
 Westrop v. Solomon  
 Fagan v. Harrison

### CUR. ADV. VULT.

Morgan v. Earl of Abergenny  
 Smith v. Kenrick  
 Murray v. Hall  
 Phillips v. Lewis  
 Newborough v. Schroder

Nickels v. Ross  
 Same v. Same  
 Garrard v. Tuck  
 Fitzgerald v. Fitzgerald  
 Hopwood v. Thorn  
 Young v. Raincock



Newcastle—Master Pilots, &c. of Newcastle v. Hammond	Liv'pool—Cope v. Thames Haven Dock and Railway Co.
„ Ness v. Armstrong	„ Farrell v. Harrison
„ Same v. Richardson	
„ Same v. Glaholm	<i>Moved after the 4th Day of Mich. Term, 1848.</i>
Carlisle—Aglionby v. Williams	Midd.—Bull v. Rankin
Lancast.—Williamson v. Heap	„ Mercy v. Galot
Liv'pool—Clarke v. Holford	„ Horn v. Thornbrough
„ Turner v. Dean	Lond.—Black v. Humphrey

## PEREMPTORY PAPER.

*To be called on the first Day of Term after the Motions,  
and to be proceeded with the next Day, if necessary, before  
Motions.*

Howell v. Rodbaid	M'Glasson v. Lawson
Downes v. Gray	Bail v. Mellor
Cooper v. Cooper	Varley v. Pogson
In the Matter of Arbitration between the Wilts, Somers- set, and Weymouth Railway Co. and C. B. Fooks	Sutton v. Rawlings
In re Smith	Watkins v. Watkins
In the Matter of Arbitration between W. Baker and J. Sanders	Kinder v. Andy, in re Kinder In re Hammersmith Rent- charge
Cawkwell v. Silva	Smith v. Roberts
Brown v. Yardley	Ricketts v. Noble
	In re Reece
	Brymer v. Thames Haven Dock and Railway Co.

## SPECIAL PAPER.

## SPECIAL CASES.

## FOR JUDGMENT.

Lamprell v. The Guardians of  
the Bellericay Union (heard  
June 17, 1848)  
Wood & ors. v. Waud & ors.  
(heard Dec. 1, 1848)

## FOR ARGUMENT.

Cooper v. Norfolk Railway  
Co.  
Williams v. Griffith  
Purvis v. Trall  
Barnford v. Iles  
Boyd v. Mangles

Doe d. Sharp v. Wells  
Smith v. Cornthwaite  
Forrest v. Whiteway  
Harcourt v. Wyman  
Same v. Same  
Same v. Same  
Doe d. Harcourt v. Wyman  
Doe d. Clift v. Birkhead  
Spooners v. Payne  
Hamilton v. Spottiswoode  
Teschmaher v. Renshaw  
Follett v. Moore  
Murray v. Murray  
Ker v. Pickering

## DEMURRERS.

## FOR JUDGMENT.

Jones v. Morris (heard May  
31, 1848)  
Norton v. Walker (heard Nov.  
20, 1848)

## FOR ARGUMENT.

Tatton v. Hammerley  
London, Brighton, and South  
Coast Railway Co. v. Good-  
win  
Moore v. Metropolitan Sewage  
and Manure Co.  
Tasker v. Bullman  
Castell v. Kirkland  
Frampton v. Habgood  
Dawson v. Wrench  
Curlewis v. Clark  
Southby v. Bridgman  
Duncan v. Rawlins  
Pontifex v. Hoile  
Festemeyer v. Rickard  
D'Arcy v. Lambert  
Sharp v. Stable  
Burmester v. Cropton

Same v. Same  
Beaufort v. Morris  
Chauntler v. Dyne  
Gilbert v. Cooper  
Marryat v. Chapman  
Gregory v. O'Connell  
Ness v. Bertram  
Partridge v. Gardner  
Rhodes v. Turner  
Bunbury v. Hewson  
Howcutt v. Bonser  
Wightman v. Wray  
Gilbert v. James  
Simpson v. Lee  
Governor & Co. of the Bank  
of England v. Miller  
Grimsby v. Parker  
Norfolk Railway Co. v. M'Na-  
mara  
Ship v. Davis  
Pidgeon v. Burslem  
Morgan v. Cubitt  
Wooler v. Swinton  
Miller v. De Burgh

COMMON-LAW SITTINGS, IN AND AFTER  
HILARY TERM, 1849.

## Court of Queen's Bench.

## MIDDLESEX.—In Term.

1st sitting .. Thursday, Jan. 11, and two following days, at 11.  
2nd sitting.. Monday..... 15, and subsequent days, at 11.  
3rd sitting.. Monday ..... 29, at half-past 9 precisely (for  
undefended causes only).

*After Term.*—Thursday, Feb. 1, at half-past 9.

A list of causes will be printed immediately; but on the un-  
contradicted statement of either side that a cause is too long to  
be tried in term, it will be withdrawn from such list, and a  
small number of completed and new causes will be put into the  
list day by day in their usual order.

## LONDON.—In Term.

Sitting at 10, on Tuesday, Jan. 30, for undefended causes,  
and such causes as are tried in Middlesex after term, with  
judgment of the term.

*After Term.*—Friday, Feb. 2, to adjourn to Monday, Feb. 19.

## Court of Common Pleas.

## In Term.

MIDDLESEX.	LONDON.
Wednesday ..... Jan. 17	Friday ..... Jan. 19
Wednesday ..... 24	Friday ..... 26

## After Term.

Thursday ..... Feb. 1 | Friday ..... Feb. 2

The Court will sit at ten o'clock in the forenoon on each of  
the days in term, and at half-past nine precisely on each of the  
days after term.

The causes in the list for each of the above sitting days in  
term, if not disposed of on those days, will be tried by adjourn-  
ment on the days following each of such sitting days.

On Friday, the 2nd February, in London, no causes will be  
tried, but the Court will adjourn to a future day.

## Exchequer of Pleas.

## In Term.

MIDDLESEX.	LONDON.
1st sitting, Friday .. Jan. 12	1st sitting, Thursday, Jan. 18
2nd sitting, Friday ..... 19	2nd sitting, Wednesday .. 24
3rd sitting, Thursday .... 25	

## After Term.

Thursday ..... Feb. 1 | Friday ..... Feb. 2  
(To adjourn only).

The Court will sit in Middlesex, at Nisi Prius, in term, by  
adjournment, from day to day, until the causes entered for the  
respective Middlesex Sittings are disposed of.

The Court will sit, during and after term, at ten o'clock.

**MASTERS IN CHANCERY.**—The Lord Chancellor has  
appointed the following gentlemen Masters Extraor-  
dinary in the High Court of Chancery:— William  
Spicer Langdon, of Chard, Somersetshire; William  
Merriman Ley, of Bishop's Stortford, Hertfordshire.

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**—  
Richard Budden Crowder, Esq., for the Borough of  
Liskeard, in the room of Charles Buller the younger,  
Esq., deceased.

## London Gazette.

TUESDAY, JANUARY 2.

## BANKRUPTS.

**CHARLES MAYER**, Mark-lane, London, merchant, dealer and chapman, Jan. 12 and Feb. 16 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Marten & Co., 31 and 35, Commercial Sale Rooms, Mincing-lane.—Fiat dated Dec. 23.

**JOSIAH TIBBS**, late of Great Tower-street, but now of Railway-place, Fenchurch-street, London, wine merchant, dealer and chapman, Jan. 11 at half-past 11, and Feb. 10 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Pain & Hatherly, Basinghall-st.—Fiat dated Dec. 28.

**FREDERICK BATCHELDOR**, Queenborough, Isle of Sheppey, Kent, hay and straw dealer, dealer and chapman, Jan. 11 at 11, and Feb. 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Buchanan, Basinghall-st.—Fiat dated Dec. 28.

**JOHN FITZGERALD**, Portland-place, Middlesex, and Pendleton, Lancashire, coal merchant, dealer and chapman, Jan. 17 at half-past 12, and Feb. 21 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Harrison, Bloomsbury-sq., London.—Fiat dated Dec. 20.

**JOB SPENDER**, Berkeley-villas, Loughborough-park, Brixton, Surrey, builder, carpenter, dealer and chapman, Jan. 16 at 2, and Feb. 20 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Lawrence & Plews, 14, Old Jewry-chambers, Old Jewry.—Fiat dated Dec. 21.

**JAMES ALEXANDER**, Great Winchester-street, London, merchant, Jan. 11 at half-past 12, and Feb. 15 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Crowder & Maynard, Coleman-st.—Fiat dated Jan. 1.

**HENRY EDWARD STEVENS**, Grays, Essex, grocer and tea dealer, dealer and chapman, Jan. 10 at half-past 1, and Feb. 8 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Buchanan, Basinghall-st.—Fiat dated Dec. 28.

**JAMES THWEAT BOURNE**, Dilbarn, Staffordshire, earthenware dealer, Jan. 16 at 11, and Feb. 13 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Bishop & Twigg, Staffordshire Potteries.—Fiat dated Dec. 28.

**RICHARD MATTHEWS**, East Reach, Taunton St. James, Somersetshire, white bread baker, dealer and chapman, Jan. 10 and Feb. 7 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Coles, Taunton; Terrell, St. Martin's-lane; Bailey & Co., 5, Berners-st., Oxford-street, London.—Fiat dated Dec. 26.

**JOHN WILLIAM AMBROSE**, Bangor, Carnarvonshire, stationer, Jan. 16 and Feb. 6 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Griffiths, Bangor; Evans & Son, Liverpool; Clark & Co., Lincoln's-inn-fields, London.—Fiat dated Dec. 23.

**GEORGE THOMAS ARNOLD**, Liverpool, news agent and stationer, (carrying on business under the firm of George Thomas Arnold & Co.), Jan. 16 and Feb. 6 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Dec. 28.

**ALFRED KINSEY TAYLOR**, Ledbury, Herefordshire, draper, dealer and chapman, Jan. 18 and Feb. 22 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Motteram & Co., Birmingham.—Fiat dated Dec. 28.

**WILLIAM OKILL**, Liverpool, share and insurance broker, dealer and chapman, Jan. 15 and Feb. 5 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Grocott, Liverpool; Johnson & Co., Temple, London.—Fiat dated Dec. 26.

**JAMES JOHNSTON**, St. Thomas the Apostle, Devonshire, tea dealer, dealer and chapman, Jan. 10 and Feb. 7 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Fryer, Exeter; Makinson & Sanders, Temple, London.—Fiat dated Dec. 26.

**MATTHEW GAUNT**, Bradford, Yorkshire, grocer and tea dealer, Jan. 23 and Feb. 6 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Terrey & Watson, Bradford; Bond & Barwick, Leeds; Clarke, Southampton-buildings, London.—Fiat dated Dec. 28.

**HENRY ROTHERHAM**, Chesterfield, Derbyshire, plumber and glazier, Jan. 15 and Feb. 5 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Lucas & Cutts, Chesterfield; Sale & Co., Manchester; Catta, South-sq., Gray's-inn, London.—Fiat dated Dec. 21.

## MEETINGS.

**John Morgan Machin**, Waterloo-place, Pall-mall, Middlesex, wine merchant, Jan. 25 at 12, Court of Bankruptcy, London, pr. d.—**Fred. Brown**, Tunstall, Staffordshire, tanner, Jan. 20 at 12, District Court of Bankruptcy, Birmingham, ch. ass.—**Thos. Henley**, Birmingham, glass cutter, Jan. 31 at 12, District Court of Bankruptcy, Birmingham, last ex.—**Wm. Spencer Martin**, Brighton, Sussex, brush maker, Jan. 24 at 11, Court of Bankruptcy, London, and. ac.—**James Noble** and **Richard Eaton Noble**, Down-street, Piccadilly, and Ebury-street, Pimlico, Middlesex, plumbers and glaziers, Jan. 24 at 12, Court of Bankruptcy, London, and. ac.—**Henry Rideout**, Woolwich, Kent, cheesemonger, Jan. 24 at 11, Court of Bankruptcy, London, and. ac.; Jan. 26 at 11, div.—**Jas. Wm. Spokes**, Strand, Middlesex, bookseller, Jan. 24 at 12, Court of Bankruptcy, London, and. ac.—**Alex. Twyne**, Addington-square, Camberwell, Surrey, brewer, Jan. 24 at 11, Court of Bankruptcy, London, and. ac.—**Wm. Speller**, Berkeley-street West, and **George Trigg**, Inverness-road, Paddington, Middlesex, builders, Jan. 24 at 1, Court of Bankruptcy, London, and. ac.—**Thomas Oxford**, Hadleigh, Suffolk, glover, Jan. 24 at half-past 11, Court of Bankruptcy, London, and. ac.—**John Hignell**, Colchester, Essex, grocer, Jan. 24 at half-past 1, Court of Bankruptcy, London, and. ac.—**Henry Colenutt**, Portsea, Hampshire, baker, Feb. 2 at 11, Court of Bankruptcy, London, and. ac.—**Wm. Browning**, Whitstable, Kent, grocer, Jan. 25 at 11, Court of Bankruptcy, London, and. ac.—**George Ackland**, Ceylon, East Indies, and Moorgate-st., London, merchant, Jan. 23 at 11, Court of Bankruptcy, London, and. ac.—**Geo. Atkinson**, Bradford, Yorkshire, joiner, Jan. 25 at 11, District Court of Bankruptcy, Leeds, and. ac.—**Jas. Thompson**, Leeds, Yorkshire, tea dealer, Jan. 25 at 11, District Court of Bankruptcy, Leeds, and. ac.—**John Jackson**, Morley, Batley, Yorkshire, chemist, Jan. 25 at 11, District Court of Bankruptcy, Leeds, and. ac.—**Wm. Glover**, Leeds, Yorkshire, woollen manufacturer, Jan. 25 at 11, District Court of Bankruptcy, Leeds, and. ac.—**James Plumley**, Bower Ashton, Somersetshire, market gardener, Jan. 25 at 11, District Court of Bankruptcy, Bristol, and. ac.; Jan. 26 at 11, div.—**Alfred Powell**, Little Hay, Shenstone, Staffordshire, engineer, Jan. 24 at 12, District Court of Bankruptcy, Birmingham, and. ac.—**Sam. Berry**, Ipswich, Suffolk, licensed victualler, Jan. 23 at 11, Court of Bankruptcy, London, div.—**James Steers**, Guildford, Surrey, watch maker, Jan. 27 at 12, Court of Bankruptcy, London, div.—**Charles Edmonds**, Strand, Middlesex, bookseller, Jan. 27 at 11, Court of Bankruptcy, London, div.

## CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

**Jacob Hanford**, Ventnor, Newchurch, Isle of Wight, Southampton, upholsterer, Jan. 24 at 11, Court of Bankruptcy, London.—**John Hignell**, Colchester, Essex, grocer, Jan. 24 at half-past 1, Court of Bankruptcy, London.—**Messiah Sheen**, Lower Marsh, Lambeth, Surrey, potato merchant, Jan. 24 at 2, Court of Bankruptcy, London.—**Wm. Browning**, Whitstable, Kent, grocer, Jan. 25 at 11, Court of Bankruptcy, London.—**James Brown**, Cold Harbour-lane, East Brixton, Surrey, builder, Jan. 27 at half-past 11, Court of Bankruptcy, London.—**Jas. Wm. Spokes**, Strand, Middlesex, bookseller, Jan. 24 at 12, Court of Bankruptcy, London.—**John Pae Cartner**, Oakhill, Ashwick, Somersetshire, surgeon, Jan. 28 at 11, District Court of Bankruptcy, Bristol.—**Geo. Browne**, Twynning, Gloucestershire, wharfinger, Jan. 26 at half-past 12, District Court of Bankruptcy, Bristol.—**Geo. Wood**, **John White Little**, **J. Cottle Spender**, **Wm. Brundon**, and **Jos. Rusher**, Abchurch-lane, London, and Maesteg, Glamorganshire, iron manufacturers, Jan. 25 at 11, District Court of Bankruptcy, Bristol.—**Mrs. Warren**, Macclesfield, Cheshire, silk dyer, Jan. 25 at 12, District Court of Bankruptcy, Manchester.—**John Jones**, Stockport, Cheshire, ironmonger, Feb. 1 at 12, District Court of Bankruptcy, Manchester.—**Alfred Drake**, Barnstaple, Devonshire, attorney, Jan. 31 at 11, District Court of Bank-

ruptcy, Exeter.—*John James Palmer*, Birmingham, wholesale jeweller, Jan. 24 at 12, District Court of Bankruptcy, Birmingham.—*John Willcox*, Birmingham, provision dealer, Jan. 23 at 10, District Court of Bankruptcy, Birmingham.

To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Jan. 23.

*James Pratt*, Liverpool, share broker.—*Ner Gardiner*, Manchester, share broker.—*John Johnson*, Great Winchester-street, London, merchant.—*Charles Oldham*, Liverpool, auctioneer.—*George Robotham*, Lane, Staffordshire, currier.—*Samuel H. Billingay*, Commercial-road East, Whitechapel, Middlesex, ironmonger.—*John Wm. Hammon*, Sekford-st., Saint John-street-road, Clerkenwell, Middlesex, watch case manufacturer.—*Thomas Ankrell*, Walsall, Staffordshire, spur manufacturer.

#### PARTNERSHIP DISSOLVED.

*Henry Parker*, *Thos. Jas. Rooke*, *R. S. Taylor*, and *Hen. Parker*, jun., formerly at Raymond-buildings, Gray's-inn, and latterly at Bedford-row, Middlesex, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Wm. Watson & Company* and *Robert Watson*, jun., Paisley, manufacturers.—*Michael Jas. Comber*, Burnend of Carnoness, farmer.—*Helen Robertson* or *Lamb*, Old Meldrum, merchant.—*Jas. Rattray* and *Wm. Rattray*, Dundee, brewers. *E. and T. Oldham*, Bridge of Earn, Perthshire, railway contractors.—*Wm. Black*, Airdrie, engineer.—*James Anderson*, Edinburgh, writer.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*James Froome*, Bath, lodging-house keeper, Jan. 27 at 12, County Court of Somersetshire, at Bath.—*James Anderson*, Newcastle-upon-Tyne, joiner, Jan. 18 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—*W. W. Robson*, Newcastle-upon-Tyne, out of business, Jan. 18 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—*James Innes*, Newcastle-upon-Tyne, joiner, Jan. 18 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—*Simeon Mead*, Biggleswade, Bedfordshire, cabinet maker, Jan. 17 at 10, County Court of Bedfordshire, at Biggleswade.—*William Dearden*, Bury, Lancashire, agent, Jan. 17 at 2, County Court of Lancashire, at Bury.—*Thomas Holt*, Pudsey, Yorkshire, joiner, Jan. 23 at 11, County Court of Yorkshire, at Bradford.—*Jonah Bulman*, Newcastle-upon-Tyne, cartman, Jan. 18 at 10, County Court of Northumberland, at Newcastle-upon-Tyne.—*J. Briggs*, Bradford, Yorkshire, picture frame maker, Jan. 23 at 11, County Court of Yorkshire, at Bradford.—*Jas. Platt*, Bath, brightsmith, Jan. 27 at 12, County Court of Somersetshire, at Bath.—*Francis Hooper* the younger, Bathwick, Bath, out of business, Jan. 20 at 12, County Court of Somersetshire, at Bath.—*Charlotte Heath*, widow, Sheerness, Kent, hair dresser, Jan. 22 at 10, County Court of Kent, at Sheerness.—*John Norman*, Devizes, hair dresser, Jan. 9 at 11, County Court of Wiltshire, at Devizes.—*John Addison*, Bridgnorth, jeweller, Jan. 18 at 10, County Court of Shropshire, at Bridgnorth.—*John R. Evans*, Swansea, Glamorgan-shire, retailer of beer, Jan. 13 at 10, County Court of Glamorgan-shire, at Swansea.—*R. Gittins*, Bridgnorth, machine maker, Jan. 18 at 10, County Court of Shropshire, at Bridgnorth.—*Francis W. Polglase*, Falmouth, grocer, Jan. 6 at 11, County Court of Cornwall, at Falmouth.—*Wm. Swaine*, Bradford, Yorkshire, beer-house keeper, Jan. 23 at 11, County Court of Yorkshire, at Bradford.—*Jas. Howarth*, Chapelfield, within Pilkington, Prestwich-cum-Oldham, Lancashire, butcher, Jan. 3 at 10, County Court of Lancashire, at Bury.—*Edward Ray*, Aston Botterel, Shropshire, farm bailiff, Jan. 26 at 10, County Court of Shropshire, at Cleobury Mortimer.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Jan. 16 at 11, before the CHIEF COMMISSIONER.

*Hannibal Gardner*, Red Lion-street, Clerkenwell, Middle-

sex, clerk to a stationer.—*Joseph Wesley*, Princes-road, near Kennington-cross, Lambeth, Surrey, dairyman.—*W. Healey*, Great Peter-street, Westminster, Middlesex, out of business.

Jan. 16 at 11, before Mr. Commissioner HARRIS.

*Wm. Blake*, Cooper's-lane, Putney, Surrey, laundryman.—*John Dexter*, Black Horse-yard, George-yard, Whitechapel, Middlesex, out of business.—*Francis Champness*, Ryden-terrace, Shepherdess-walk, City-road, Middlesex, warehouseman.—*Bartholomew Kanieski*, Southampton-st., Pentonville, Middlesex, furrier.—*Ann Garner*, Fulham-road, near Hammer-smith, Fulham, Middlesex, domestic housekeeper at an establishment for lunatics.—*Jas. Johnstone*, Kinder-st., Old Kent-road, Surrey, out of business.—*Thos. B. Dearing*, Friar-street, Doctor's-commons, London, watchmaker.—*Russell Hipkins*, Park-st., Camden-town, Middlesex, carver.—*Chas. Foster*, Willow-terrace, Islington, Middlesex, architect.

Jan. 16 at 10, before Mr. Commissioner LAW.

*John T. Stratford*, Lawn-place, Shepherd's-bush, Middlesex, clerk in the Money Order Office of the General Post Office.

Jan. 17 at 10, before Mr. Commissioner LAW.

*James Walsh*, Greenwich-road, Kent, plumber.

Jan. 18 at 11, before Mr. Commissioner PHILLIPS.

*Wm. Bull*, Brook-green-lane, Hammer-smith, Middlesex, carman.—*Robert Hollis*, Fye Foot-lane, Queenhithe, London, basket maker.

Jan. 18 at 11, before the CHIEF COMMISSIONER.

*Henry A. Henry*, Canterbury-street, York-road, Lambeth, Surrey, reader to a synagogue.

Saturday, Dec. 30.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Solomon Marks*, Great Prescott-street, Goodman's-fields, Middlesex, printseller: in the Debtors Prison for London and Middlesex.—*James Pultock*, Regent-street, Vauxhall-bridge-road, Westminster, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Wm. Fowler* the younger, Holly-terrace, Wyndham-road, Camberwell, Surrey, surgeon's assistant: in the Gaol of Horse-monger-lane.—*John T. Brigg*, Lamb's-passage, Chiswell-street, St. Luke's, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*F. H. Osmond*, Frith-street, Soho, Middlesex, out of employment: in the Queen's Bench Prison.—*W. W. Davies*, Willow-walk, Kentish-town, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Wm. S. Lodington*, Counter-hill-terrace, Deptford, Kent, clerk in the Dividend Office, Bank of England: in the Debtors Prison for London and Middlesex.—*Wm. Clark* the younger, London-road, Surrey, out of employ: in the Queen's Bench Prison.—*Newton Treen Hicks*, West-square, Southwark, Surrey, comedian: in the Debtors Prison for London and Middlesex.—*Henry Moses*, Bury-street, St. Mary Axe, London, wholesale druggist: in the Debtors Prison for London and Middlesex.—*Thomas Pearce*, Thornton-heath, near Croydon, Surrey, out of business: in the Queen's Bench Prison.—*Isaac Cockaday*, Norwich, coach lace maker: in the Gaol of Norwich.—*Henry Drury*, Plymouth, Devonshire, lieutenant in her Majesty's Royal Marines: in the Gaol of St. Thomas the Apostle.—*J. C. Heathman*, Plymouth, Devonshire, paymaster and purser of her Majesty's Royal Navy: in the Gaol of St. Thomas the Apostle.—*Joseph Law*, Scholes, near Dewsbury, Yorkshire, card maker: in the Gaol of York.—*Wm. Evans*, Caehaid Manor, Llandwrog, Carnarvonshire, quarry labourer: in the Gaol of Carnarvon.—*John Matthews*, Babbicombe, Devonshire, mason: in the Gaol of St. Thomas the Apostle.—*Benj. Cole*, Horbury, near Wakefield, Yorkshire, farmer: in the Gaol of York.—*W. Poord*, Folkestone, Kent, out of business: in the Gaol of Dover.—*Geo. Hays*, Newcastle-upon-Tyne, railway porter: in the Gaol of Newcastle-upon-Tyne.—*Chas. Orchard* the younger, Durham-down, Clifton, Bristol, Somersetshire, mason: in the Gaol of Bristol.—*Thos. Pearce*, Preston, Lancashire, mechanic: in the Gaol of Lancaster.—*Edw. Welsh*, Huddersfield, Yorkshire, railway contractor: in the Gaol of York.—*John Pearson*, Gilding Walls, Yorkshire, farmer: in the Gaol of York.—*Richard Fleet*, Ashton-under-Lyne, Lancashire, out of bu-

business: in the Gaol of Lancaster.—*Wm. Gott*, Leeds, Yorkshire, innkeeper: in the Gaol of York.—*Joseph Loveday*, Manchester, match manufacturer: in the Gaol of Lancaster.—*S. Street*, Great Yarmouth, Norfolk, music seller: in the Gaol of Norwich.—*Fras. Ashworth*, Blackburn, Lancashire, assistant to a linen draper: in the Gaol of Lancaster.—*Henry Moss*, Bryers, Woodplumpton, near Preston, Lancashire, farmer: in the Gaol of Lancaster.—*John Parkinson*, Lower Booths, near Haslingden, Lancashire, farmer: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Jan. 8 at 11, before the CHIEF COMMISSIONER.*

*Adjourned.*

*Patrick Cody*, Rufford's-buildings, Islington, Middlesex, builder.

*Jan. 16 at 11, before Mr. Commissioner PHILLIPS.*

*Henry Dunford*, Paddington-street, Marylebone, Middlesex, harness maker.

*Jan. 17 at 10, before Mr. Commissioner LAW.*

*George Pettit*, South Island-place, Clapham-road, Surrey, cowkeeper.

*Jan. 18 at 10, before Mr. Commissioner LAW.*

*Thomas Shaw*, Francis-street, Tottenham-court-road, Middlesex, carpenter.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Northumberland, at NEWCASTLE-UPON-TYNE, Jan. 18 at 10.*

*Matthew Elliott*, South Shields, trimmer.—*D. Beron*, Newcastle-upon-Tyne, licensed victualler.—*Geo. Hays*, Newcastle-upon-Tyne, railway porter.

## FRIDAY, JANUARY 5.

### BANKRUPTS.

**WILLIAM ABBOTT and WILLIAM ABBOTT** the younger, Bermondsey-st., Southwark, Surrey, patent hair felt manufacturers, dealers and chapmen, (trading under the firm of William Abbott & Son), Jan. 19 at 12, and Feb. 16 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. J. C. & H. Freshfield, 5, New Bank-chambers, Lothbury.—Fiat dated Jan. 1.

**JAMES COTTELL**, Cowes, Isle of Wight, Southampton, plumber, glazier, and painter, dealer and chapman, Jan. 17 and Feb. 16 at 12, Court of Bankruptcy, London: Off. Ass. Stansfeld; Sols. Stokes, Cowes; Whitaker, 12, Lincoln's-inn-fields.—Fiat dated Jan. 3.

**JOHN MARSH BUTLER**, Aylsham, Norfolk, saddler and harness maker, Jan. 13 at half-past 12, and Feb. 17 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Brooke, New Boswell-court.—Fiat dated Jan. 1.

**GEORGE STREETER**, Lisson-grove, Middlesex, draper, dealer and chapman, Jan. 17 at half-past 11, and Feb. 15 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Mardon & Pritchard, Newgate-street, London.—Fiat dated Jan. 3.

**ISAAC PARLOUR**, De Beauvoir Wharf, Canal-road, Hoxton, Middlesex, stone merchant, mason, builder, dealer and chapman, Jan. 17 at 1, and Feb. 20 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Jenkinson & Co., 27, Lombard-st., City.—Fiat dated Jan. 2.

**WILLIAM ALLEN**, Watton, Norfolk, innkeeper, coach proprietor, and carrier, Jan. 11 and Feb. 15 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. White & Borrett, 35, Lincoln's-inn-fields.—Fiat dated Dec. 27.

**CHARLES STEPHENS**, Milton next Gravesend, Kent, builder, dealer and chapman, Jan. 15 at half-past 12, and Feb. 19 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Coombe, Gravesend; Sharland, Gravesend; Venning & Co., 9, Tokenhouse-yard, London.—Fiat dated Dec. 29.

**NICHOLAS BUTLER**, Portsea-place, Edgware-road, Middlesex, wholesale stationer, Jan. 17 and Feb. 16 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Richardson, Moorgate-st.—Fiat dated Jan. 2.

**FITZHERBERT MACQUEEN**, Houndsditch, London, rectifying distiller and wine and spirit merchant, dealer and chapman, (lately in partnership with Frederick Blucher Ingall, in the same business and at the same place, trading under the firm of Macqueen & Ingall, and afterwards under the name or style of Ingall & Co.), Jan. 16 at 1, and Feb. 19 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Rogers, 3, Fenchurch-buildings.—Fiat dated Jan. 1.

**WILLIAM M'GRAW**, Skinner-street, Bishopsgate-street-without, London, cabinet manufacturer, dealer and chapman, Jan. 19 and Feb. 20 at half-past 2, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lawrance & Pews, 14, Old Jewry-chambers, Old Jewry.—Fiat dated Jan. 3.

**NEWARK LAX and EDWARD LAX**, Berry-edge, Durham, grocers and drapers, dealers and chapmen, Jan. 15 at 12, and Feb. 20 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Smith, Durham; Harle, Newcastle-upon-Tyne, and 20, Southampton-buildings, Chancery-lane, London.—Fiat dated Dec. 28.

**SAMUEL AMOS**, Hanley, Staffordshire, scrivener and sharebroker, Jan. 16 and Feb. 20 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Mottram & Co., Birmingham.—Fiat dated Jan. 2.

**ALEXANDER M'COMB**, Liverpool, tailor and draper, dealer and chapman, Jan. 19 and Feb. 13 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Sale & Co., Manchester; Reed & Co., Friday street, London.—Fiat dated Jan. 2.

**WILLIAM FOSTER**, Nottingham, hat manufacturer, dealer and chapman, Jan. 19 and Feb. 16 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Smith, Derby.—Fiat dated Dec. 28.

**THOMAS POTTS**, Birmingham, metallic tube manufacturer, Jan. 13 at 12, and Feb. 17 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Haywood & Webb, Birmingham.—Fiat dated Dec. 29.

### MEETINGS.

*James Burt and James Burt the younger*, Manchester, and *Wm. T. Watson*, Leeds, Yorkshire, commission agents, Jan. 16 at 12, District Court of Bankruptcy, Manchester, pr. d. of sep. est. of *Jas. Burt*.—*Wm. Kuper*, Grand Surrey Canal, Surrey, wire rope maker, Jan. 30 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Prytherck*, Ty Mawr, Llantrisant, Anglesey, cattle dealer, Jan. 29 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Wm. Wall*, Bridenbury, Herefordshire, cattle dealer, Jan. 27 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Wm. Weir*, Carlisle, Cumberland, iron merchant, Jan. 26 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Jas. Noble and Richard E. Noble*, Down-street, Piccadilly, and Ebury-street, Fimlipo, Middlesex, plumbers, Jan. 26 at 1, Court of Bankruptcy, London, div.—*Alexander Turney*, Addington-square, Camberwell, Surrey, brewer, Jan. 26 at half-past 11, Court of Bankruptcy, London, div.—*Richard Law*, Portland-row, Camberwell, Surrey, pawnbroker, Jan. 26 at 11, Court of Bankruptcy, London, div.—*John Clark*, Abington, Cambridgeshire, draper, Jan. 26 at 12, Court of Bankruptcy, London, div.—*M. L. Bensussen, Saml. L. Bensussen, Jacob L. Bensussen, and Joshua L. Bensussen*, Magdalen-row, Great Prescot-street, Goodman's-fields, Middlesex, merchants, Jan. 26 at half-past 12, Court of Bankruptcy, London, div. sep. est. of *M. L. Bensussen*.—*Wm. Browning*, Whitstable, Kent, grocer, Jan. 29 at half-past 12, Court of Bankruptcy, London, div.—*Bliss Ling*, Norwich, brush maker, Jan. 29 at 1, Court of Bankruptcy, London, div.—*Edward Pearson*, Norwich, modeller, Jan. 26 at 12, Court of Bankruptcy, London, div.—*Wm. P. Beecham*, Hawkhurst, Kent, banker, Jan. 26 at 2, Court of Bankruptcy, London, div.—*W. C. Streetfield*, Cornhill, London, underwriter, Jan. 26 at 1, Court of Bankruptcy, London, fin. div.—*Henry Holdaway*, Peterfield, Southampton, brewer, Jan. 26 at 11, Court of Bankruptcy, London, div.—*John Routh, Thomas Le Marrier, and Henry L. Routh*, Austin-friars, London, merchants, Jan. 26 at 1, Court of Bankruptcy, London, fin. div.—*T. Peter*, Cambridge, tailor, Jan. 29 at half-past 1, Court of Bankruptcy, London, div.—*John Jackson*, Morley, Batley, Yorkshire, chemist, Jan. 26 at 11, District Court of Bankruptcy, Leeds, div.—*George Atkinson*, Bradford, Yorkshire, joiner, Jan. 26 at 11, District Court of Bankruptcy, Leeds, div.—

*Thompson*, Leeds, Yorkshire, tea dealer, Jan. 26 at 11, District Court of Bankruptcy, Leeds, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Wm. Kuper*, Grand Surrey Canal, Camberwell, Surrey, wire rope maker, Jan. 30 at 11, Court of Bankruptcy, London.—*Thomas Richards*, Folkestone, Kent, brewer, Jan. 27 at 11, Court of Bankruptcy, London.—*James Hunter*, King William-street, London, and Buckingham-street, Strand, Middlesex, merchant, Jan. 26 at 11, Court of Bankruptcy, London.—*S. Whitehouse*, *E. Whitehouse*, and *A. Whitehouse*, Newland, Gloucestershire, and Monmouth, tin-plate manufacturers, Jan. 30 at 11, District Court of Bankruptcy, Bristol.—*Samuel Barrow*, Hulme, Lancashire, plasterer, Jan. 29 at 12, District Court of Bankruptcy, Manchester.—*James Orme*, Bootle-cum-Linacre, Lancashire, hotel keeper, Jan. 29 at 11, District Court of Bankruptcy, Liverpool.—*Thos. Cooke*, Liverpool, warehouse keeper, Jan. 26 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Drinkwater*, Liverpool, draper, Jan. 26 at 11, District Court of Bankruptcy, Liverpool.

*To be allowed by the Vice-Chancellor of the High Court of Chancery, acting in Bankruptcy, unless Cause be shewn to the contrary on or before Jan. 26.*

*Douglass Pitt Gamble*, Cornhill, London, provision merchant.—*Chas. Bryson*, Broad-street-buildings, London, general dealer.—*Sam. Carroll*, Mincing-lane, London, broker.—*Wm. Flint*, Manchester, builder.—*Robert Lister*, Belper, Derbyshire, draper.—*Sam. Ward*, Lillypot-lane, London, lasting manufacturer.—*Wm. Green Hathaway*, Great Shelsley, Worcestershire, grocer.—*Wm. Maury*, Liverpool, merchant.

#### FIATS ANNULLED.

*Samuel Wilson*, Hill Top, near West Bromwich, Worcestershire, draper.—*Thos. Phillips*, Newcastle-under-Lyme, and Burslem, and *John Bell Phillips*, Burslem, Staffordshire, earthenware manufacturers,

#### PARTNERSHIPS DISSOLVED.

*Charles Gunning* and *Wm. Coleman Gill*, Bath, attorneys and solicitors.—*Robert Ransom* and *Henry Tiffen*, Sudbury, Suffolk, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*George Bowhill*, East Linton, grain dealer.—*Douglas Macpherson*, Armadale, Bathgate, Lidlithgow, tacksman of Colinsahiel Colliery.—*James Turner*, deceased, Dumfries, baker.—*John Grant & Son*, Inverness, hotel keepers.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*George Lawrence*, Burberry, near Rugby, Warwickshire, grocer, Jan. 22 at 10, County Court of Warwickshire, at Rugby.—*Wm. Jinks*, Brinklow, near Coventry, Warwickshire, blacksmith, Jan. 22 at 10, County Court of Warwickshire, at Rugby.—*Peter Stockbridge*, Gamlingay, Cambridgehire, saddler, Jan. 13 at 3, County Court of Cambridgehire, at Cambridge.—*Samuel Long*, Cambridge, saddler, Jan. 13 at 3, County Court of Cambridgehire, at Cambridge.—*A. Fitch*, Cambridge, dancing master, Jan. 13 at 3, County Court of Cambridgehire, at Cambridge.—*Henry Philip Gilbert*, Plymouth, Devonshire, carpenter, Jan. 23 at 11, County Court of Devonshire, at Plymouth.—*Wm. Groves Holmes*, Birmingham, japanner, Jan. 13 at 2, County Court of Warwickshire, at Birmingham.—*James Shields*, Birmingham, licensed victualler, Jan. 13 at 2, County Court of Warwickshire, at Birmingham.—*John Jones*, Birmingham, retail brewer, Jan. 13 at 2, County Court of Warwickshire, at Birmingham.—*James Marcosa*, Birmingham, Jan. 13 at 2, County Court of Warwickshire, at Birmingham.—*Jonas Hargreaves*, Halifax, Yorkshire, dealer in hay, Jan. 19 at 10, County Court of Yorkshire, at Halifax.—*John Weall*, East Hetton, Durham, publican, Jan. 25 at 10, County Court of Durham, at Durham.—*John Whittam* the younger, Pudsey, Yorkshire, coal agent, Jan. 23 at 11, County Court of Yorkshire, at Bradford.—*John Bladon*, Stone, Staffordshire, miller, Jan. 15 at 12, County Court of Staffordshire, at Stone.—*John Tunnicliffe*, Ecclehall, Staffordshire, out of business, Jan. 15 at 12, County Court of Staffordshire, at Stone.—

*Wm. Swithenbank*, Bradford, Yorkshire, tobacconist, Jan. 23 at 11, County Court of Yorkshire, at Bradford.—*C. Trevatt*, Pulborough, Sussex, tailor, Jan. 26 at 11, County Court of Sussex, at Petworth.—*Wm. Atkinson*, Adlingfleet, Yorkshire, flax dresser, Jan. 30 at 11, County Court of Yorkshire, at Goole.—*John Wainwright*, Goole, Yorkshire, coal agent, Jan. 30 at 11, County Court of Yorkshire, at Goole.—*Wm. Henry Dalton*, Boroughbridge, Yorkshire, tinner, Jan. 25 at 10, County Court of Yorkshire, at Knaresborough.—*Dorothy Johnson*, widow, Low Harrogate, Pannel, Yorkshire, Jan. 25 at 10, County Court of Yorkshire, at Knaresborough.—*Wm. John Hawkins*, Great Yarmouth, Norfolk, publican, Jan. 16 at 10, County Court of Norfolk, at Great Yarmouth.—*Hen. Cullingford* the younger, Great Yarmouth, Norfolk, out of business, Jan. 16 at 10, County Court of Norfolk, at Great Yarmouth.—*Thomas Sutton* the younger, Milton, Cambridgehire, horse dealer, Jan. 13 at 3, County Court of Cambridgehire, at Cambridge.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

Jan. 19 at 11, before Mr. Commissioner HARRIS.

*Thos. Wenham*, John-street, Great Suffolk-st., Southwark, Surrey, gentleman.—*Thomas Joliffe*, King's-row, Knightsbridge, Middlesex, assistant to a clothier.—*William Brown*, Upper John-st., Saint Pancras, Middlesex, carpenter.—*F. D. M. Osun*, Panton-sq., Haymarket, Middlesex, out of business.—*Charles Lovett*, Great Suffolk-st., Southwark, Surrey, cow-keeper.

Jan. 20 at 11, before Mr. Commissioner PHILLIPS.

*James H. Chappell*, Sussex-street, Huntley-st., Tottenham Court-road, Middlesex, publisher.—*Christopher Bell*, Tower-stairs, Tower-hill, Middlesex, armoury keeper at the Tower.—*Henry Cottrell*, Saint George's-road, Old Kent-road, Surrey, accountant.—*Wm. Carter*, High-st., Whitechapel, Middlesex, assistant to a beer-shop keeper.

Jan. 22 at 11, before the CHIEF COMMISSIONER.

*John Y. Lucy*, Southend Green, Hampstead, Middlesex, hay salesman.—*John Edwards*, Providence-cottage, Adam-st., Harper-st., New Kent-road, Surrey, bedstead maker.—*Thos. Durston Pinnell*, Warren-st., Camden-town, Middlesex, sine worker.—*John Powell* the younger, Coxford, near Shirley, Hampshire, out of business.—*C. H. Broughton*, Isle of Wight, Hampshire.

Jan. 22 at 11, before Mr. Commissioner PHILLIPS.

*Hugh Lloyd*, Ottery-place, College-st., Pelham-crescent, Fulham-road, Brompton, Middlesex, solicitor.

*The following Prisoners are ordered to be brought up before a Judge of the County Court, to be examined and dealt with according to the Statute:—*

*At the County Court of Warwickshire, at COVENTRY,*  
Jan. 20 at 2.

*Isaiah Phillips*, Aston, farmer.

*At the County Court of Cambridgehire, at CAMBRIDGE,*  
Jan. 13 at 3.

*John Hitch*, Soham, labourer.

*At the County Court of Kent, at DOVER, Jan. 20 at 10.*  
*Wm. Foord*, Folkestone, victualler.

*At the County Court of Suffolk, at IPSWICH, Jan. 19.*  
*John Williams*, Ipswich, dealer in marine stores.

*At the County Court of Lancashire, at LANCASTER, Jan. 19*  
at 10.

*Jane Rollinson*, widow, Bolton-le-moors, licensed victualler.—*Jas. Shorrocks*, Blackburn, furniture broker.—*Isaac Jacobs*, Manchester, out of business.—*Henry Moss*, Bryers, Wood-plumpton, near Preston, farmer.—*Francis Ashworth*, Blackburn, linen draper.—*B. McArdle*, Liverpool, bedstead maker.—*Jos. Loveday*, Manchester, provision dealer.—*John Curtis Sherrett*, Liverpool, share broker's clerk.—*Joseph Robinson*, Liverpool, canvasser of orders for books.—*R. Faulkner*, Salford, commission agent.—*Rob. Hargreaves*, Colne, commission agent.

*At the County Court of Carnarvonshire, at CARNARVON,*  
Jan. 24 at 11.

*Wm. Evans*, Cachaidmawr, quarry labourer.

*At the County Court of Staffordshire, at STAFFORD, Jan.*  
23 at 10.

*John Draper*, Stafford, licensed victualler.

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Printed by LUKE JAMES HANSARD, PAINTER, residing at No. 7, Southampton Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex, at his Printing Office, situate in Parker Street, in the Parish of St. Giles-in-the-Fields, in the County aforesaid; and Published at No. 3, CHANCERY-LANE, in the Parish of St. Dunstan-in-the-West, in the City of London, by HENRY SWEET, LAW BOOKSELLER and PUBLISHER, residing at No. 41, Great Cornhill Street, in the Parish of St. George, Bloomsbury, in the County of Middlesex. Saturday, January 6, 1849.







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